

Marquart, Janet R.

From: Marquart, Janet R.
Sent: Thursday, December 10, 2009 4:28 PM
To: 'Colleen Park'
Subject: PU-09-723
Attachments: PU-09-723 Notice of Opportunity for Comment.doc

Colleen
North Dakota Newspaper Association

Please have the attached Notice of Opportunity for Comment published one time as a legal publication in the next issue of the ten daily newspapers.

Do not publish in the classifieds. Please run it as a "News Item Only" article as well.

The notice must be published once in each paper.

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

Please confirm via e-mail that you received this request.

If you have any questions or cannot open the version of the notice, please call me at 328-4076 or email.

Thank you!

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ND Public Service Commission
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**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**United Telephone Mutual Aid Corporation/Midcontinent
Communications
Interconnection Agreement
Application**

Case No. PU-09-723

NOTICE OF OPPORTUNITY FOR COMMENT

December 10, 2009

On November 19, 2009, United Telephone Mutual Aid Corporation (United) entered into an interconnection agreement with Midcontinent Communications (Midcontinent) pursuant to Section 251 of the Telecommunications Act of 1996 (Act). The agreement set forth terms and conditions under which United provides interconnection services, local number portability, ancillary services and wholesale services for resale to Midcontinent. The agreement was filed with the Commission on December 2, 2009.

On December 9, 2009, United filed a request for approval of the interconnection agreement in less than 90 days pursuant to 47 U.S.C. § 252(e)(1).

This agreement was filed under Section 252(e) of the Telecommunications Act of 1996. The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission. Under 47 U.S.C. § 252(e)(2)(A), the Commission may only reject an agreement adopted by negotiation (or a portion of the agreement) if it finds that:

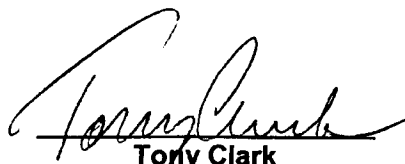
1. the agreement discriminates against a telecommunications carrier that was not a party to the agreement; or
2. implementation of the agreement is not consistent with the public interest, convenience, and necessity.


In addition, under 47 U.S.C. Section 253 the Commission may include, in its review, state requirements that do not constitute barriers to entry.

The Commission will receive written comments on this agreement until January 25, 2010.

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 the Commission.

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