



CenturyLink™

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November 27, 2012

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Interconnection, Collocation and Resale Agreement between Broadvox – CLEC, LLC and The United Telephone Company of Pennsylvania LLC f/k/a Embarq d/b/a CenturyLink – Docket No. A-2012-

Dear Secretary Chiavetta:

The United Telephone Company of Pennsylvania LLC d/b/a CenturyLink (“CenturyLink”) submits this Letter for Approval and Filing of the attached, executed, true and correct Interconnection, Collocation and Resale Agreement between Broadvox CLEC, LLC and CenturyLink. Please note that this Agreement opts into the Agreement between TCG Pittsburgh and TC New Jersey, Inc. and CenturyLink dated July 9, 2009.

A copy of this letter and Agreement are simultaneously served via first class mail upon persons listed as proper recipients of notices to and on behalf of Broadvox – CLEC, LLC. If you have any questions, please do not hesitate to call me.

Sincerely,

Sue Benedek

ZEB/jh

Enclosures

cc: Kyle Bertrand (*on behalf of Broadvox – CLEC, LLC*)
Alex Gertsburg, Esquire (*on behalf of Broadvox – CLEC, LLC*)
Kathryn Feeney (*on behalf of CenturyLink*)



**INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT
FOR THE STATE OF PENNSYLVANIA**

**BETWEEN
BROADVOX - CLEC, LLC
AND
THE UNITED TELEPHONE COMPANY OF PENNSYLVANIA LLC *f/k/a* Embarq *d/b/a* CENTURYLINK
EXPIRATION: APRIL 1, 2014**

**INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT
FOR THE STATE OF PENNSYLVANIA**

This Interconnection, Collocation and Resale Agreement ("Agreement") is entered into by and between Broadvox – CLEC, LLC ("CLEC"), a Delaware limited liability company, and The United Telephone Company of Pennsylvania LLC f/k/a Embarq d/b/a CenturyLink ("CenturyLink") a Pennsylvania corporation, which are collectively referred to herein as "the Parties", to establish the rates, terms and conditions for local interconnection and the exchange of Local traffic for the state of Pennsylvania.

NOW THEREFORE, the Parties agree as follows:

1. ADOPTED AGREEMENT

- 1.1 This Agreement between the Parties shall consist of the Interconnection, Collocation and Resale Agreement for the state of Pennsylvania entered into by and between TCG Pittsburgh and TCG New Jersey, Inc. ("TCG"), and The United Telephone Company of Pennsylvania LLC f/k/a Embarq d/b/a CenturyLink, dated July 9, 2009, as filed with the Pennsylvania Public Utility Commission ("Adopted Agreement").
- 1.2 This Agreement is made a part of and incorporates the terms and conditions of the Adopted Agreement.
- 1.3 Except as set forth herein, the Adopted Agreement remains unchanged and in full force and effect. In the event of a conflict between the terms of the Adopted Agreement and this Agreement, this Agreement will control.
- 1.4 This Agreement shall supersede and replace in full any and all prior agreements, written and oral, between CLEC and CenturyLink pertaining to the subject matter hereof, applicable to the state of Pennsylvania.

2. PARTIES

For the purposes of this Agreement, CLEC is hereby substituted in the Adopted Agreement for TCG; and CenturyLink shall remain as the other Party to the Adopted Agreement.

3. PROVISIONS

- 3.1 The rates, terms and conditions ("Terms") of the TCG Agreement are being adopted by CLEC pursuant to its statutory rights under Section 252(i). CenturyLink does not provide these Terms to CLEC as either a voluntary or negotiated agreement. The filing and performance by CenturyLink of the Terms does not in any way constitute a waiver by CenturyLink of any position as to the Terms or a portion thereof, nor does it constitute a waiver by CenturyLink of all rights and remedies it may have to seek review of the Terms, or to seek review in any way of any provisions included in these Terms as a result of CLEC's 252(i) election.
- 3.2 CenturyLink reserves the right to deny to CLEC any obligation under or application of the adopted Terms, in whole or in part, after proving to the Public Utilities Commission of Pennsylvania consistent with Section 51.809(b) that:
 - (a) the costs of providing the Terms to CLEC are greater than the costs of providing it to the original signatory carrier;
 - (b) the provision of the Terms to CLEC are not technically feasible;
- 3.3 Should any such condition occur, CenturyLink will notify CLEC in writing and CenturyLink and CLEC agree to work towards a mutually agreeable alternative or resolution.

4. EFFECTIVE DATE AND TERM

- 4.1 This Agreement will be effective only upon execution by both Parties unless prior Commission approval is required, in which case this Agreement shall be effective upon Commission approval; except that the initiation of a new account, any new provision of service or obligation or any revision to currently existing services or obligations shall not take effect for 30 days to accommodate required initial processes. Unless delayed by Commission action, the "Effective Date" of this Agreement for all purposes will be the latest date reflected by the signing Parties.
- 4.2 This Agreement shall be effective and may be terminated pursuant to the Terms of the Adopted Agreement.

5. NOTICES

Except as otherwise provided, all notices and communication hereunder will be deemed to have been duly given when made in writing and delivered in person or deposited in the U.S. mail, certified, postage paid, return receipt requested, and addressed as follows:

If to CLEC:
Attn: Kyle Bertrand
VP, Network Planning and Regulatory
Broadvox – CLEC, LLC
75 Erieview Plaza
Ste. 400
Cleveland, OH 44114
kbertrand@broadvox.com
216-373-4636

If to CenturyLink:
CenturyLink
Director Wholesale Contracts
930 15th Street
6th Floor
Denver, CO 80202
Email: intagree@centurylink.com
Phone: 303-672-2879

With a Copy to:

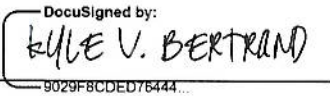
Alex Gertsburg, Esq.
EVP – General Counsel
Broadvox – CLEC, LLC
75 Erieview Plaza
Ste. 400
Cleveland, OH 44114
agertsburg@broadvox.com
216-373-4811

With copy to CenturyLink at the address shown below:

CenturyLink Law Department
Associate General Counsel, Interconnection
1801 California Street, 9th Floor
Denver, CO 80202
Email:
Legal.Interconnection@centurylink.com
Phone: 303-383-6553

IN WITNESS WHEREOF, CLEC and CenturyLink have caused this Agreement to be executed by their respective duly authorized representatives.

BROADVOX – CLEC, LLC

By: 
Name : Kyle Bertrand
Title: VP, Network Planning and Regulatory
Date: 9/26/2012

The United Telephone Company of Pennsylvania d/b/a CenturyLink

By: 
Name: L.T. Christensen
Title: Director – Wholesale Contracts
Date: 9/26/2012