

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF WINDSTREAM KENTUCKY)	
EAST, LLC FOR ARBITRATION OF AN)	CASE NO.
INTERCONNECTION AGREEMENT WITH NEW)	2009-00246
CINGULAR WIRELESS PCS, LLC D/B/A AT&T)	
MOBILITY)	

ORDER

On October 3, 2012, Windstream Kentucky East, LLC ("Windstream") and New Cingular Wireless PCS, LLC d/b/a AT&T Mobility ("AT&T Mobility") filed with the Commission a Contingent Joint Motion to Dismiss With Prejudice. As grounds for their motion, the parties state that they have settled their disputes and have entered into a negotiated interconnection agreement which was filed simultaneously with the Joint Motion. The parties state that the negotiated agreement resolved all of the issues that were the subject of the arbitration and request that the case be dismissed with prejudice once the Commission approves the negotiated agreement.

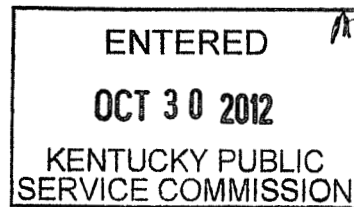
The interconnection agreement filed in this case was negotiated pursuant to 47 U.S.C. §§ 251 and 252. The Commission has reviewed the agreement and finds that no portion of the agreement discriminates against a telecommunications carrier not a party to the agreement. The Commission also finds that implementation of this agreement is consistent with the public interest, convenience, and necessity and should be approved. The Commission also finds that, upon the approval of the interconnection

agreement, there are no other issues in dispute and that the case should be dismissed with prejudice.

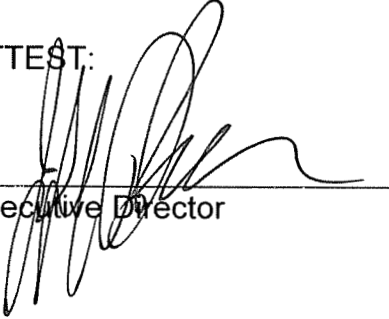
ITS IS THEREFORE ORDERED that:

1. The proposed negotiated interconnection agreement is effective as of the date of this Order.
2. This case is dismissed with prejudice and removed from the Commission's docket.

By the Commission



ATTEST:



Executive Director