

# **DIVIDER**

**STATE OF NORTH DAKOTA  
INFORMATION TECHNOLOGY DEPARTMENT  
SFN 2053 (4-2002)**

**PU-2271-01-26**

**Sprint Communications Company L.P./Qwest Corporati  
Interconnection Agreement Amendment**

**Application**

**01**

**Filed 1/15/2001**

**Closed 3/15/2001**

**Scott, Sandi L.**

---

**From:** Bauske, Shelly A.  
**Sent:** Tuesday, April 24, 2001 1:19 PM  
**To:** Scott, Sandi L.  
**Subject:** Money Received.....

Case No. PU-2271-01-26  
Sprint Communications  
\$68.90

- 42 **PU-2256-00-553** Pages: 0  
 \$262.93 received  
 by United Communications HUB, Inc.  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 12 **PU-2446-00-629** Pages: 0  
 \$43.65 received  
 by Choctaw Communications, Inc./Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 13 **PU-2456-00-637** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 14 **PU-2457-00-638** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 14 **PU-2458-00-639** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 13 **PU-2459-00-640** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 12 **PU-2463-00-653** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 12 **PU-2469-00-669** Pages: 0  
 \$48.44 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 13 **PU-2057-00-698** Pages: 0  
 \$68.89 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 12 **PU-2479-01-20** Pages: 0  
 \$68.89 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .
- 12 **PU-2271-01-26** Pages: 0  
 \$68.89 received  
 by Qwest Corporation  
 04/16/2001 CC: Comm Legal Ilona Jerry .

**APPROVED**

DATE: 3-28-01  
KMF

MOTION

March 28, 2001

Sprint Communications Company L.P./  
Qwest Corporation  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-26

I move the Commission bill Sprint Communications and Qwest Corporation for costs incurred to date in Case No. PU-2271-01-26, Sprint Communications Company L.P./Qwest Corporation, Interconnection Agreement Amendment, Application.



Public Service Commission  
State of North Dakota

COMMISSIONERS

Susan E. Wefald, President  
Leo M. Reinbold  
Anthony T. Clark

Executive Secretary  
Jon H. Mielke

600 E Boulevard Ave. Dept. 408  
Bismarck, North Dakota 58505-0480  
web: www.psc.state.nd.us  
e-mail: sab@oracle.psc.state.nd.us  
TDD 800-366-6888  
Fax 701-328-2410  
Phone 701-328-2400

March 28, 2001

Evelyn Vernon  
Regulatory Accounting  
Sprint  
6860 W 115th St MS KSOPKD0105  
Overland Park KS 66211

Dan Kuntz  
PO Box 1695  
Bismarck ND 58502-1695

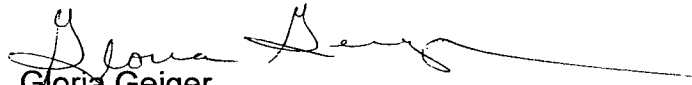
RE: Case No. PU-2271-01-26  
Sprint Communications Company L.P./Qwest Corporation  
Interconnection Agreement Amendment  
Application

Enclosed is a copy of the statement approved at the March 28, 2001 Public Service Commission meeting for the expenses incurred to date in Case No. PU-2271-01-26.

Under N.D.C.C. 49-21-01.7, these expenses are billed through the Valuation Fund and must be paid for by the telecommunications company involved.

Please make your check payable to the Public Service Commission.

Sincerely,

  
Gloria Geiger  
Administrative Assistant  
701-328-2401

Enc.

c: Scott Macintosh  
Qwest Corporation  
PO Box 5508  
Bismarck ND 58502-5508

Director - Interconnection Compliance  
Qwest Corporation  
1801 California St Rm 2410  
Denver CO 80202

Rachel Reiber  
Sprint  
8140 Ward Parkway  
Kansas City MO 64141

# Billing Statement

March 28, 2001

Sprint Communications Company L.P./  
Qwest Corporation  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-26

## Expenses Incurred to Date:

Advertising Costs	\$137.79
-------------------	----------

## Amount Due:

Sprint Communications	\$68.90
Qwest Corporation	\$68.89

## Send Payment and a Copy of this Statement To:

Public Service Commission  
600 E Boulevard Ave Dept 408  
Bismarck ND 58505-0480

**Federal Tax ID 45-0309764**

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-26

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL AND ORDINARY MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

Sharon Helbling deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **15th day of March, 2001**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

Order

The envelopes were addressed as follows:

Dan Kuntz  
P O Box 1695  
Bismarck ND 58502-1695

Ken Ross  
Sprint  
7301 College Blvd  
Overland Park KS 66210

**Cert. No. 7000 0520 0022 8654 1831**

**Cert. No. 7000 0520 0022 8654 1855**

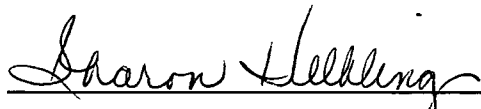
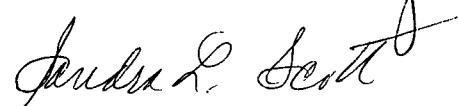
Sharon Helbling further deposes and says that on the **15th day of March, 2001**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same.

Scott Macintosh  
Qwest Corporation  
P O Box 5508  
Bismarck ND 58502-5508

Dir-Interconnection Compliance  
Qwest Corporation  
1801 California St Rm 2410  
Denver CO 80202

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **15th day of March, 2001**.

