

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE INTERCONNECTION)	
AGREEMENT NEGOTIATED BY)	
BELLSOUTH TELECOMMUNICATIONS, INC.)	CASE NOS.
AND BLUESTAR COMMUNICATIONS, L.L.C.)	98-587 AND 99-498
AND ARBITRATED BY THE COMMISSION)	
PURSUANT TO THE)	
TELECOMMUNICATIONS ACT OF 1996)	

O R D E R

By Order of July 7, 2000, the Commission consolidated Case No. 99-498 and Case No. 98-587. The agreement filed on December 28, 1999 in Case No. 98-587 was a renegotiated agreement for the interconnection of networks, the unbundling of specific network elements, and the resale of services by and between BellSouth Telecommunications, Inc. ("BellSouth") and BlueStar Communications, L.L.C. ("BlueStar") (collectively "Parties"). The agreement was negotiated pursuant to the Telecommunications Act of 1996 ("1996 Act"), 47 U.S.C. §§ 251 and 252. Previously, on December 7, 1999, BlueStar had filed its petition for arbitration of 16 issues that were omitted from the negotiated agreement subsequently filed on December 28, 1999. This petition for arbitration was docketed as Case No. 98-587. Ultimately, the Parties, pursuant to the 1996 Act, negotiated and resolved 14 of the outstanding issues submitted to the Commission for arbitration.

Two disputed issues remained for the Commission to resolve in the arbitration proceeding. The Commission resolved these issues and entered its Order on July 7, 2000. This Order directed the parties to submit "a true and complete copy" of the final

agreement. This was to include all the negotiated agreement filed on December 28, 1999, the 14 issues included in the petition for arbitration (but which were negotiated and resolved prior to final submission to the Commission), and the 2 issues arbitrated and decided by the Commission.

On August 10, 2000, the parties filed a copy of the complete and executed agreement as negotiated and arbitrated ("Final Agreement") for final approval of the Commission.

The Commission has reviewed the Final Agreement and finds that it complies with applicable law and 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 Final Agreement is consistent with the public interest, convenience, and necessity.

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

1. The Final Agreement of the Parties is approved.
2. These cases are closed and shall be removed from the Commission's docket.

Done at Frankfort, Kentucky, this 4th day of October, 2000.

By the Commission

ATTEST:


Executive Director