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April 29, 2004

## VIA HAND DELIVERY

Mr. James J. McNulty, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120

DOCUMENT

Re: Joint Application for Approval of a Master Interconnection, Collocation and Resale Agreement between The United Telephone Company of Pennsylvania d/b/a Sprint and Metro Teleconnect Companies, Inc.

Docket No. A-310482 7002

Dear Secretary McNulty:

Enclosed for filing are an original and three copies of the Joint Application for Approval of a Master Interconnection, Collocation and Resale Agreement between The United Telephone Company of Pennsylvania d/b/a Sprint and Metro Teleconnect Companies, Inc.

If you have any questions, please call me.

SB/jh Enclosures

cc:

Jeff Caswell (w/enclosures)

Patrick Smith (w/enclosures)

SECRETARY'S BUREAU

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## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

JOINT APPLICATION OF THE UNITED

TELEPHONE COMPANY OF

PENNSYLVANIA d/b/a SPRINT AND

METRO TELECONNECT COMPANIES, INC.:

FOR APPROVAL OF A MASTER

INTERCONNECTION, COLLOCATION AND:

RESALEMACREEMENT UNDER THE

TELECOMMUNICATIONS ACT OF 1996

MAY 17 2004

DOCKET NO. A-310482ECRETARY'S BUREAU

# JOINT APPLICATION FOR APPROVAL OF A MASTER INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT

The United Telephone Company of Pennsylvania d/b/a Sprint ("Sprint") and Metro Teleconnect Companies, Inc. ("Metro Teleconnect"), respectfully submit the attached Master Network Interconnection, Collocation and Resale Agreement ("Agreement") for approval by the Pennsylvania Public Utility Commission ("Commission") under Sections 251 and 252 of the Telecommunications Act of 1996 (the "1996 Act") and the Commission's Order entered June 3, 1996, In re: Implementation of the Telecommunications Act of 1996, PA PUC Docket No. M-00960799.

The Agreement will enable Metro Teleconnect to provide telecommunications services in the Commonwealth of Pennsylvania. The Agreement furthers local competition in Pennsylvania as envisioned by Chapter 30 of the Public Utility Code and by the 1996 Act. Sprint and Metro Teleconnect, therefore, respectfully request that the Commission approve the Agreement.

In support of this request, Sprint and Metro Teleconnect state as follows:

- 1. Sprint is an incumbent local exchange carrier authorized to provide local exchange telephone service in potions of Pennsylvania. Metro Teleconnect is a Pennsylvania corporation that has been granted a Certificate of Public Convenience from the Commission at the above-captioned docket number.
- 2. Sprint and Metro Teleconnect have negotiated the Agreement pursuant to the 1996 Act, in order to establish rates, terms and conditions for local interconnection, local resale, the purchase of unbundled network elements and collocation.
- 3. The Agreement sets forth the terms, conditions and prices of interconnection, collocation and for resale of telecommunications services by Sprint to Metro Teleconnect. The Agreement is attached hereto and incorporated herein.
- 4. The Agreement satisfies the requirements for Commission approval pursuant to Section 252(e)(2)(A) of the 1996 Act, which provides as follows:

The State Commission may only reject . . . an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that--

- (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
- (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity.
- 5. The Agreement does not discriminate against any other telecommunications carrier, as required by Section 252(e)(2)(A)(i). The interconnection, collocation and resale arrangements contained in the Agreement are available to any other requesting telecommunications carrier to the extent

permitted under Section 252(i). Nonetheless, other carriers are not bound by such terms and remain free to negotiate independently with Sprint pursuant to Section 252 of the 1996 Act.

6. The Agreement is consistent with the public interest, convenience, and necessity, as required under Section 252(e)(2)(A)(ii). It will permit Metro Teleconnect to provide telecommunications service in the Commonwealth of Pennsylvania. In addition, the interconnection, collocation and resale arrangements contained in the Agreement are available to any other requesting telecommunications carrier to the extent permitted under Section 252(i).

WHEREFORE, Sprint and Metro Teleconnect respectfully request that the Commission approve the attached Agreement pursuant to Section 252(a)(1) and (e) of the 1996 Act.

Respectfully submitted,

THE UNITED TELEPHONE COMPANY OF PENNSYLVANIA d/b/a SPRINT:

By:

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e-mail: sue.e.benedek@mail.sprint.com

**Attorney for Sprint** 

Dated: April 29, 2004

DATE:

April 29, 2004

SUBJECT: A-310482F7002

TO:

Office of Special Assistants

FROM:

James J. McNulty, Secretary



JOINT PETITION OF THE UNITED TELEPHONE COMPANY OF PENNSYLVANIA, INC. D/B/A SPRINT AND METRO TELECONNECT COMPANIES, INC. FOR APPROVAL OF A MASTER INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT UNDER SECTION 252(e) OF THE TELECOMMUNICATIONS ACT OF 1996.

Attached is a copy of a Joint Petition for Approval of a Master Interconnection, Collocation and Resale Agreement filed in connection with the above-docketed proceeding.

Enclosed is a copy of the notice that we provided to the Pennsylvania Bulletin to be published on May 15,2004. Comments are due on or before 10 days after the publication of this notice.

This matter is assigned to your Office for appropriate action.

### Attachment

Bureau of Fixed Utility Services Office of Administrative Law Judge-copy of memo only

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

## NOTICE TO BE PUBLISHED



Joint Petition of The United Telephone Company of Pennsylvania d/b/a Sprint and Metro Teleconnect Companies, Inc. for Approval of a Master Interconnection, Collocation, and Resale Agreement Under Section 252(e) of The Telecommunications Act of 1996.

Docket Number: A-310482F7002.

DOCUMENT

The United Telephone Company of Pennsylvania d/b/a Sprint and Metro Teleconnect Companies, Inc., by its counsel, filed on April 29, 2004 at the Public Utility Commission, a Joint Petition for approval of a Master Interconnection, Collocation and Resale Agreement under Sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. All such Comments are due on or before 10 days after the date of publication of this notice. Copies of the The United Telephone Company of Pennsylvania d/b/a Sprint and Metro Teleconnect Companies, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

Contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

BY THE COMMISSION

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James J. McNulty

Secretary

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**BUREAU** LEGISLATIVE REFERENCE