

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

United Telephone / Midcontinent Communications Interconnection Agreement Application

Case No. PU-09-723

AFFIDAVIT OF SERVICE REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Shelly A. Bauske deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **18th** day of **February, 2010**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope by regular mail, with postage fully prepaid, securely sealed and containing a photocopy of:

Order on Interconnection Agreement

The envelope was addressed as follows:

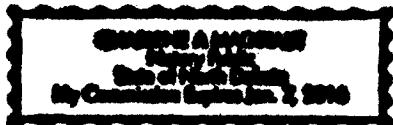
Ms. Mary Lohnes
Midcontinent Communications
3901 N Louise Ave
Sioux Falls SD 57107

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

Subscribed and sworn to before me
this 18th day of February, 2010.

SEAL

Shelly A. Banks
Shelly A. Banks
Notary Public



STATE OF NORTH DAKOTA
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Interconnection Agreement
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ORDER ON INTERCONNECTION AGREEMENT

January 27, 2010

On December 2, 2009, Midcontinent Communications (Midcontinent) filed a petition for approval of an interconnection agreement with United Telephone Mutual Aid Corporation (United Telephone). The agreement sets forth rates, terms, and conditions under which United Telephone will provide interconnection services, local number portability, ancillary services, and wholesale services for resale to Midcontinent.

This 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 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.

Section 252(e)(4) requires that the Commission act to approve or reject an agreement adopted by negotiation within ninety (90) days after submission by the parties.

On December 10, 2009, the Commission issued a Notice of Opportunity for Comment, which provided that the Commission would receive written comments on the agreement until January 25, 2010. No comments were received.

The Commission has reviewed the 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 negotiated between United Telephone Mutual Aid Corporation and filed with the Commission on December 2, 2009, 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



Tony Clark
Commissioner



Kevin Cramer
Chairman



Brian P. Kalk
Commissioner