

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION FOR ARBITRATION OF THE)	
INTERCONNECTION AGREEMENT BETWEEN)	
BELLSOUTH TELECOMMUNICATIONS, INC.)	CASE NO. 97-256
AND ALEC, INC. PURSUANT TO SECTION 252(b))	
OF THE TELECOMMUNICATIONS ACT OF 1996)	

O R D E R

On April 7, 2000, BellSouth Telecommunications, Inc. ("BellSouth") and ALEC, Inc. ("ALEC") submitted to the Commission their negotiated agreement for interconnection of their networks, the unbundling of specific network elements, and the resale of BellSouth's services. ALEC is adopting in its entirety the interconnection agreement between BellSouth and Metromedia Fiber Network Services, Inc. dated May 12, 1999, except that ALEC and BellSouth have agreed to modify the agreement to reflect their settlement reached in Case No. 98-212.¹ 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 thereof discriminates against a telecommunications carrier not a party to the agreement. The

¹ Case No. 98-212, In the Matter of American Communications Services of Louisville, Inc. d/b/a e.spire Communications, Inc. and American Communications Services of Lexington, Inc. d/b/a e.spire Communications, Inc. v. BellSouth Telecommunications, Inc.

Commission also finds that the implementation of the agreement is consistent with the public interest, convenience, and necessity.

ALEC must comply with all relevant Commission mandates for serving in this Commonwealth.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that:

1. The negotiated agreement between BellSouth and ALEC is approved.
2. ALEC shall file a tariff for local service prior to providing local service giving 30 days' notice to the Commission and shall comply with all Commission regulations and orders as directed.
3. Within 10 days of the date of this Order, BellSouth shall file with the Commission a true and complete copy of the agreement approved herein in Microsoft® Word 97 format on 3.5-inch high-density diskette.

Done at Frankfort, Kentucky, this 24th day of April, 2000.

By the Commission

ATTEST:


Executive Director
