



State of Utah  
Department of Commerce  
Division of Public Utilities

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**MEMORANDUM**

**To:** Public Service Commission

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

**Date:** March 22, 2011

**Re:** Agreement filing in the Matter of the Amended Interconnection Agreement between Qwest Corporation and Electric Lightwave, LLC per Docket No. 11-049-23.

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**RECOMMENDATION (Acknowledge):**

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

**EXPLANATION:**

On March 11, 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 March 02, 2011 with Electric Lightwave, LLC. Electric Lightwave's Certificate of Public Convenience and Necessity was approved by the Commission on August 16, 1995 in Docket No. 94-2202-01.

The Division has reviewed the above-mentioned Agreement between Qwest and Electric Lightwave 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  
J. Jeffrey Oxley, EVP- General Counsel, Electric Lightwave, LLC