

DeSaye, Cara G.

From: DeSaye, Cara G.
Sent: Thursday, July 15, 2010 9:47 AM
Subject: Case No. PU 10-387 Notice of Opportunity For Comment
Attachments: 3884_001.pdf

Attached for your information is the Notice of Opportunity For Comment:

Case No. PU-10-387
Turtle Mountain Communications, Inc./ Midcontinent Communications
Interconnection Agreement Amendment
Application

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Turtle Mountain Communications, Inc./Midcontinent
Communications
Interconnection Agreement Amendment
Application**

Case No. PU-10-387

NOTICE OF OPPORTUNITY FOR COMMENT

July 14, 2010

On July 8, 2010, Turtle Mountain Communications, Inc. (Turtle Mountain) entered into an interconnection agreement amendment with Midcontinent Communications (Midcontinent) pursuant to Section 251 of the Telecommunications Act of 1996 (Act). The agreement amendment sets forth terms and conditions under which Turtle Mountain will provide interconnection services, local number portability, ancillary services and wholesale services for resale to Midcontinent in the Bisbee, Dunseith, and Willow City, North Dakota exchanges. The agreement was filed with the Commission on July 8, 2010.

On July 8, 2010, Midcontinent 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:

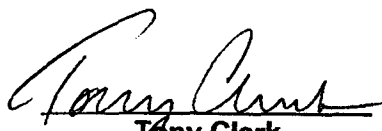
1. the agreement discriminates against a telecommunications carrier that was not a party to the agreement; or
2. implementation of the agreement is not consistent with the public interest, convenience, and necessity.

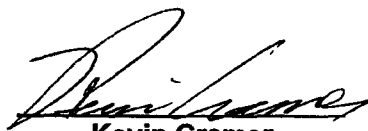
In addition, under 47 U.S.C. Section 253 the Commission may include, in its review, state requirements that do not constitute barriers to entry.

The Commission will receive written comments on this agreement until August 26, 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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