  
\_\_\_\_\_  
  
\_\_\_\_\_  
Notary Public

**SANDRA L. SCOTT**  
Notary Public, STATE OF NORTH DAKOTA  
My Commission Expires JUNE 11, 2004

SEAL

10 PU-2271-01-26

Pages: 1

Affidavit of Service

by Public Service Commission

03/15/2001

CC: Comm Legal Ilona Jerry

**APPROVED**

**MOTION**

DATE: 3-14-01  
KMF

**March 14, 2001**

**Sprint Communications Company, L.P./Qwest  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-26**

I move the Commission adopt the Order Approving Interconnection Agreement Amendment in the application for approval of an interconnection agreement third amendment negotiated between Qwest Corporation and Sprint Communications Company, L.P., Case No. PU-2271-01-26.

JRL/sdh

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**Sprint Communications Company L.P./Qwest  
Corporation Communications, Inc.  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-26**

**ORDER APPROVING INTERCONNECTION AGREEMENT AMENDMENT**

**March 14, 2001**

On January 15, 2001, in Case No. PU-2271-01-26, Qwest filed an application for approval of a third amendment negotiated to its interconnection agreement with Sprint Communications Company L.P. This amendment sets forth terms and conditions for complex firm order confirmation.

The amendment was filed under Section 252(e) of the Telecommunications Act of 1996 (Act). The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission. Under section 252(e)(2)(A), the Commission may only reject an agreement (or portion thereof) adopted by negotiation if it finds that:

1. the agreement (or portion thereof) discriminates against a telecommunications carrier that was not a party to the agreement;
2. the implementation of the agreement (or portion thereof) is not consistent with the public interest, convenience, and necessity.

In addition, the Commission may include in its review state requirements that do not constitute barriers to entry under section 253. Section 252(e)(4) requires that the Commission must act to approve or reject an agreement adopted by negotiation within ninety (90) days after submission by the parties.

On January 24, 2001, the Commission issued a Notice of Opportunity to File Written Comments, which provided that the Commission would receive written comments on the agreement until February 27, 2001. No comments have been received.

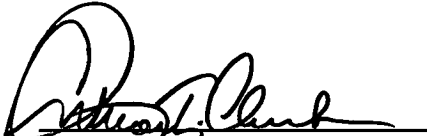
The Commission has reviewed the amended agreement and finds that it has not been shown to discriminate against a telecommunications carrier that was not a party to the agreement. The Commission further finds that implementation of the agreement has not been shown to be inconsistent with the public interest, convenience and necessity.

Order

The Commission orders:

1. The interconnection agreement third amendment negotiated between Qwest Corporation and Sprint Communications Company L.P., filed with the Commission on January 15, 2001, is APPROVED.
2. The Commission retains continuing jurisdiction over the agreement at all times.
3. Notice of any changes to the agreement must be filed promptly with the Commission.
4. The agreement must not be assigned, assumed or otherwise transferred without the approval of the Commission.
5. Each party to the agreement shall respond reasonably and in good faith to the other party's requests to implement the agreement.

PUBLIC SERVICE COMMISSION

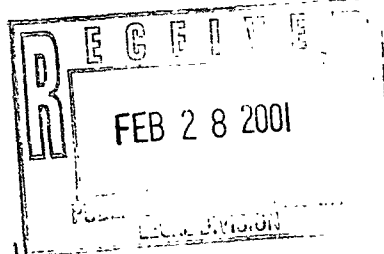
  
Anthony T. Clark  
Commissioner

  
Susan E. Wefald  
President

  
Leo M. Reinbold  
Commissioner

# Affidavit of Publication

State of North Dakota )  
County of Burleigh )



Laurie Thiel, being duly sworn, state as follows:

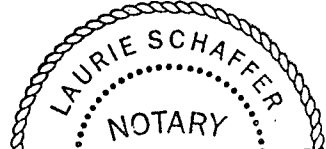
1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.
2. The newspapers listed on the exhibits published the advertisement of:  
McLeadUSA / Qwest time(s)  
as required by law or ordinance.
3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

Signed: Laurie Thiel

Subscribed and sworn to before me this 15<sup>th</sup> day of February A.D. 2001.

Laurie Schaffer

LAURIE SCHAFFER  
Notary Public, STATE OF NORTH DAKOTA  
My Commission Expires DEC. 1, 2005



8 **PU-2057-00-698** Pages: 11  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.

7 **PU-2271-01-19** Pages: 11  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.

02/28/2001 CC: Comm Legal Ilona Jerry .

7 **PU-2479-01-20** Pages: 11  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.

7 **PU-2271-01-26** Pages: 11  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.

02/28/2001 CC: Comm Legal Ilona Jerry .

Notice Of Opportunity To File  
Written Comments

January 24, 2001

Case No. PA-2271-01-26

Bismarck	1-29
Devils Lake	1-31
Dickinson	1-31
Fargo	2-5
Grand Forks	1-31
Jamestown	1-31
Minot	1-31
Valley City	1-31
Wahpeton	1-31
Williston	1-31

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

McLeodUSA Telecommunications Services,  
Inc./Qwest Corporation  
Interconnection Agreement Amendment  
Application

Case No. PU-2057-00-698

Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-19

Excess Communications, Inc./Qwest  
*Interconnection Agreement*  
Application

Case No. PU-2479-01-20

Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-26

**AFFIDAVIT OF SERVICE BY CERTIFIED MAIL AND ORDINARY MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Sharon Helbling** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **25th day of January, 2001**, she deposited in the United States Mail, Bismarck, North Dakota, **five** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

**Notice of Opportunity to File Written Comments**

The envelopes were addressed as follows:

Dan Kuntz  
P O Box 1695  
Bismarck ND 58502-1695

John Munn  
Qwest Corporation  
1801 California St Rm 5100  
Denver CO 80202

**Cert. No. 7000 0520 0022 8653 3355**

**Cert. No. 7000 0520 0022 8653 3362**

6

PU-2271-01-26

Pages: 17

Affidavits of Service

by Public Service Commission

01/25/2001

CC: Comm Legal Ilona Jerry

Lauraine Harding  
McLeodUSA  
6400 C St SW  
Cedar Rapids IA 52406-3177  
**Cert. No. 7000 0520 0022 8653 3379**

