



State of Utah
Department of Commerce
Division of Public Utilities

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March 26, 2008

TO: PUBLIC SERVICE COMMISSION

FROM: DIVISION OF PUBLIC UTILITIES

Philip J. Powlick, Director
Bill Duncan, Manager, Telecommunications
Casey J. Coleman, Technical Consultant

Re: Interconnection Agreement between Qwest Corporation and Ionex Communications North, Inc., (fka Advanced Communications Group and Firstel, Inc.) per Docket No. 08-049-10

RECOMMENDATION: acknowledge receipt

ISSUES:

On March 14, 2008 Qwest Corporation ("Qwest") filed the Local Services Platform Agreement for the Provision of a "Commercial QLSP Agreement" per the above-referenced docket. This Service Agreement was filed under protest pending a ruling from the federal district court. Despite the protest the Division deems that this Agreement had been fully executed through voluntary negotiations on February 25, 2008 with Ionex Communications North, Inc., (fka Advanced Communications Group and Firstel, Inc.) ("Ionex"). Ionex's Certificate of Public Convenience and Necessity was approved by the Commission on October 24, 2000 in Docket No. 00-2330-01.

The Division has reviewed the above-mentioned Agreement between Qwest and Ionex 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 Interconnection Agreement.

cc: L.T. Christensen, Director, Interconnection Compliance, Qwest
T. J. Sauder, Director-Finance, Ionex Communications North, Inc.,
Michael Ginsberg, Assistant Attorney General