

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE)
INTERCONNECTION AGREEMENT)
NEGOTIATED BY BELLSOUTH)
TELECOMMUNICATIONS, INC. AND) CASE NO. 98-073
EAGLE COMMUNICATIONS, INC.)
PURSUANT TO SECTIONS 251 AND)
252 OF THE TELECOMMUNICATIONS)
ACT OF 1996)

O R D E R

On December 11, 1998, BellSouth Telecommunications, Inc. ("BellSouth") and Eagle Communications, Inc. ("Eagle") filed with the Commission their negotiated agreement for interconnection of their networks, the unbundling of specific network elements, and the resale of BellSouth's telecommunications services. On January 27, 1999, BellSouth and Eagle withdrew the application for approval of their interconnection agreement. On January 14, 2000, BellSouth and Eagle submitted to the Commission their renegotiated 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 renegotiated 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 the agreement is consistent with the public interest, convenience, and necessity.

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

1. The renegotiated agreement between BellSouth and Eagle is approved.
2. Eagle 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 amendment approved herein in Microsoft® Word 97 format on 3.5-inch high-density diskette.

Done at Frankfort, Kentucky, this 9th day of March, 2000.

By the Commission

ATTEST:

Executive Director