Ken Ross  
Sprint  
7301 College Blvd  
Overland Park KS 66210  
**Cert. No. 7000 0520 0022 8654 0155**

Kevin Stolz  
Essex Communications Inc  
5500 Metro West Blvd Ste 209  
Orlando FL 32811  
**Cert. No. 7000 0520 0022 8654 0162**

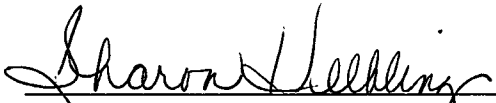

**Sharon Helbling** further deposes and says that on the **25th day of January, 2001**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same.

Scott Macintosh  
Qwest Corporation  
P O Box 5508  
Bismarck ND 58502-5508

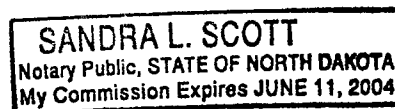
Dir-Interconnection Compliance  
Qwest Corporation  
1801 California St Rm 2410  
Denver CO 80202

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **25th day of January, 2001**.

  
\_\_\_\_\_  
  
\_\_\_\_\_  
Notary Public

SEAL



STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

McLeodUSA Telecommunications Services,  
Inc./Qwest Corporation  
Interconnection Agreement Amendment  
Application

Case No. PU-2057-00-698

Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-19

Excess Communications, Inc./Qwest  
*Interconnection Agreement*  
Application

Case No. PU-2479-01-20

Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application

Case No. PU-2271-01-26

**AFFIDAVIT OF SERVICE BY ORDINARY MAIL OR E-MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Sharon Helbling** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **25th day of January, 2001**, she deposited in the United States Mail, Bismarck, North Dakota, envelopes by first class mail, fully prepaid, securely sealed, each containing a photocopy of:

**Notice of Opportunity to File Written Comments**

The envelopes were addressed as follows:

***See Attached List***

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **25th day of January, 2001**.

SEAL

*Sharon Helbling*

*Sandra L. Scott*  
Notary Public

**SANDRA L. SCOTT**  
Notary Public, STATE OF NORTH DAKOTA  
My Commission Expires JUNE 11, 2004

**PU-2271-01-26**

Copies To:

Commissioner Wefald

State Library (8 copies)

Historical Society

Associated Press

wahlgren@rus.usda.gov  
Wayne Ahlgren

bberkenpas@rodusa.com  
Barb Berkenpas

wbrudvik@ohnstadlaw.com  
William Brudvik

donlee@martin-associates.com  
Don Lee

jxpet23.uswest.com  
Janis Peterson

lisestrom@dwt.com  
Lise Strom

harumiyamamoto@dwt.com  
Harumi Yamamoto

ruth.holder@teligent.com  
Ruth Holder

nlarsen@nvc.net  
Clint Hanson  
Accent Communications Inc  
235 E 1st Ave  
Groton SD 57445

jlchapman@acomminc.com  
Jerry Chapman  
Acomm Inc  
510 1st Ave N Ste 203  
Minneapolis MN 55403-0343

smassey@bepc.com  
Sheryl Massey  
Basin Electric Power Coop  
1717 E Interstate Ave  
Bismarck ND 58501-0564

jtmgr@bektel.com  
Jerome Tishmack  
BEK Communications Cooperative  
PO Box 230  
Steele ND 58482-0230

jtmgr@bektel.com  
Jerome Tishmack  
BEK Communications I Inc  
PO Box 230  
Steele ND 58482-0230

ken@staff.ctctel.com  
L Dan Wilhelmson  
Consolidated Comm Networks Inc  
PO Box 1077  
Dickinson ND 58601-1077

ken@staff.ctctel.com  
L Dan Wilhelmson  
Consolidated Telcom Inc  
PO Box 1077  
Dickinson ND 58601-1077

ken@staff.ctctel.com  
L Dan Wilhelmson  
Consolidated Telephone Cooperative  
PO Box 1077  
Dickinson ND 58601-1077

drtc@drtel.net  
Darren Moser  
Dickey Rural Telephone Cooperative  
PO Box 69  
Ellendale ND 58436-0069

glenn.richards@shawpittman.com  
Glenn Richards  
Glenn Richards  
ShawPittman  
2300 N St NW

rlaqua@rrv.net  
Ronald Laqua  
Halstad Telephone Company  
PO Box 55  
Halstad MN 56548-0055

dclark@hq.idt.net  
Diane Clark  
IDT America, Corp.  
520 Broad St 7th Fl  
Newark NJ 07102

kander@ictc.com  
Keith Anderson  
Inter-Community Telephone Co. II  
PO Box 8  
Nome ND 58062-0008

nschmid@acginc.net  
Neil Schmid  
Ionex Communications North Inc  
5710 LBJ Frwy Ste 215  
Dallas TX 75240

marcus.milam@attws-sf.com  
Marcus Milam  
Marcus Y Milam

skillebrew@deltacom.com  
Sharon Killebrew  
McLeodUSA

meredith.gifford@gecapital.com  
Meredith Gifford  
GE Capital Comm Services Corp  
6540 Powers Ferry Rd  
Atlanta GA 30339

cooperstown@mlgc.com  
Ray Brown  
Griggs County Telephone Company  
Cooperstown ND 58425

hold@texas.net  
Dana Wilson  
Home Owners Long Distance Inc  
8647 Wurzbach Rd #M-1  
San Antonio TX 78240-1245

kander@ictc.com  
Keith Anderson  
Inter-Community Telephone Co  
PO Box 8  
Nome ND 58062-0008

itci@means.net  
Bruce Reuber  
Interstate Telcom Consulting Inc  
130 Birch Ave W  
Hector MN 55342-0668

skat@means.net  
Steven Katka  
Loretel Systems Inc  
13 E 4th Ave  
Ada MN 56510

