

- 1. REPORT DATE: 00/00/00
- 2. BUREAU: OSA
- 3. SECTION(S):
- 5. APPROVED BY: DIRECTOR:
SUPERVISOR:
- 6. PERSON IN CHARGE:
- 8. DOCKET NO: A-311201 F7000
- 4. PUBLIC MEETING DATE: 00/00/00
- 7. DATE FILED: 06/18/04
- 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: VERIZON PENNSYLVANIA INC.

RESPONDENT/APPLICANT: ECONODIAL, LLC

COMP/APP COUNTY:

UTILITY CODE: 311201

ALLEGATION OR SUBJECT

JOINT PETITION OF VERIZON PENNSYLVANIA INC. AND ECONODIAL, LLC FOR APPROVAL OF ADOPTION OF AN INTERCONNECTION AGREEMENT UNDER SECTION 252(I) OF THE TELECOM-MUNICATIONS ACT OF 1996.

DOCUMENT
FOLDER

DOCKETED
JUN 23 2004

Daniel E. Monagle
Assistant General Counsel
Pennsylvania

ORIGINAL



DOCUMENT
FOLDER

June 18, 2004

1717 Arch Street, 32N
Philadelphia, PA 19103

Tel: (215) 963-6004
Fax: (215) 563-2658
Daniel.Monagle@Verizon.com

VIA UPS OVERNIGHT

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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JUN 18 2004

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

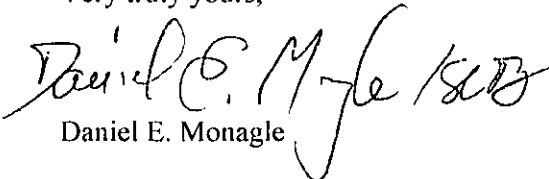
RE: Joint Filing of
Verizon Pennsylvania Inc. and Econodial, LLC
of Adoption of an Interconnection Agreement
Docket No. A-311201F7000

Dear Mr. McNulty:

Enclosed please find an original and three (3) true and correct copies of the Joint Filing of Verizon Pennsylvania Inc. and Econodial, LLC, of Adoption of an Interconnection Agreement. The Interconnection Agreement adopted is the Interconnection Agreement between Verizon Pennsylvania Inc. and Z-Tel Communications Inc., which the Commission approved by Order dated January 14, 2002 in Docket No. A-310706F7000. Although the Adoption was effective May 12, 2004, the Adoption letter was signed by the two parties' signers on May 20, 2004 and May 24, 2004 respectively. As evidenced by the cc: below, notice of this filing is being provided to Econodial, LLC.

Please date stamp the enclosed additional copy and return it to me in the enclosed self-addressed, stamped envelope.

Very truly yours,


Daniel E. Monagle

DEM/slb

Enclosure

cc: Lance J. M. Steinhart, Esquire (Via UPS Overnight)
Attached Service List

● ORIGINAL ●

RECORDED

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION¹ 2004

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

JOINT FILING OF VERIZON PENNSYLVANIA INC.)
AND ECONODIAL, LLC OF ADOPTION OF AN)
INTERCONNECTION AGREEMENT UNDER SECTION)
252(I) OF THE TELECOMMUNICATIONS ACT OF 1996)
)

PUC Docket No. A-311201 F7000

JOINT FILING

Verizon Pennsylvania Inc. ("Verizon") and Econodial, LLC ("Econodial") respectfully submit to the Commission, pursuant to Section 252(i) of the Telecommunications Act of 1996 (the "1996 Act")¹, the attached adoption letter effective May 12, 2004 (the "Adoption"). The Adoption provides for the interconnection of the two companies' networks and makes available to Econodial access to unbundled network elements, wholesale telecommunications services, and ancillary services offered by Verizon.

THE PARTIES

1. Verizon is an incumbent local exchange carrier authorized to provide local exchange telephone service in Pennsylvania.

2. Econodial is a competitive local exchange carrier that is authorized to provide local telephone service in Pennsylvania consistent with appropriate legal requirements established by the Commission.

