

April 29, 2016

Daniel P. Wolf
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul, Minnesota 55101-2147

RE: In the Matter of the Joint Application for Approval of the Amendment to a Request by Hiawatha Broadband Communications and CenturyTel of Minnesota, Inc. d/b/a CenturyLink for an Adoption of an Interconnection Agreement
Docket No. P6267, P551/IC-16-236

Dear Mr. Wolf:

Interconnection agreements and amendments to interconnection agreements that are not arbitrated under §252 of the Federal Telecommunications Act of 1996 may be approved without hearing under Minn. Stat. § 216A.03, subd. 7. The Public Utilities Commission's (Commission) Order designating interconnection agreements and amendments to interconnection agreements as subject to a standing order was issued on August 25, 2000 in Docket No. P999/CI-00-634. The use of a standing order is to apply to filings submitted on or after September 1, 2000.

As required by the Commission's August 25, 2000 Order, the Department of Commerce (the Department) has reviewed and analyzed the current filing. Attached is the Minnesota Department of Commerce's Checklist for processing amendments to interconnection agreements. The Checklist reflects the Department's analysis of the issues and language that the Commission has established to meet the requirements that interconnection agreements or amendments thereto not discriminate against third parties, harm the public interest or conflict with state law.

The amendment was filed on April 26, 2016.

Topic of the amendment: This amendment substitutes language for the Applicable Law Section 9.3 and Dispute Resolution Section 16 of the underlying agreement between CenturyTel of Minnesota d/b/a CenturyLink and US Link, Inc. d/b/a TDS Metrocom approved by the Commission in Docket No. P465,551/IC-14-194. The language in this amendment was initially approved in the following Docket Nos.: 14-778, 14-779, 14-794, and 14-905 and 14-910. The Parties met the requirements of USC Title 47, Section 252(e)(2)(A) to not discriminate or be inconsistent with the public interest when they initially amended these sections on April 6, 2016. The current amendment also meets the requirements to not discriminate and be in the public interest and updates the section numbers of the amendment to correspond to the underlying agreement.

Interconnection Agreement amended (Docket number and date of Order): This amendment amends the request to amend the interconnection agreement currently pending before the Minnesota Public Utilities Commission in Docket No. P6267, P551/IC-16-236.

Wireless or Wireline: Wireline

The Petition was filed by:

Jason D. Topp
Associate General Counsel-Regulatory
CenturyLink
200 South 5th Street, Room 2200
Minneapolis, MN 55402

Conditions for implementation: Approval of the request to adopt the interconnection agreement in Docket No. P6267, P551/IC-16-236 is required.

The Department's analysis finds that the amendment to the interconnection agreement complies with the Commission's requirements as indicated on the attached Checklist. The Department is submitting this memorandum recommending that the Commission **approve** the amendment to the interconnection agreement either at a Commission hearing or by way of the standing order process ordered on August 25, 2000.

Sincerely,

/s/ BRUCE L. LINSCHIED
Financial Analyst

BLL/lt
Attachment

CHECKLIST FOR PROCESSING AMENDMENTS TO INTERCONNECTION AGREEMENTS

I. ANALYTICAL PROCEDURES

A. AMENDMENTS TO INTERCONNECTION AGREEMENTS

- 1. Amendment modifies an approved interconnection agreement. Identify docket and date of Order: This amendment amends the request to adopt the interconnection agreement currently pending before the Minnesota Public Utilities Commission in Docket No. P6267, P551/IC-16-236.
- 2. Amendment addresses language required by the Commission to meet the requirements of 47 CFR 252(e) (2) and (3).
- 3. The Parties have complied with the Commission's requirement for prior approval of an amendment to an interconnection agreement.¹
- 4. Amendment addresses an issue on which the Commission has established its position.

Identify the topic:

- a. Language complies with the Commission's position. Indicate the section and page where this language is found: This amendment substitutes language for the Applicable Law Section 9.3 and Dispute Resolution Section 16 of the underlying agreement between CenturyTel of Minnesota d/b/a CenturyLink and US Link, Inc. d/b/a TDS Metrocom approved by the Commission in Docket No. P465,551/IC-14-194. The language in this amendment was initially approved in the following Docket Nos.: 14-778, 14-779, 14-794, and 14-905 and 14-910. The Parties met the requirements of USC Title 47, Section 252(e)(2)(A) to not discriminate or be inconsistent with the public interest when they initially amended these sections on April 6, 2016. The current amendment also meets the requirements to not discriminate and be in the public interest and updates the section numbers of the amendment to correspond to the underlying agreement.
- b. Language does not comply with the Commission's position, but was negotiated and, therefore, meets the statutory requirements.² Indicate the section and page where this language is found: _____

¹ In the Matter of the Application for Approval of the Agreement for Interconnection and Traffic Interchange between Cellular Mobil Systems of St. Cloud, Minnesota, L.L.P. and U S WEST Communications, Inc., Docket No. P421/EM-97-437 at page 6.

² In the Matter of the Federal Court Remand of Issues Proceeding from the Interconnection Agreements Between U S WEST Communications and Sprint Spectrum, Triad Minnesota, and Cellular Mobil Systems, ORDER AFTER REMAND APPROVING NEGOTIATED LANGUAGE, P5457,421/M-99-794 dated November 24, 1999 at pages 2 and 3.

- 5. Amendment does not cover a topic on which the Commission has established a precedent.
 - a. Identify the topic:
 - b. Topic does not threaten the public interest, discriminate against third parties or conflict with state law.
 - 1) Agree (explain)
 - 2) Disagree.
- 6. Specify conditions required for approval.
 - a. Yes. (Identify) _____
 - b. None
- 7. Other Comments.

B. RECOMMENDATION OF THE DEPARTMENT

- 1. Accept the interconnection agreement/amendment.
Conditions: Approval of the request to adopt the interconnection agreement in Docket No. P6267, P551/IC-16-236 is required.
- 2. Reject the interconnection agreement/amendment. (Not subject to the standing order.)

CERTIFICATE OF SERVICE

I, Linda Chavez, hereby certify that I have this day served copies of the following document on the attached list of persons by electronic filing, e-mail, or by depositing a true and correct copy thereof properly enveloped with postage paid in the United States Mail at St. Paul, Minnesota.

MINNESOTA DEPARTMENT OF COMMERCE – COMMENTS

Docket Nos. **P6267,551/IC-16-236**

Dated this **29th** day of **April, 2016**.

/s/Linda Chavez

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Julia	Anderson	Julia.Anderson@ag.state.mn.us	Office of the Attorney General-DOC	1800 BRM Tower 445 Minnesota St St. Paul, MN 551012134	Electronic Service	Yes	OFF_SL_16-236_IC-16-236
Linda	Chavez	linda.chavez@state.mn.us	Department of Commerce	85 7th Place E Ste 500 Saint Paul, MN 55101-2198	Electronic Service	No	OFF_SL_16-236_IC-16-236
John	Lindell	agorud.ecf@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012130	Electronic Service	Yes	OFF_SL_16-236_IC-16-236
Jeffrey T.	Nodland	JEFF.NODLAND@CENTURYLINK.COM	CenturyLink	1801 California St FL 10 Denver, CO 80202	Electronic Service	No	OFF_SL_16-236_IC-16-236
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Jason	Topp	jason.topp@centurylink.com	CenturyLink	200 S 5th St Ste 2200 Minneapolis, MN 55402	Electronic Service	No	OFF_SL_16-236_IC-16-236
Daniel P	Wolf	dan.wolf@state.mn.us	Public Utilities Commission	121 7th Place East Suite 350 St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_16-236_IC-16-236