Michel.Murray@MCI.com  
Michel Murray  
MCI WorldCom Inc  
707 17th St Ste 3600  
Denver CO 80202

john\_sullivan@cable.comcast.com  
John Sullivan  
McLeodUSA

wheaston@mcleodusa.com  
William Heaston  
McLeodUSA  
P O Box 3177  
Cedar Rapids IA 52406-3547

gerrya@midrivers.com  
Gerry Anderson  
Mid-Rivers Telephone Coop Inc  
PO Box 280  
Circle MT 59215-0280

hfuglest@ndarec.com  
Harlan Fugelsten  
ND Assn Rural Electric Coops  
PO Box 727  
Mandan ND 58554-0727

pschaner@ndarec.com  
Patti Schaner  
ND Assn Rural Electric Coops  
PO Box 727  
Mandan ND 58554-0727

rer@norlight.com  
Robert E Rogers  
NorLight Inc  
275 N Corporate Dr  
Brookfield WI 53045

pagndta@btigate.com  
Patricia Gisinger  
North Dakota Telephone Assoc  
PO Box 2614  
Bismarck ND 58502-2614

royce@restel.net  
Royce Aslakson  
Parcel Consultants Inc  
150 Commerce Rd  
Cedar Grove NJ 07009

ddunning@polarcomm.com  
David Dunning  
Polar Commun Mut Aid Corp  
PO Box 270  
Park River ND 58270-0270

amy.ibis@dtc.com  
Amy Ibis  
McLeodUSA  
140 North Phillips Ave Ste 404  
Sioux Falls SD 57104-6711

sbunn@mlgc.com  
Shelie Bunn  
Moore & Liberty Telephone Co  
Enderlin ND 58027

dhill@ndarec.com  
Dennis Hill  
ND Assn Rural Electric Coops  
PO Box 727  
Mandan ND 58554-0727

lclemens@nft.net  
Larry Clemens  
Noonan Farmers Tele Co  
Noonan ND 58765

cajuul@norstan.com  
Cathy Juul  
Norstan Network Services Inc  
P O Box 5715  
Minnetonka MN 5534333-57

klund@nccray.com  
Kenneth Lund  
Northwest Communications Corp  
PO Box 38  
Ray ND 58849-0038

jram@erols.com  
John Ramsey  
Parcel Consultants Inc  
150 Commerce Rd  
Cedar Grove NJ 07009

ddunning@polarcomm.com  
David Dunning  
Polar Telcom Inc  
PO Box 270  
Park River ND 58270-0270

ddunning@polarcomm.com  
David Dunning  
Polar Telecommunications Inc  
PO Box T  
Park River ND 58270

protel@citilink.com  
Scott Lee  
Protel Advantage Inc  
1144 Larpenteur Ave W  
St Paul MN 55113-6317

ardondoran@rrt.net  
Ardon Doran  
Red River Rural Tele Assoc  
PO Box 136  
Abercrombie ND 58001

jdbtbb@ndak.net  
Jan Boschee  
Reservation Telephone Cooperative  
Parshall ND 58770

pam@tnics.com  
Pamela Harrington  
Roberts Cty Tele Coop Assoc  
New Effington SD 57255

suelh@srttel.com  
Sue Hamilton  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

christm@srttel.com  
Chris Morsefield  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

johnar@srttel.com  
John Reiser  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

jvonduyke@p. aforall.com  
Jeff Walker  
Preferred Carrier Services Inc  
14681 Midway Rd Ste 105  
Dallas TX 75244

pam@tnics.com  
Pamela Harrington  
RC Communications Inc  
PO Box 197  
New Effington SD 57255-0197

ardondoran@rrt.net  
Ardon Doran  
Red River Telecom Inc  
PO Box 136  
Abercrombie ND 58001-0136

mbrestel@ndak.net  
Marcia Burckhard  
Reservation Telephone Cooperative  
Parshall ND 58770

warrenlh@srttel.com  
Warren Hight  
Souris River Tele Coop  
PO Box 2027  
Minot ND 58702-2027

stevedl@srttel.com  
Steve Lysne  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

janehp@srttel.com  
Jane Petersen  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

kimrw@srttel.com  
Kim Weydahl  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

mdickers@state.nd.us  
Marcy Dickerson  
State Tax Department  
State Capitol  
Bismarck ND 58505

clarson@telegroup.com  
Caroline Larson  
Telegroup Inc  
2098 Nutmeg Ave  
Fairfield IA 52556

thomasc@totaltel.com  
Tom Carroll  
TotalTel Inc  
150 Clove Rd 8th Fl  
Little Falls NJ 07424

maryg@uslink.net  
Mary Goodman  
U S Link Inc  
200 2nd St  
Pequot Lakes MN 56472

kjvannin@usgs.gov  
K Vannin  
U S Geological Survey

ralyana@uswest.com  
Richard Alyanak  
U S WEST

smacint@uswest.com  
Scott Macintosh  
U S WEST Communications Inc  
PO Box 5508  
Bismarck ND 58502-5508

saberry@uswest.com  
Sharon Berry  
U S WEST Communications Inc  
409 1st Ave N  
Fargo ND 58102-4802

grndelec@iw. :  
Darrell Henderson  
Stateline Telecomm Inc  
PO Box 39  
Bison SD 57620-0039

