## COMMONWEALTH OF KENTUCKY

## BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE RESALE AGREEMENT NEGOTIATED BY BELLSOUTH TELECOMMUNICATIONS, INC. AND NETWORK TELEPHONE, INC. PURSUANT TO SECTIONS 251 AND 252 OF THE TELECOMMUNICATIONS ACT OF 1996

CASE NO. 98-094

## <u>ORDER</u>

On March 17, 1998, the Commission approved a resale agreement between BellSouth Telecommunications, Inc. ("BellSouth") and Network Telephone, Inc. ("Network Telephone"). On July 9, 1998, the Commission approved their negotiated agreement for interconnection. On September 28, 1998, BellSouth and Network Telephone submitted an amendment to the interconnection agreement. The agreement was negotiated pursuant to the Telecommunications Act of 1996 ("1996 Act"), 47 U.S.C. Sections 251 and 252. Section 252(e) of the 1996 Act requires the parties to an interconnection agreement adopted by negotiation to submit the agreement for approval to the Commission.

The Commission has reviewed the agreement and finds that no portion of the agreement discriminates against a telecommunications carrier not a party to the agreement. The Commission also finds that the implementation of this agreement is consistent with the public interest, convenience, and necessity.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that the amendment is approved.

Done at Frankfort, Kentucky, this 19th day of November, 1998.

PUBLIC SERVICE COMMISSION

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Vice Chairman

Commissioner

ATTEST:

Executive Director