State of Utah
Department of Commerce
Division of Public Utilities

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M E M O R A N D U M

To: Public Service Commission

From: Division of Public Utilities
Chris Parker, Director
Bill Duncan, Telecommunications / Water Manager
Ron Slusher, Utility Technical Consultant

Date: June 09, 2011

Re: Agreement filing in the Matter of the Amended Interconnection Agreement between Qwest Corporation and Time Warner Telecom of Utah per Docket No. 11-049-32.

RECOMMENDATION (Acknowledge):

The Division recommends that the Commission acknowledge the receipt of this Amended Interconnection Agreement.

EXPLANATION:

On June 06, 2011, Qwest Corporation ("Qwest") filed the Amended Interconnection Agreement per the above-referenced docket in accordance with § 54-8b-2.2(1) (d) of the *Utah Code*. This Agreement had been fully executed through voluntary negotiations on May 05, 2011 with Time Warner Telecom of Utah ("Time Warner"). Time Warner's Certificate of Public Convenience and Necessity was approved by the Commission on December 11, 2000 in Docket No. 00-2351-01.

The Division has reviewed the above-mentioned Agreement between Qwest and Time Warner and sees no reason to reject it. Specifically, the Division believes that the Agreement was negotiated in good faith and without unfair discrimination. Both parties also recognize that, to the extent that the existing rules are changed, vacated, dismissed, stayed or modified, this Agreement and all contracts adopting all or part of this Agreement will be amended to reflect such modification or change of the existing rules. Therefore, the Division recommends that the Commission acknowledge the receipt of this Amended Interconnection Agreement.

cc: L.T. Christensen, Director – Wholesale Contracts, Qwest Corporation
Tina Davis, Senior Vice President, Time Warner Telecom of Utah