bgreene@magicnet.net  
Barbara Greene  
Telephone Co of Central Florida Inc  
3599 W Lake Mary Blvd Ste E  
Lake Mary FL 32746-3417

bpipkin@touch1.com  
Leigh Ann Wooten  
Touch 1 Long Distance Inc  
100 Brookwood Rd  
Atmore AL 36502

lahall@usgs.gov  
Lenora Hall  
U S Geological Survey

afranklin@us-south.net  
Anne Franklin  
U S South Communications Inc  
250 Williams St Ste 2360  
Atlanta GA 30303

kblicke@uswest.com  
Kent Blickensderfer  
U S WEST Communications Inc  
PO Box 5508  
Bismarck ND 58502-5508

jmunnn@uswest.com  
John Munn  
U S WEST Communications Inc  
1801 California Rm 5100  
Denver CO 80202

sschwan@uswest.com  
Suzy Schwandt  
U S WEST Communications Inc.  
P O Box 5508  
Bismarck ND 58502-5508

johng@unidial.com  
John Greive  
UniDial Communications Inc  
1901 Eastpoint Pkwy  
Louisville KY 40223

tsusak@vocall.com  
Tony Susak  
VoCall Communications Corp  
284 Sheffield St  
Mountainside NJ 07092

pihland@means.net  
Paul Ihland  
Wolverton Telephone Company  
Wolverton MN 56594

kander@ictc 1  
Keith Anderson  
Valley Communications Inc  
P O Box 8  
Nome ND 58062

bonniek@westriv.com  
Bonnie Krause  
West River Telecomm Coop  
PO Box 467  
Hazen ND 58545-0467

Myer Shark  
2277 Gene Autry Trail Unit C  
Palm Springs CA 92264

Ann Faught  
Absaraka Co-op Tele Co  
Absaraka ND 58002

Mark Waind  
Altru Health System  
1200 South Columbia Rd  
Grand Forks ND 58201

Arch Paging  
11437 Valley View Rd  
Eden Prairie MN 55344

Jack Medaris  
Atlas Communications LTD  
484 Norristown Rd Ste 123  
Blue Bell PA 19422

Jennifer Whitley  
Business Discount Plan Inc  
3780 Kilroy Arpt Wy  
Long Beach CA 90806

Scott Geston  
Cable One of Fargo  
P O Box 10624  
Fargo ND 58106-0624

Robert Fallan  
Coast International  
14303 W 95th St  
Lenexa KS 66215-5210

Molli Harper  
Commnet Cellular Inc  
8350 E Crescent Pkwy Ste 400  
Englewood CO 80111

Elaine McHale  
Concert Communications Sales LLC  
295 N Maple Ave Rm 5463A2  
Basking Ridge NJ 07920

Myer Shark  
Knollwood Place Apts #221  
3630 Phillips Pkwy  
St Louis Park MN 55426

ACN Communications Services Inc  
32991 Hamilton Ct  
Farmington Hills MI 48334

John Summers  
AmeriTel Pay Phones Inc  
8201 Tristar Dr  
Irving TX 75063-2816

Leeann Brunnette  
AT&T  
321 E Walnut St  
Des Moines IA 50309

Dorothy Jones  
Bell Atlantic Communications Inc  
1320 N Courthouse Rd 9th Fl  
Arlington VA 22201

John Session  
Cable & Wireless Comm Inc  
8219 Leesburg Pike  
Vienna VA 22182

Choctaw Communications Inc  
1600 Viceroy  
Dallas TX 75235

Comcast Telecommunications  
1500 Market St  
Philadelphia PA 19102

Murray Barr  
Competitive Strategies Group Inc  
70 East Lake St 7th Fl  
Chicago IL 80112

D D D Calling Inc  
5120 Woodway Ste 8020  
Houston TX 77056

Robert Hill  
Dakota Central Tele Coop  
PO Box 299  
Carrington ND 58421-0299

Robert Hil  
Dakota Central Telecom I  
PO Box 299  
Carrington ND 58421-0299

Dickey Rural Communications Inc  
PO Box 69  
Ellendale ND 58436-0069

DSLnet Communications LLC  
545 Long Wharf Dr  
New Haven CT 06511

Easton Telecom Services Inc  
3046 Brecksville Rd #A  
Richfield OH 44286-9399

Excel Communications Inc  
8750 N Central Expswy Ste 2000  
Dallas TX 75231

Lawrence Freedman  
Fleischman & Walsh  
1400 16th ST NW  
Washington DC 20036

Framco Inc  
P O Box 2711  
Fargo ND 58108

Ronald Rodemerck  
Frontier Comm International  
180 S Clinton Ave  
Rochester NY 14646-0500

Craig Brewerton  
Geo Economics  
PO Box 4272  
Missoula MT 59806-4272

Lucille Nilson  
Griggs County Telephone Company  
Cooperstown ND 58425

Group Long Distance Inc  
6600 N Andrews Ave Ste 140  
Ft Lauderdale FL 33309

HJN Telecom Inc  
3235 Satellite Blvd Bldg 400 Ste 300  
Duluth GA 30096

IdeaOne Telecom Group LLC  
3239 39th St SW  
Fargo ND 58104

Lance Sentman  
International Telcom Ltd  
417 2nd Ave W  
Seattle WA 98119

Sue Weiske  
Ionex Communications North Inc  
5710 LBJ Frwy Ste 215  
Dallas TX 75240

Nanette Edwards  
ITC DELTACOM INC  
4092 Memorial Pkwy SW  
Huntsville AL 35802-1382

Larry Barnes  
IXC/SSC-Regulatory Affairs  
1122 S Capital of TX Hwy  
Austin TX 78746-6426

Katherine E Ford  
U S WEST  
1801 California St Ste 5100  
Denver CO 80202

Thomas K Crowe  
Law Offices of Thomas K Crowe PC  
2300 M St NW Ste 800  
Washington DC 20037

LCI International Telecom Corp  
4650 Lakehurst Ct  
Dublin OH 43017

Level 3 Communications LLC  
3555 Farnam St  
Omaha NE 68131

Marilyn Foss  
MCI WorldCom Inc  
707 17th St Ste 3600  
Denver CO 80202

McLeodUSA  
P O Box 3177  
Cedar Rapids IA 52406-3177

Midcontinent Communications  
410 South Phillips Ave  
Sioux Falls SD 57104

Gordon Wilhelmi  
Midstate Communications Inc  
PO Box 400  
Stanley ND 58784-0400

Minnesota Independent Equal Access  
Corp  
10300 6th Avenue N  
Plymouth MN 55441

MVX Communications LLC  
100 Rowland Way Ste 145  
Novato CA 94945

Richard Thronson  
Nemont Telephone Cooperative Inc  
Scobey MT 59263

Net-tel Corporation  
1023 31st St NW  
Washington DC 20007

LDM Systems Inc  
430 Park Ave 5th Fl  
New York NY 10022

Jan Lowe  
Long Dist Consolidated Billing Co  
145 S Livernois Rd #199  
Rochester MI 48307-1837

MCImetro Access Transmission Services  
1801 Pennsylvania Ave NW  
Washington DC 20006

Carolyn Fodor  
MIDCOM Communications Inc  
26913 Northwestern Hwy #165  
Southfield MI 48034

Mid-Rivers Telephone Coop Inc  
P O Box 280  
Circle MT 59215

Mark Wilhelmi  
Midstate Telephone Co  
PO Box 400  
Stanley ND 58784-0400

Mike Strand  
MITS  
PO Box 5237  
Helena MT 59604-5237

Dave Crothers  
NDATC  
Box 1144  
Mandan ND 58554-1144

Sharon Meinhart  
NetLogix Telecom Inc  
501 Bath St  
Santa Barbara CA 93101

Sandra Adams  
NewPath Holdings Inc  
4364 114th St  
Des Moines IA 50322

Nextel West Corp  
2001 Edmund Halley Dr  
Reston VA 20191-3436

Holly Sasscer  
Operator Communications Inc  
3530 Forest Ln Ste 200  
Dallas TX 75234-7910

Bryan Engle  
Parcel Consultants Inc  
150 Commerce Rd  
Cedar Grove NJ 07009

Jan Sebby  
Pringle and Herigstad P C  
PO Box 1000  
Minot ND 58702-1000

Heather Troxell  
Qwest Communications Corporation  
4250 Fairfax Dr  
Arlington VA 22203

RCN Long Distance Company  
105 Carnegie Ctr  
Princeton NJ 08540

Sandra Adams  
NewPath Holdings Inc  
4364 114th St  
Des Moines IA 50322  
Lisa Dabkowski  
SNET America Inc  
6 Devine St 1st Fl  
North Haven CT 06743

SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

Harris Saele  
T P C Inc  
PO Box 180  
Devils Lake ND 58301-0180

Dave Dircks  
North Dakota Telephone Company  
PO Box 180  
Devils Lake ND 58301-0180

Pamcomm  
P O Box 5200  
Sioux Falls SD 57117-5200

Primus Telecommunications Inc  
1700 Old Meadow Rd 3rd Fl  
McLean VA 22102

Quintelco Inc  
1 Blue Hill Plaza  
Pearl River NY 10965

Dean Polkow  
RCC Network Inc  
PO Box 2000  
Alexandria MN 56308-2000

Gene Sloan  
Reservation Telephone Cooperative  
Parshall ND 58770

Skyland Technologies Inc  
P O Box 5237  
Helena MT 59604-5237

Andrew Jones  
Sprint  
8140 Ward Pkwy Flr 5E  
Kansas City MO 64114

Randy Burckhard  
SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

Target Telecom Inc  
1515 S Federal Hwy Ste 400  
Boca Raton FL 33432-7451

Regulatory Analyst  
Technologies Management Inc  
PO Drawer 200  
Winter Park FL 32790-0200

Al Bosch  
Tele-Beep Company  
PO Box 7072  
Bismarck ND 58502-7072

Liz Petroni  
Teltrust Comm Services Inc  
401 N 5600 W  
Salt Lake City UT 84116-3753

Kenneth Carlson  
Turtle Mountain Communications  
PO Box 729  
Langdon ND 58249-0729

Richard Alyanak  
U S WEST Communications Inc  
1801 California St Rm 4700  
Denver CO 80202

Giuseppe Vitale  
UKI Communications Inc  
500 N Rainbow Blvd Ste 300  
Las Vegas NV 89107

Kenneth Carlson  
United Telephone Mut Aid Corp  
Langdon ND 58249

Telecomm Dept  
University of North Dakota  
Box 8193  
Grand Forks ND 58202-7141

Randy Houdek  
Venture Communications Inc  
PO Box 157  
Highmore SD 57345-0157

Doris Cooper  
West River Long Distance Co  
PO Box 467  
Hazen ND 58545-0467

Jack Medals  
Telco Partners Inc  
484 Norristown Rd Ste 123  
Blue Bell PA 19422

Tele-Tech Inc  
2900 W 11th St  
Sioux Falls SD 57104-3660

T-Netix Inc  
67 Inverness Drive E  
Englewood CO 80112

Charles Steese  
U S WEST  
1801 California St Ste 5100  
Denver CO 80202

Dick Boyer  
U S West Interprise America Inc  
1999 Bdwy Rm 700  
Denver CO 80202

