

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Interconnection Agreement )  
between QWEST CORPORATION and )  
FLATEL, INC. )

DOCKET NO. 00-049-89  
REPORT AND ORDER

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ISSUED: March 9, 2001

SYNOPSIS

The proposed interconnecting party not being certificated by the Commission, and no application for said certification pending, the Commission rejected the agreement.

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By The Commission:

PROCEDURAL HISTORY

On November 6, 2000, Qwest Corporation (Qwest) filed for approval of an interconnection agreement with FLATEL, INC., which is not certificated by this Commission and which has not applied for such certification. Utah law requires interconnecting telephone corporations to be certificated before the Commission may approve such agreements. Accordingly, we enter the following

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- The proposed interconnection agreement between Qwest and FLATEL, INC., be, and it is, disapproved and rejected.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure to do so will forfeit the right to appeal to the Utah Supreme Court.

Dated at Salt Lake City, Utah, this 9th day of March, 2001.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary