

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Sprint Spectrum L.P./SRT Communications, Inc.
Interconnection Agreement
Application**

Case No. PU-2495-01-108

ORDER APPROVING INTERCONNECTION AGREEMENT

May 9, 2001

On March 12, 2001, SRT Communications, Inc. (SRT) filed an application for approval of a wireless interconnection agreement negotiated with Sprint Spectrum L.P. of Kansas City, MO. This agreement sets forth rates, terms and conditions for wireless interconnection of facilities and exchange of traffic.

The agreement 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.

On March 28, 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 May 1, 2001. No comments have been received.

The Commission has reviewed the agreement and does not find that it discriminates against a telecommunications carrier that was not a party to the agreement. The Commission finds that implementation of the agreement is not inconsistent with the public interest, convenience and necessity.

Order

The Commission orders:

1. The wireless interconnection agreement negotiated between SRT Communications, Inc. and Sprint Spectrum L.P. filed with the Commission on March 12, 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