



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: August 22, 2011

Re: Agreement filing in the Matter of the Interconnection Agreement between Qwest Corporation and Wholesale Carrier Services, Inc per Docket No. 11-049-45.

RECOMMENDATION (deny):

The Division recommends that the interconnection agreement in this docket be denied until a CPCN is applied for and granted to Wholesale Carrier Services, Inc.

EXPLANATION:

On August 16, 2011, Qwest Corporation filed the Interconnection Agreement per the above-referenced docket in accordance with § 54-8b-2.2(1) (d) of the *Utah Code*. To date, Wholesale Carrier Services, Inc has not filed with the Public Service Commission a request to obtain a Certificate of Public Convenience and Necessity "CPCN".

Because Wholesale Carrier Services, Inc has not filed for a CPCN and does not have permission from the Commission to serve within the State of Utah, the Division recommends that the interconnection agreement in this docket be denied until a CPCN is granted.

cc: L.T. Christensen, Director-Wholesale Contracts, Qwest Corporation
Chris S. Brown, Wholesale Carrier Services, Inc