THE ADOPTION

3. Econodial has exercised its right under Section 252(i) of the 1996 Act to opt into the Verizon/Z-Tel Communications Inc. Interconnection Agreement which the Commission approved January 10, 2002 in Case No. A-310706F7000. Under the Adoption, Econodial has

¹Citations herein to the 1996 Act should be construed as references to sections of the Communications Act of 1934 as amended by the 1996 Act.

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agreed that it will be bound by the terms of the Verizon/ Z-Tel Communications Inc. Interconnection Agreement as such agreement is in effect on the date hereof after giving effect to operation of law.

4. The Adoption sets forth the terms, conditions and prices under which Verizon and Econodial will offer and provide network interconnection, reciprocal call termination for local traffic, access to network elements, ancillary network services, and wholesale telecommunications services available for resale to each other within each Local Access and Transport Area ("LATA") in which they both operate in Pennsylvania.

5. Key provisions of the Adoption provide for:

- (i) *Compensation for Reciprocal Compensation Traffic at rates as specified in Appendix 1 to the Adoption;*
- (ii) *Unbundled loops -- providing Econodial access to existing Verizon customers -- based on a rate methodology specified in the Agreement;*
- (iii) *Customers to retain their telephone numbers when they switch to Econodial;*
- (iv) *Including Econodial customers' primary listings in the appropriate alphabetical directory ("White Pages") and, for business customers, in the appropriate classified directory ("Yellow Pages");*
- (v) *The resale of Verizon telecommunications services for a wholesale discount as specified in Appendix 1 to the Adoption;*
- (vi) *The continued provision of 911 services to all customers; and*
- (vii) *Performance standards for services provided by Verizon to Econodial equal to the level of service provided by Verizon to its own end-user customers and other telecommunications carriers.*

COMPLIANCE WITH THE 1996 ACT

6. If the Commission determines that it wishes to (or must) review the Adoption under the 1996 Act or otherwise, it is the parties' view that the Adoption satisfies the requirements for

Commission approval (to the extent that they would apply) 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[.]

7. First, the Adoption does not discriminate against any other telecommunications carrier, as required by Section 252(e)(2)(a)(i). To the contrary, any other telecommunications carrier authorized to provide local telephone service in Pennsylvania may obtain the interconnection, unbundling and resale arrangement specified in the underlying interconnection agreement that is the subject of the Adoption on the same terms and conditions (assuming that none of the exclusions to opt-in rights under Section 252(i) of the 1996 Act would apply). Nonetheless, other carriers are not bound by the terms of such interconnection agreement and remain free to negotiate with Verizon pursuant to Section 252 of the 1996 Act.

8. Second, the Adoption is consistent with the public interest, convenience, and necessity, as required by Section 252(e)(2)(a)(ii). It is an important step towards allowing Econodial to compete with Verizon as a facilities-based local telephone service carrier for both residential and business customers.

APPROVAL OF THE AGREEMENT

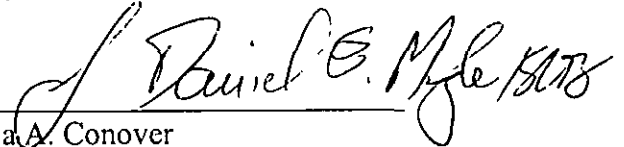
9. Verizon and Econodial respectfully request that, if the Commission chooses to review the Adoption, it expedite such review to facilitate implementation of competition in the local exchange market. Although under Section 252(e)(4) of the 1996 Act, the Commission has 90

days to approve or reject the Agreement, Verizon and Econodial request that the Commission act sooner than that date if at all possible, if it chooses to review the Adoption.

WHEREFORE, Verizon and Econodial respectfully submit the attached Adoption pursuant to Section 252(i) of the 1996 Act.

Of Counsel
Jack H. White

Respectfully submitted,



Julia A. Conover
Vice President and General Counsel
Verizon Pennsylvania Inc.
Daniel E. Monagle
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1717 Arch Street, 32N
Philadelphia, PA 19103
Tel. (215) 963-6001
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Attorneys For
Verizon Pennsylvania Inc.



