

Regulatory and
Governmental Affairs



601 Monroe Street, Suite 304
Jefferson City, MO 65101
Fax 573.636.6826

April 20, 2001

FILED³

APR 20 2001

Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Secretary/Chief Administrative Law Judge
Missouri Public Service Commission
200 Madison Street, Suite 100
Jefferson City, MO 65101

T0-2001-589

Subject: APPLICATION OF GTE MIDWEST INCORPORATED D/B/A VERIZON
MIDWEST FOR APPROVAL OF A COMPREHENSIVE
INTERCONNECTION AGREEMENT WITH DIRECT2INTERNET
CORPORATION PURSUANT TO SECTION 252(e) OF THE
TELECOMMUNICATIONS ACT OF 1996

Dear Mr. Roberts:

Enclosed for filing are the original and eight (8) copies of the Application for Approval of a Comprehensive Interconnection Agreement on behalf of GTE Midwest Incorporated d/b/a Verizon Midwest with Direct2Internet Corporation. As directed by the Commission on January 4, 1999, an original and five (5) copies of the approved Interconnection Agreement, numbered in seriatim, are enclosed with this filing.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas R. Parker" with a stylized flourish at the end.

Thomas R. Parker

TRP:gl

Enc.

c: Service List

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

APR 20 2001

Missouri Public
Service Commission

IN THE MATTER OF THE APPLICATION OF)
GTE MIDWEST INCORPORATED D/B/A VERIZON)
MIDWEST FOR APPROVAL OF A COMPREHENSIVE)
INTERCONNECTION AGREEMENT WITH)
DIRECT2INTERNET CORPORATION, PURSUANT TO)
SECTION 252(e) OF THE TELECOMMUNICATIONS)
ACT OF 1996)

CASE NO. 70-2001-589

**APPLICATION OF GTE MIDWEST INCORPORATED D/B/A VERIZON MIDWEST
FOR APPROVAL OF A COMPREHENSIVE INTERCONNECTION AGREEMENT**

COMES NOW, GTE Midwest Incorporated d/b/a Verizon Midwest ("Verizon") files this Application for Approval of an Interconnection Agreement (the "Agreement") between Verizon and Direct2Internet Corporation, ("Direct2Internet), pursuant to Section 252(e) of the Telecommunications Act of 1996 ("the Federal Act") and would respectfully show the Missouri Public Service Commission (the "Commission") the following:

I. THE APPLICANTS

Verizon is engaged in the business of providing local, access, toll and other telecommunications services. The principal office of Verizon is 601 Monroe Street, Suite 304, Jefferson City, Missouri 65101. Applicant is a Delaware Corporation whose Certificate of Good Standing is enclosed as Attachment 1 and incorporated herein by reference.

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II. INTERCONNECTION AGREEMENT REACHED

Verizon presents to this Commission for approval an agreement negotiated and executed pursuant to the terms of the Federal Act (Agreement, Attachment 2). After weeks of intensive good faith negotiations to address all of the complex issues involved in such an agreement, the parties have executed the Interconnection Agreement between Verizon and Direct2Internet on January 16, 2001 and filed herewith, together with the one (1) appendix incorporated therein.

III. DESIGNATED CONTACTS

The designated contact for purposes of this Application is:

Dave Evans
Director - Regulatory Affairs
Verizon
601 Monroe Street, Suite 304
Jefferson City, MO 65101
Telephone: 573-636-7196
Fax: 573-636-6826
e-mail: dave.evans@verizon.com

IV. REQUEST FOR APPROVAL

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

diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services.

Verizon respectfully requests that the Commission grant approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between competitors, and the parties do not believe a case or intervention by other parties is necessary or appropriate.

V. STANDARD FOR REVIEW

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

Section 252(e) of the Federal Act:

(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) GROUNDS 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; or

VI. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with the Missouri Legislation, Senate Bill No. 507, which became effective on August 28, 1996.

