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Department of Commerce
Division of Public Utilities

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May 5, 2009

TO: PUBLIC SERVICE COMMISSION

FROM: DIVISION OF PUBLIC UTILITIES

Philip J. Powlick, Director
Bill Duncan, Manager, Telecommunications
Paul M. Anderson, Technical Consultant

Re: Filing of Wireless Interconnection Agreement in the Matter of the Wireless Interconnection and Reciprocal Compensation Agreement between Beehive Telephone Company, Inc., and T-Mobile USA, Inc. for the State of Utah per Docket No. 09-051-01.

RECOMMENDATION: acknowledge receipt

ISSUES:

On February 17, 2009, Beehive Telephone Company, Inc. ("Beehive") filed the Wireless Interconnection and Reciprocal Compensation 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 February 12, 2009 with T-Mobile USA, Inc. ("T-Mobile").

The Division has reviewed the above-mentioned Agreement between Beehive and T-Mobile 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 Wireless Interconnection and Reciprocal Compensation Agreement.

cc: John D. Brewer, Assistant General Manager, Beehive Telephone Co. Inc.
Dorothy A. Young Authorized Representative, Beehive Telephone Co. Inc.
Dave Mayo, Vice President-Planning & Finance, T-Mobile USA, Inc.
Michael Ginsberg, Assistant Attorney General