David Biniaely
CEO/President

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1720 Windward Concourse, Suite 250
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Tel: 770-232-9200

Attorney for
Econodial, LLC

June 18,
DATED: ~~May~~ ___, 2004

SERVICE LIST

Irwin A. Popowsky
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101-1921

William Lloyd
Office of Small Business Advocate
Commerce Building, Suite 1102
300 North Second Street
Harrisburg, PA 17101

Kandace F. Melillo
Office of Trial Staff
PA Public Utility Commission
Commonwealth Keystone Bldg
400 North Street
Harrisburg, PA 17105-3265

Office of Special Assistants
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Bureau of Consumer Services
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Bureau of Fixed Utility Services
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Office of the Attorney General
Bureau of Consumer Protection
Strawberry Square, 14th Floor
Harrisburg, PA 17120

DATE: June 23, 2004

SUBJECT: A-311201F7000

TO: Office of Special Assistants

FROM: James J. McNulty, Secretary *KB*

JOINT PETITION OF VERIZON PENNSYLVANIA INC. AND
ECONODIAL, LLC FOR APPROVAL OF ADOPTION OF AN INTERCONNECTION
AGREEMENT UNDER SECTION 252(i) OF THE TELECOMMUNICATIONS
ACT OF 1996.

Attached is a copy of a Joint Petition for Approval of
Adoption of an Interconnection 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 July 3, 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

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

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JUN 23 2004

PENNSYLVANIA PUBLIC UTILITY COMMISSION

NOTICE TO BE PUBLISHED

Joint Petition of Verizon Pennsylvania Inc. and Econodial, LLC for Approval of Adoption of an Interconnection Agreement Under Section 252(i) of The Telecommunications Act of 1996.
Docket Number: A-311201F7000.

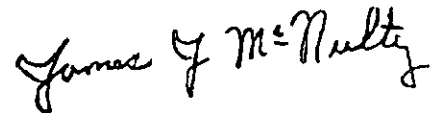
Verizon Pennsylvania Inc. and Econodial, LLC, by its counsel, filed on June 18, 2004, at the Public Utility Commission, a Joint Petition for approval of Adoption of an Interconnection Agreement under Sections 251 and 252 of the Telecommunications Act of 1996.

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 Verizon Pennsylvania Inc. and Econodial, LLC 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.

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BY THE COMMISSION



James J. McNulty
Secretary

RECEIVED
LEGISLATIVE REFERENCE
BUREAU
04 JUN 23 PM 2:30
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JUN 22 2004

Daniel E. Monagle
Assistant General Counsel
Pennsylvania

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Tel: (215) 963-6004
Fax: (215) 563-2658
Daniel.Monagle@Verizon.com

October 11, 2004

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VIA UPS OVERNIGHT

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Joint Filing of Verizon Pennsylvania Inc. and Econodial, LLC
of Adoption of an Interconnection Agreement
Dkt. No. A-311201 F7000

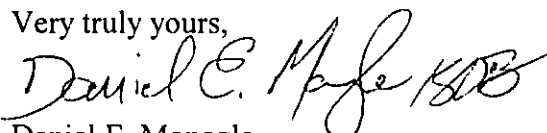
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Dear Mr. McNulty:

Pursuant to the Public Utility Commission's Order entered on July 23, 2004 the parties in the above-referenced matter were directed to notify the Commission whether a true and correct copy of the Agreement had been filed. Please be advised that the true and correct copy of the letter of adoption is the letter of adoption which the parties filed on June 18, 2004 and which, along with the underlying Agreement being adopted, was the subject of the Commission's Order dated July 23, 2004. In addition, enclosed please find an electronic copy of the letter of adoption, in .pdf format.

Please do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,


Daniel E. Monagle

DEM/slb

Encl: Diskette

cc: Lance J. M. Steinhart, Esquire