VII. PENDING ACTIONS, ANNUAL REPORTS, AND ASSESSMENTS


The Applicants have no final unsatisfied judgments or decisions against them in any state or federal agency or court involving customer service or rates which have occurred within three years of the date of this application. As incumbent local exchange carriers, and as a routine part of their business, the Applicants do receive some complaints about service -- primarily at the state utility commissions -- but in some cases also in state or federal courts. Applicants are typically able to resolve all of these matters in a satisfactory manner, and currently have no such actions that they believe will not be so resolved. No annual reports or assessments are overdue in Missouri.

VIII. CONCLUSION

For the reasons set forth above, Verizon respectfully prays that the Commission approve the Agreement.

Respectfully submitted,

GTE MIDWEST INCORPORATED
d/b/a Verizon Midwest

By: 
Thomas R. Parker, Bar #0028806
601 Monroe Street, Suite 304
Jefferson City, MO 65101-3202
(972) 718-6361
FAX (972) 718-1250
e-mail: tom.parker@bdi.gte.com

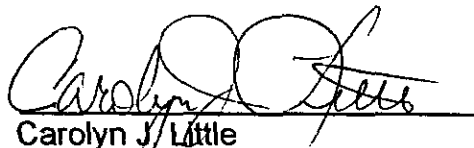
THEIR ATTORNEY

VERIFICATION

I, Carolyn J. Little, under penalty of perjury, certify as follows:

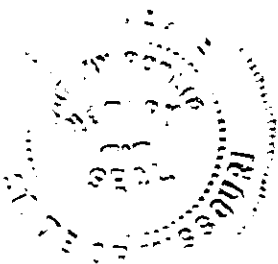
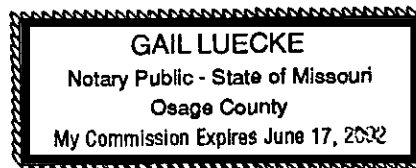
I am an Officer of the Company – Assistant Secretary of GTE Midwest Incorporated d/b/a Verizon Midwest ("Verizon"). I am authorized to make this verification on behalf of Verizon. I have read the foregoing "Application of Verizon for Approval of Interconnection Agreement with Direct2Internet Corporation pursuant to Sections 252(e) of the Telecommunications Act of 1996" and know the contents thereof, and the facts stated therein are true and correct to the best of my knowledge, information and belief.

Executed in the State of Missouri on this 20th day of April, 2001.



Carolyn J. Little
Assistant Secretary
GTE Midwest Incorporated d/b/a Verizon
Midwest

Sworn before me and subscribed in my presence by Carolyn J. Little this 20th day of April, 2001.


Notary Public

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document was hand-delivered to Dale Hardy Roberts, Secretary/Chief Administrative Law Judge, Missouri Public Service Commission, 200 Madison Street, Suite 100, Jefferson City, MO 65101 and was mailed, postage prepaid, this 20th day of April, 2001 the following:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

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

Mr. Chris Bilander
Direct2Internet Corporation
3701 FAU Blvd., Suite 210
Boca Raton, FL 33431


Gail Luecke

No. F00369029

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CORPORATION DIVISION

CERTIFICATE OF CORPORATE GOOD STANDING - FOREIGN CORPORATION

I, REBECCA McDOWELL COOK, Secretary of State of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

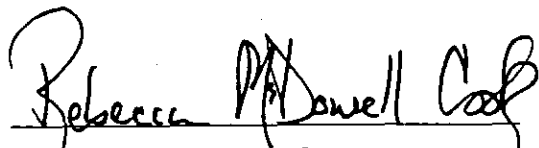
GTE MIDWEST INCORPORATED

using in Missouri the name

GTE MIDWEST INCORPORATED

a DELAWARE corporation filed its Evidence of Incorporation with this State on the 23rd day of JULY, 1992, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 23rd day of JUNE, 2000.


Secretary of State

