

Decision No. C03-0884

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03T-258

IN THE MATTER OF THE APPLICATION FOR APPROVAL OF INTERCONNECTION
AGREEMENT BETWEEN QWEST CORPORATION AND FAST TRACK
COMMUNICATIONS, INC.

**DECISION GRANTING JOINT MOTION
FOR APPROVAL OF AMENDMENT TO THE
INTERCONNECTION AGREEMENT**

Mailed Date: August 11, 2003

Adopted Date: August 8, 2003

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission on the joint motion of Qwest Corporation (Qwest) and FastTrack Communications, Inc., for approval of an Amendment to their Interconnection Agreement (Agreement). The Agreement was approved by the Commission in Decision No. C02-949, issued August 30, 2002.

2. The parties filed this Amendment on June 24, 2003. The parties have amended the Agreement by adding a Multi-Service Amendment for Collocation Available Inventory, Collocation Decommission, Collocation Transfer of Responsibility, and DC Power Reduction Procedure. Rates, where applicable, are the same as those approved in Qwest's Ninth Revised Statement of Generally Available Terms, Exhibit A, Section 9.20 - Miscellaneous Charges, dated March 4, 2003. Other rates are on an Individual Case Basis and other rates were negotiated between the parties.

3. Section 47 U.S.C. § 251 *et seq.* of the Act requires that the Commission review and approve or reject interconnection agreements involving incumbent local exchange carriers like Qwest. To comply with the Act, rates in negotiated agreements must be just and reasonable, nondiscriminatory, and based on the cost of providing the interconnection or network element. 47 U.S.C. § 252(e). In reviewing agreements (or portions thereof) the Commission, generally, is guided by 47 U.S.C. § 252(e)(2), requiring that interconnection agreements not discriminate against non-parties and be consistent with the public interest, convenience, and necessity.

4. Although not all the rates proposed here have been approved by the Commission, we nonetheless find it consistent with the directives of the Act, and our own interconnection agreement rules to approve the present amended terms and conditions subject to our own rules and general ratemaking proceedings.

II. ORDER

A. The Commission Orders That:

1. The joint motion of Qwest Corporation and FastTrack Communications, Inc., to amend their Interconnection Agreement is granted.

2. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
August 8, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith

**Bruce N. Smith
Director**

**THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO**

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners