

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00 :
 2. BUREAU: OSA :
 3. SECTION(S) : 4. PUBLIC MEETING DATE:
 5. APPROVED BY: : 00/00/00
 DIRECTOR: :
 SUPERVISOR: :
 6. PERSON IN CHARGE: : 7. DATE FILED: 08/16/06
 8. DOCKET NO: A-311409 F7000 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: VERIZON PENNSYLVANIA INC.

RESPONDENT/APPLICANT: VELOCITY.NET COMMUNICATIONS INC

COMP/APP COUNTY: UTILITY CODE: 311409

ALLEGATION OR SUBJECT

JOINT PETITION OF VERIZON PENNSYLVANIA INC. AND VELOCITY.NET COMMUNICATIONS, INC. FOR APPROVAL OF AN INTERCONNECTION AGREEMENT AND AMENDMENT NO. 1 UNDER SECTION 252(E) OF THE TELECOMMUNICATIONS ACT OF 1996.

DOCKETED
AUG 22 2006

DOCUMENT
FOLDER

Suzan DeBusk Paiva
Assistant General Counsel



Verizon Pennsylvania Inc.
1717 Arch Street, Floor 10
Philadelphia, PA 19103

Tel: (215) 466-4755
Fax: (215) 563-2658
Suzan.D.Paiva@Verizon.com

ORIGINAL

August 16, 2006

RECEIVED

AUG 16 2006

VIA UPS OVERNIGHT

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

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Joint Filing of
Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc.
for Approval of an Interconnection Agreement
Dkt. No. *A-311409 F 7000*

Dear Mr. McNulty:

Enclosed please find an original and three (3) copies of the joint filing of Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc. for Approval of an Interconnection Agreement. This filing also includes Amendment No. 1 between Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc. The Interconnection Agreement is dated as effective June 21, 2006, and was signed by the two parties' signers on July 17, 2006 and July 21, 2006 respectively. Thus, this Joint Filing is being made within 30 days of the day that the Agreement was signed, as required by ordering Paragraph 5 of the Commission's May 3, 2004 Final Order in Docket No. M-00960799. Similarly, the Amendment is dated as effective June 21, 2006, and was signed on July 17, 2006 and July 21, 2006. As evidenced by the cc: below, notice of this filing is being provided to Velocity.Net Communications, Inc.

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

Very truly yours,

Suzan D. Paiva

DOCUMENT
FOLDER

SDP/slb

Enclosure

cc: Joel Deuterman, President/CEO, Velocity.Net Communications, Inc.
Attached Service List

79

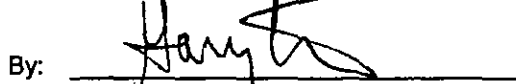
SIGNATURE PAGE

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed as of the Effective Date.

VELOCITY.NET COMMUNICATIONS, INC.

VERIZON PENNSYLVANIA INC.

By: 

By: 

Printed: Joel Deuterman

Printed: Gary Librizzi

Title: President/CEO

Title: Director - Negotiations

Date: 7/17/06

Date: 7-21-06

compensation to VNCI related to traffic only to the extent required by Applicable Law. If Verizon exercises its right of termination under this Section, the Parties shall negotiate in good faith appropriate substitute provisions for compensation related to traffic; provided, however, that except as otherwise voluntarily agreed by Verizon in writing in its sole discretion, Verizon shall be obligated to provide compensation to VNCI related to traffic only to the extent required by Applicable Law. If within thirty (30) days after Verizon's notice of termination the Parties are unable to agree in writing upon mutually acceptable substitute provisions for compensation related to traffic, either Party may submit their disagreement to dispute resolution in accordance with Section 14 of this Agreement.

A-311409 F7000

DOCUMENT
FOLDER

AMENDMENT NO. 1
TO THE
INTERCONNECTION AGREEMENT
BETWEEN
VERIZON PENNSYLVANIA INC.
AND
VELOCITY.NET COMMUNICATIONS, INC.

DOCKETED
AUG 22 2006

This Amendment No. 1 (the "Amendment") is made by and between Verizon Pennsylvania Inc. ("Verizon"), a Pennsylvania corporation with offices at 1717 Arch Street, Philadelphia, PA 19103, and Velocity Net Communications, Inc., a corporation with offices at 2503 W 15th Street, Suite 10, Erie, PA 16505 ("VNCI"), and shall be deemed effective on June 21, 2006 and in no event later than the date on which the Agreement (as defined below) takes effect (the "Amendment Effective Date"). Verizon and VNCI are hereinafter referred to collectively as the "Parties" and individually as a "Party". This Amendment covers services in Verizon's service territory in the Commonwealth of Pennsylvania (the "Commonwealth").

WITNESSETH:

WHEREAS, Verizon and VNCI, pursuant to Section 252(a)(1) of the Communications Act of 1934, as amended (the "Act"), are filing concurrently herewith for Commission approval an Interconnection Agreement under Sections 251 and 252 of the Act (the "Agreement"); and

WHEREAS, the Federal Communications Commission (the "FCC") released an order on August 21, 2003 in CC Docket Nos. 01-338, 96-98, and 98-147 (the "Triennial Review Order" or "TRO"), which became effective as of October 2, 2003; and

WHEREAS, on March 2, 2004, the U.S. Court of Appeals for the District of Columbia Circuit (the "D.C. Circuit") issued a decision affirming in part and vacating in part the TRO (the "D.C. Circuit Decision"); and

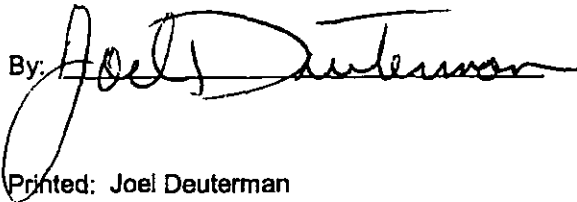
WHEREAS, on August 20, 2004, the FCC released an Order in WC Docket No. 04-313 and CC Docket No. 01-338 (the "Interim Rules Order") setting forth certain interim rules regarding the temporary reinstatement of unbundling obligations for certain network elements with respect to which the D.C. Circuit Decision holds that the FCC has made no lawful impairment finding under Section 251 of the Act; and

WHEREAS, on February 4, 2005, the FCC released an Order on Remand in WC Docket No. 04-313 and CC Docket No. 01-338 (the "TRRO") setting forth rules that supplanted, effective March 11, 2005, the temporary rules set forth in the Interim Rules Order and addressing the remanded issues raised in the D.C. Circuit Decision;

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed as of the Amendment Effective Date.

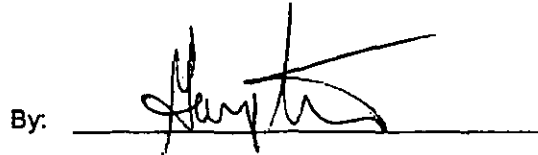
VELOCITY.NET COMMUNICATIONS, INC.

VERIZON PENNSYLVANIA INC.

By: 

Printed: Joel Deuterman

Title: President/CEO

By: 

Printed: Gary Librizzi

Title: Director - Negotiations

Date: 7/17/06

Date: 7-21-06

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

Charles F. Hoffman
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

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: August 22, 2006

SUBJECT: A-311409F7000

TO: Office of Special Assistants

FROM: James J. McNulty, Secretary *KB*

Joint Petition of Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc. for Approval of an Interconnection Agreement and Amendment No. 1 Under Section 252(e) of the Telecommunications Act of 1996.

Attached is a copy of a Joint Petition for Approval of an Interconnection Agreement and Amendment No. 1 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 September 2, 2006. Comments are due on or before 10 days after the publication of this notice.

This matter is assigned to your Office for appropriate action.

DOCKETED

AUG 22 2006

Attachment

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

**DOCUMENT
FOLDER**

PENNSYLVANIA PUBLIC UTILITY COMMISSION

NOTICE TO BE PUBLISHED

Joint Petition of Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc. for Approval of an Interconnection Agreement and Amendment No. 1 Under Section 252(e) of The Telecommunications Act of 1996.
Docket Number: A-311409F7000

Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc., by its counsel, filed on August 16, 2006, at the Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement and Amendment No. 1 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 Velocity.Net Communications, 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.

RECEIVED
LEGISLATIVE REFERENCE
BUREAU

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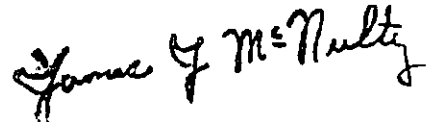
PA. CODE & BULLETIN

DOCUMENT
FOLDER

DOCKETED

AUG 22 2006

BY THE COMMISSION



James J. McNulty
Secretary

Suzan DeBusk Paiva
Assistant General Counsel



ORIGINAL

Verizon Pennsylvania Inc.
1717 Arch Street, Floor 10
Philadelphia, PA 19103

Tel: (215) 466-4755
Fax: (215) 563-2658
Suzan.D.Paiva@Verizon.com

October 25, 2006

DOCUMENT
FOLDER

RECEIVED

OCT 25 2006

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

VIA UPS DELIVERY

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

RE: Joint Petition of
Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc.
for Approval of an Interconnection Agreement
Dkt. No. A-311409 F7000

Dear Mr. McNulty:

Pursuant to the Public Utility Commission Order entered on September 29, 2006, Verizon Pennsylvania Inc. was directed to file a true and correct electronic copy of the Interconnection Agreement between Verizon Pennsylvania Inc. and Velocity.Net Communications, Inc., and of Amendment No. 1 to that Agreement, which together were the subject of the Commission's Order. Accordingly, Verizon Pennsylvania Inc. hereby files a true and correct electronic copy of the Agreement, and of Amendment No. 1 to that Agreement, in .pdf format, attached to the copy of this letter that is being sent to the Commission's Office of Special Assistants.

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

Very truly yours,

Suzan D. Paiva

SDP/slb

attachment: Diskette (to Office of Special Assistants only)
cc: Ms. Bobbi Lathrop, OSA (with diskette)

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