

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: ALJ	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE:	:	7. DATE FILED: 08/16/04
8. DOCKET NO: A-311314 F7000	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: VERIZON PENNSYLVANIA INC.

RESPONDENT/APPLICANT: OLCR INC

COMP/APP COUNTY:

UTILITY CODE: 311314

ALLEGATION OR SUBJECT

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

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DOCKETED

AUG 25 2004

Daniel E. Monagle
Assistant General Counsel
Pennsylvania



ORIGINAL

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August 17, 2004

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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AUG 16 2004

RE: Joint Filing of
Verizon Pennsylvania Inc. and OLCR, Inc.
of Adoption of an Interconnection Agreement
Docket No. A-311314 F 7000

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. McNulty:

Enclosed please find an original and three (3) true and correct copies of the Joint Filing of Verizon Pennsylvania Inc. and OLCR, Inc., 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 5, 2004, the Adoption letter was signed by the two parties' signers on May 11, 2004 and August 2, 2004 respectively. Thus, this Joint Filing is being made within 30 days of the day that the agreement, in this case the adoption letter, was signed, as required by ordering Paragraph 5 of the Commission's May 3, 2004 Final Order in Docket No. M-00960799. As evidenced by the cc: below, notice of this filing is being provided to OLCR, Inc.

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: Tracy Bogans, President, OLCR, Inc. (Via UPS Overnight)
Attached Service List

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AUG 16 2004

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

PUC Docket No. A-311314 F7000

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JOINT FILING

Verizon Pennsylvania Inc. ("Verizon") and OLCR, Inc. ("OLCR") 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 5, 2004 (the "Adoption"). The Adoption provides for the interconnection of the two companies' networks and makes available to OLCR 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. OLCR 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. OLCR 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 on June 1, 2001 in Case No. A-310706F0002. Under the Adoption, OLCR has agreed

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.

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 OLCR 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) Unbundled loops -- providing OLCR access to existing Verizon customers -- based on a rate methodology specified in the Agreement;
- (ii) Customers to retain their telephone numbers when they switch to OLCR;
- (iii) Including OLCR customers' primary listings in the appropriate alphabetical directory ("White Pages") and, for business customers, in the appropriate classified directory ("Yellow Pages");
- (iv) The resale of Verizon telecommunications services for a wholesale discount as specified in Appendix 1 to the Adoption;
- (v) The continued provision of 911 services to all customers; and

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 OLCR 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 OLCR 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 OLCR request that the Commission act sooner than that date if at all possible, if it chooses to review the Adoption.

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

Respectfully submitted,



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Attorney for
OLCR Inc.

AUGUST 17,
DATED: May 12, 2008

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Harrisburg, PA 17101

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Office of Special Assistants
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Bureau of Consumer Services
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Harrisburg, PA 17105-3265

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

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AUG 16 2004

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

DATE: August 25, 2004

SUBJECT: A-311314F7000

TO: Office of Special Assistants

FROM: James J. McNulty, Secretary *KB*

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FOLDER

DOCKETED

AUG 25 2004

JOINT PETITION OF VERIZON PENNSYLVANIA INC. AND OLCR, INC. 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 September 4, 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

PENNSYLVANIA PUBLIC UTILITY COMMISSION

NOTICE TO BE PUBLISHED

Joint Petition of Verizon Pennsylvania Inc. and OLCR, Inc. for Approval of Adoption of an Interconnection Agreement Under Section 252(i) of The Telecommunications Act of 1996.
Docket Number: A-311314F7000.

Verizon Pennsylvania Inc. and OLCR, Inc., by its counsel, filed on August 16, 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 OLCR, 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.

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AUG 25 2004

BY THE COMMISSION

James J. McNulty

James J. McNulty
Secretary

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