Sam Billingsley  
United States Advanced Network Inc  
3000 Northwoods Pkwy Ste 140  
Norcross GA 30071

Dennis Houston  
Universal Network Services of ND  
1572 North Batavia St Ste 1A  
Orange CA 92867

Val-Ed Joint Venture LLP  
150 2nd St SW  
Perham MN 56573

Mick Grosz  
West River Communications Inc  
PO Box 467  
Hazen ND 58545-0467

Mick Grosz  
West River Telecomm Coop  
PO Box 467  
Hazen ND 58545-0467

Western CLEC Corporation  
3650 131st Ave SE #400  
Bellevue WA 98006

Z-Tel Communications Inc  
601 S Harbour Island Blvd Ste 220  
Tampa FL 33602-5925

**Helbling, Sharon D**

**From:** Helbling, Sharon D.

**Sent:** Thursday, January 25, 2001 7:49 AM

**To:** ndna (E-mail)

**Subject:** Notice of Opportunity to File Written Comments

Please have the attached Notice of Opportunity to File Written Comments published as a legal publication in the next issue of the ten North Dakota daily newspapers, and run it as a "News Item Only" article as well.

Send the bill directly to the Public Service Commission along with a tear sheet for billing purposes.

If you have any questions, please call me at 701-328-4076.

Thank you.

Sharon Helbling  
Public Utilities Division



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**PU-2271-01-26**

Pages: 1

Notice e-mailed to NDNA requesting  
publication  
by Public Service Commission

01/25/2001

CC: Comm Legal Ilona Jerry .

**MOTION**

**January 24, 2001**

**APPROVED**

DATE: 1-24-01  
KME

**McLeodUSA Telecommunications Services,  
Inc./Qwest Corporation  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2057-00-698**

**Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-19**

**Excess Communications, Inc./Qwest  
Interconnection Agreement  
Application**

**Case No. PU-2479-01-20**

**Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-26**

I move the Commission issue a Notice of Opportunity to File Written Comments in the applications by Qwest Corporation for approval of interconnection agreements and amendments in the above captioned cases.

JRL/sdh

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**McLeodUSA Telecommunications Services,  
Inc./Qwest Corporation  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2057-00-698**

**Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-19**

**Excess Communications, Inc./Qwest  
Interconnection Agreement  
Application**

**Case No. PU-2479-01-20**

**Sprint Communications Company L.P./Qwest  
Interconnection Agreement Amendment  
Application**

**Case No. PU-2271-01-26**

**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS**

**January 24, 2001**

On December 20, 2000, in Case No. PU-2057-00-698, Qwest Corporation Communications, Inc. (Qwest) filed an application for approval of a negotiated eighth amendment to its interconnection agreement with McLeodUSA Telecommunications Services, Inc. of Cedar Rapids, Iowa. The amendment sets forth rates, terms and conditions for a business-to-business relationship negotiated by the parties.

On January 6, 2001 in Case No. PU-2271-01-19. Qwest filed an application for approval of a fourth amendment negotiated to its interconnection agreement with Sprint Communications Company L.P. This amendment sets forth terms and conditions for inter local calling area facility.

On January 9, 2001, in Case No. PU-2479-01-20, Qwest filed an application for approval of an interconnection agreement negotiated with Essex Communications, Inc. d/b/a eLEC Communications. This agreement sets rates, terms and conditions for interconnection of facilities including access to unbundled network elements, ancillary services and services for resale.

On January 15, 2001, in Case No. PU-2271-01-26, Qwest filed an application for approval of a third amendment negotiated to its interconnection agreement with Sprint Communications Company L.P. This amendment sets forth terms and conditions for complex firm order confirmation.

These agreements were filed under Section 252(e) of the Telecommunications Act of 1996 (Act). The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission. Under section 252(e)(2)(A),

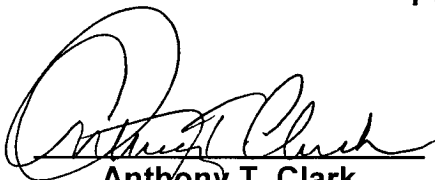
the Commission may only reject an agreement (or portion thereof) adopted by negotiation if it finds that:

1. the agreement (or portion thereof) discriminates against a telecommunications carrier that was not a party to the agreement;
2. the implementation of the agreement (or portion thereof) is not consistent with the public interest, convenience, and necessity.

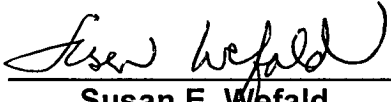
In addition, the Commission may include in its review state requirements that do not constitute barriers to entry under section 253. Section 252(e)(4) requires that the Commission must act to approve or reject an agreement adopted by negotiation within ninety (90) days after submission by the parties.

**The Commission will receive written comments on these agreements until February 27, 2001.** For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Jon Mielke, Executive Secretary.

**PUBLIC SERVICE COMMISSION**



**Anthony T. Clark**  
Commissioner



**Susan E. Wefald**  
President



**Leo M. Reinbold**  
Commissioner

ZUGER KIRMIS & SMITH

COUNSELORS AND ATTORNEYS AT LAW

Lyle W. Kirmis  
Thomas O. Smith, P.C.  
Lance D. Schreiner, P.C.  
James S. Hill, P.C.\*^  
Patrick J. Ward\*\*  
Rebecca S. Thiem, P.C.\*  
Daniel S. Kuntz, P.C.  
Brenda L. Blazer, P.C.  
Jerry W. Evenson, P.C.^  
Christine A. Hogan  
Lawrence A. Dopson

316 North Fifth Street  
Provident Building  
P.O. Box 1695  
Bismarck, ND 58502-1695  
(701) 223-2711  
fax (701) 223-7387  
zkslaw@zkslaw.com  
www.zkslaw.com

