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September 30, 1999

FILED

SEP 30 1999

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 3660  
Jefferson City, Missouri 65102

Missouri Public  
Service Commission

70-2000-261

RE: In the Matter of the Application of SBC Advanced Solutions, Inc., for approval of its Interconnection Agreement with Southwestern Bell Telephone Company, under 47 U.S.C. § 252(a)(1) and (i)

Dear Mr. Roberts:

Enclosed for filing in the above-referenced matter are the original and fourteen (14) copies of the Application of SBC Advanced Solutions, Inc, for approval of its Interconnection Agreement with Southwestern Bell Telephone Company. An original and five (5) copies of the Interconnection Agreement are attached to the Application.

A copy of the foregoing Application has been hand-delivered or mailed this date to the Office of the Public Counsel.

Thank you for your attention to this matter.

Sincerely,

*James M. Fischer*  
James M. Fischer

/jr  
Enclosures

cc: Office of the Public Counsel

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

FILED  
SEP 30 1999  
Missouri Public  
Service Commission

In the matter of the Application of )  
SBC Advanced Solutions, Inc. )  
for approval of its Interconnection )  
Agreement with Southwestern Bell )  
Telephone Company, under )  
47 U.S.C. § 252(a)(1) and (i) )

Case No. TD - 2000 - 261

**APPLICATION OF SBC ADVANCED SOLUTIONS, INC.  
FOR APPROVAL OF INTERCONNECTION AGREEMENT  
WITH SOUTHWESTERN BELL TELEPHONE COMPANY**

COMES NOW SBC Advanced Solutions, Inc. ("ASI") and hereby applies for approval by the Missouri Public Service Commission ("Commission") of the accompanying Interconnection Agreement voluntarily entered into by ASI and Southwestern Bell Telephone Company ("SWBT"), pursuant to the federal Telecommunications Act ("Act") under 47 U.S.C. § 252(a)(1) and (i). This agreement covers the provision of interconnection, service and network elements.

1. ASI is a wholly-owned subsidiary of SBC Communications, Inc. The legal name and principal office or place of business of ASI is:

SBC Advanced Solutions, Inc.  
1010 N. St. Mary's, Room 1400  
San Antonio, Texas 78215  
Telephone: (210) 886-5110  
Facsimile: (210) 886-1822

2. Copies of ASI's Certificate of Authority to transact business in Missouri from the Missouri Secretary of State and ASI's Articles of Incorporation are being filed simultaneously in Re SBC Advanced Solutions, Inc. for a Certificate of Service Authority to Provide (Advanced Services Telecommunications) within the state of Missouri, Case No. TA-2000- 260, and are

incorporated herein by reference. All correspondence, communications, and orders and decisions of the Commission should be sent to:

James M. Fischer  
JAMES M. FISCHER, P.C.  
101 West McCarty  
Suite 215  
Jefferson City, Missouri 65101  
Telephone: (573) 636-6758  
Facsimile: (573) 636-0383

ASI respectfully requests that the Interconnection Agreement become effective following the filing of this notice with the Commission, or as soon thereafter as practicable.

In support of this Application, ASI states the following:

#### **I. INTERCONNECTION AGREEMENT REACHED**

ASI presents to this Commission for approval, an Agreement that was negotiated and executed pursuant to the terms of the Act. Following good faith negotiations to address all of the complex issues involved in such an agreement, the parties signed the Interconnection Agreement between SWBT and ASI on September 3, 1999 and September 1, 1999, respectively, and hereby file the Agreement, together with the twenty-four (24) appendices incorporated therein. There are no outstanding issues between SWBT and ASI that need the assistance of mediation or arbitration.

#### **II. REQUEST FOR APPROVAL**

ASI seeks the Commission's approval of the Agreement, consistent with the provisions of the Act. ASI believes that the implementation of this Agreement complies fully with Section 252(e) of the Act because the Agreement is consistent with the public interest, convenience and necessity, and does not discriminate against any telecommunications carrier. The Agreement promotes

interconnectivity and diversity in providers, and will increase customer choices for telecommunications services after ASI is certified and has effective tariffs.

ASI respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiation and compromise between ASI and SWBT.

### **III. STANDARD FOR REVIEW**

The statutory standards of review are set forth in Section 252(e) of the Act with provides:

#### **(e) APPROVAL BY STATE COMMISSION**

(1) **APPROVAL REQUIRED.** – Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement, with written findings as to any deficiencies.

(2) **GROUND FOR REJECTION.** – The State Commission may only reject –

(A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that –

(i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or

(ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; . . . .

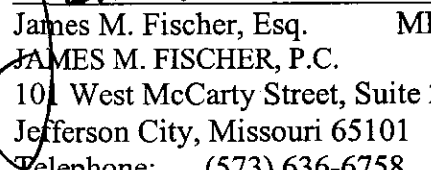
#### IV. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with Missouri Senate Bill 507, which became effective on August 28, 1996. After certification and the approval of its tariffs, ASI will be allowed to provide the customer with increased choices.

WHEREFORE, SBC Advanced Solutions, Inc. respectfully requests the Commission to enter an Order approving its Interconnection Agreement.

Respectfully submitted,

Joe Cosgrove, Esq. MBN 35861  
SBC ADVANCED SOLUTIONS, INC.  
1010 N. St. Mary's, Room 1407  
San Antonio, Texas 78215  
Telephone: (210) 886-5110  
Facsimile: (210) 886-5446

  
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Attorney for Applicant SBC Advanced Solutions, Inc.

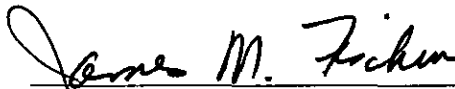
## CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered or mailed, First Class, postage prepaid, this 30<sup>th</sup> day of September 1999, to:

Office of the Public Counsel  
P.O. Box 360  
Jefferson City MO 65102

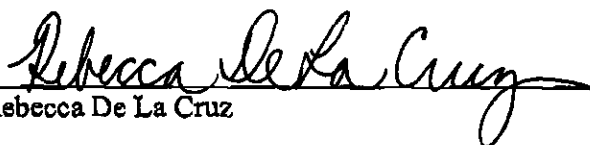
Paul G. Lane  
General Attorney  
Southwestern Bell Telephone Company  
One Bell Center, Room 3520  
St. Louis MO 63101

Dana Joyce  
General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City MO 65102


  
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James M. Fischer

**AFFIDAVIT OF VERIFICATION**STATE OF TEXAS )  
COUNTY OF BEXAR )

Rebecca De La Cruz, being first duly sworn, on her oath and in her capacity as Vice President-Customer Services of SBC Advanced Solutions, Inc., states that she is authorized to execute on behalf of SBC Advanced Solutions, Inc. this Application and has knowledge of the matters stated in this Application, and that said matters are true and correct to the best of her knowledge and belief.

  
Rebecca De La Cruz

Subscribed and sworn to before me this 13<sup>th</sup> day of September, 1999.

  
Notary Public, State of Texas

