#### Expedites Amendment to the Interconnection Agreement between Qwest Corporation and Integra Telecom of Utah, Inc. for the State of Utah

This Amendment ("Amendment") is to the Interconnection Agreement between Qwest Corporation ("Qwest"), a Colorado corporation, and Integra Telecom of Utah, Inc. ("CLEC"). Qwest and CLEC shall be referred to jointly as the "Parties."

## **RECITALS**

WHEREAS, the Parties entered into an Interconnection Agreement that was approved by the Public Service Commission of Utah ("Commission"); and

WHEREAS, the Parties agree to amend the Agreement with the terms and conditions contained herein.

### AGREEMENT

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained in this Amendment and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

#### 1. <u>Amendment Terms</u>

The Agreement is hereby amended by adding rates, terms and conditions relating to Expedites, as set forth in Attachment 1 and Exhibit A, attached hereto and incorporated herein. The Parties agree the rates, terms and conditions in this document are for the limited purposes of this Amendment. CLEC and Qwest reserve their rights to assert different language and/or rates in other contexts.

#### 2. Effective Date

This Amendment shall be deemed effective upon Commission approval; however, the Parties agree to implement the provisions of this Amendment upon execution.

#### 3. Further Amendments

Except as modified herein, the provisions of the Agreement shall remain in full force and effect. Except as provided in the Agreement, this Amendment may not be further amended or altered, and no waiver of any provision thereof shall be effective, except by written instrument executed by an authorized representative of both Parties.

#### 4. Entire Agreement

Other than the publicly filed Agreement and its Amendments, Qwest and CLEC have no agreement or understanding, written or oral, relating to the terms and conditions for Expedites in the State of Utah.

The Parties intending to be legally bound have executed this Amendment as of the dates set forth below, which may be in multiple counterparts, each of which is deemed an original, but all of which shall constitute one and the same instrument.

Integra Telecom of U	tah, Inc.
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#### **Qwest Corporation**

Signature

Name Printed/Typed

Title

Date

Signature

L.T. Christensen

Name Printed/Typed

Director – Wholesale Contracts\_\_\_\_\_ Title

Date

Integra/Expedites Amd/UT Amendment to CDS-991222-0150

# Attachment 1 Expedites

# <u>NOTE:</u> The numbering in this Attachment 1 (which may not be consecutive) is used as a <u>convenience to the Parties and may not be related to the numbering of the remainder of the Agreement.</u>

12.2.1.2 Expedites. CLEC may request a Due Date earlier than the applicable Due Date interval for that product or service. Requests for expedites can be made either prior to, or after, submitting CLEC's service request.

12.2.1.2.1 Notwithstanding any other provision of this Agreement, for all products and services under this Agreement (except for Collocation), Qwest will grant and process CLEC's expedite request, and expedite charges are not applicable, if Qwest does not apply expedite charges to its retail Customers, such as when certain conditions (*e.g.*, fire or flood) are met and the applicable condition is met with respect to CLEC's request for an expedited order. If the conditions are met, but resources are not available, Qwest will grant and process CLEC's expedite request only to the extent that it would grant and process an expedite request for a retail Customer when resources are not available.

12.2.1.2.2 If none of the conditions described in Section 12.2.1.2.1 are met, Qwest will grant and process CLEC's expedite request, but the expedite charges in Exhibit A will apply, unless the need for the expedite is caused by Qwest.

12.2.1.2.3 Nothing in this Section 12.2.1.2 alters whether a non-recurring installation charge in Exhibit A applies to the CLEC order pursuant to the terms of the applicable section of this Agreement. The expedite charge, if applicable, is separate from the installation charge.