Lawrence E. King\*  
Tracy Vigness Kolb  
Shawnda R. Reid

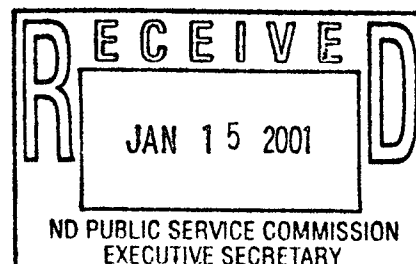
Of Counsel  
John A. Zuger

Also licensed in  
Minnesota \*  
Montana/Illinois \*\*

^Certified Civil Trial Specialist  
National Board of Trial Advocacy

January 11, 2001

Mr. Jon Mielke  
Executive Secretary  
ND Public Service Commission  
State Capitol -- 12<sup>th</sup> Floor  
Bismarck, ND 58505-0480



**Re: Amendment Number 3 to Interconnection Agreement between Qwest Corporation and Sprint Communications**

Dear Mr. Mielke:

Enclosed for filing are the original and seven copies of Amendment Number 3 to the Interconnection Agreement between Sprint Communications Company and Qwest Corporation which was approved by the Commission on November 19, 1997 in Docket No. PU-987-97-474. The contact for Sprint Communications Company is Ken Ross, Director -- Local Market Development, 7301 College Blvd., Overland Park, KS 66210.

Also enclosed is an extra copy of this letter. Please date stamp the extra copy and return it to me in the enclosed postage-paid envelope. Please contact me if you have any questions regarding this filing.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel S. Kuntz". The signature is stylized with large loops and flourishes.

Daniel S. Kuntz

Enclosures

c: Scott Macintosh w/enc.  
Debra Hartl wo/enc.  
Ken Ross wo/enc.

2

PU-2271-01-26

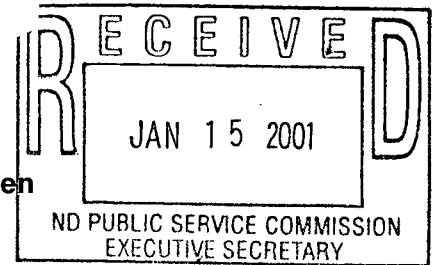
Pages: 1

Cover letter re Amendment

by Sprint Communications Co. LP/Qwest Corporation

01/15/2001

CC. Comm Legal Illona Jerry



**Amendment No. 3  
to the Interconnection Agreement between  
Qwest Corporation and  
Sprint Communications  
for the States of Idaho, Iowa, Montana, Nebraska, New Mexico, North Dakota, Oregon,  
South Dakota, Utah and Wyoming**

This is Amendment No. 3 ("Amendment") to the Interconnection Agreement between Qwest Corporation ("Qwest"), formerly known as U S WEST Communications, Inc., a Colorado corporation, and Sprint Communications Company ("Sprint"), a Delaware Limited Partnership. Sprint and Qwest shall be known jointly as the "Parties".

**RECITALS**

WHEREAS, Sprint and Qwest entered into an Interconnection Agreement for service in the states of Idaho, Iowa, Montana, Nebraska, New Mexico, North Dakota, Oregon, South Dakota, Utah and Wyoming that was executed by Sprint on July 8, 1997 and U S WEST Communications, Inc. on July 17, 1997 (the "Interconnection Agreement"); and

WHEREAS, the Parties wish to amend the Agreement further under 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:

**Amendment Terms**

The Agreement is hereby amended by adding terms and conditions for Complex Firm Order Confirmation ("FOC"), as set forth in Attachment 1, to this Amendment, attached hereto and incorporated herein by this reference.

**Effective Date**

This Amendment shall be deemed effective upon approval by the appropriate state Commissions; however, the Parties may agree to implement the provisions of this Amendment upon execution. To accommodate this need, Sprint must generate, if necessary, an updated Customer Questionnaire. In addition to the Questionnaire, all system updates will need to be completed by Qwest. Sprint will be notified when all system changes have been made. Actual order processing may begin once these requirements have been met.

**Further Amendments**

Except as modified herein, the provisions of the Agreement shall remain in full force and effect. Neither the Agreement nor this Amendment may be further amended or altered except by written instrument executed by an authorized representative of both Parties.

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

**Sprint Communications Company**

W. Richard Morris  
Signature

W. Richard Morris  
Name Printed/Typed

Vice President External Affairs  
Title Local Markets

January 2, 2001  
Date

**Qwest Corporation**

Cynthia L. Humphrey  
Signature

Cynthia L. Humphrey  
Name Printed/Typed

General Manager  
Title

01/04/01  
Date

**ATTACHMENT 1****Complex Firm Order Confirmation**

Qwest will provide confirmation, via a Complex Firm Order Confirmation ("FOC") that Sprint's LSR has been received and successfully processed. The FOC will confirm the schedule of dates assigned by Qwest for the provisioning of service requested. The Complex FOC will be issued no later than seventy-two (72) hours after receipt of a complete and accurate LSR for the requested non-loaded, xDSL-I, ISDN, ADSL and DS1 unbundled Loops. If the results of the verification process show the loop to be fully functional, Qwest will provide the FOC to Sprint upon such verification. If a facility issue is identified, the standard held order process will be initiated, or a new installation interval will be provided, based on the type of work needed to provision the service; e.g., conditioning.

PH-2057-00-698-01-19:01-20:01-26

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Don Kuntz  
PO Box 1695  
Bismarck ND 58502-1695

2. Article Number (Copy from service label)

7000 0520 0022 8653 3355

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery

Ata Saly 12/07

C. Signature

X *Ata Saly*  Agent  Addressee

D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

3. Service Type:

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes