

The Commission met on **Thursday, July 8, 2004**, with Chair Koppendrayer and Commissioners Nickolai and Reha present.

## **TELECOMMUNICATIONS AGENDA**

### **PT-5556,405/IC-04-582**

#### **In the Matter of the Joint Application for Approval of an Interconnection Agreement Between AT&T Wireless Services, Inc. and Frontier Communications of Minnesota, Inc.**

Commissioner Nickolai moved that the Commission approve the Frontier/AWS interconnection agreement and amendment as recommended in the DOC's June 4, 2004 comments.

The motion passed 3-0.

### **P-421/C-04-200**

#### **In the Matter of a Complaint by the Minnesota Telecom Alliance Against Qwest Communications, Inc. Regarding Traffic Terminating from Qwest Communications, Inc. Tandem Switches.**

Commissioner Nickolai moved that the Commission take the following action:

- find that the complaint lies within the Commission's jurisdiction and that there is a reasonable basis for investigation;
- find that the issues raised in the counterclaim lie within the Commission's jurisdiction but there is no reasonable basis to investigate the issues raised in the counterclaim in this proceeding- a separate proceeding can be opened;
- require that the following be addressed as part of the investigation:
  - what responsibilities, if any, does Qwest have for unidentified traffic it delivers to ILECs;
  - does Qwest have adequate information within its control to pass on to the receiving company so that the receiving company can do proper billing and, if not, what needs to be done to achieve this goal;
  - the ALJ can address any other issues the ALJ believes is necessary for the Commission to resolve the complaint;
- do not join all originators and terminators of traffic in Minnesota as parties to this proceeding and dismiss the third party complaint;
- refer the matter to the Office of Administrative Hearings for contested case

proceedings and urge the Administrative Law Judge to direct parties to stipulate to all undisputed material facts and direct the parties to prepare a fact stipulation resolving all fact issues that can be resolved and identifying relevant fact issues that cannot be resolved;

The motion passed 3-0.

**P-5323/M-04-395**

**In the Matter of McLeodUSA Telecommunications, Inc.'s Tariff Filing Introducing Wholesale Service Order Processing Charges that Apply When McLeodUSA's Customers Shift to Other Telecommunications Carriers**

Commissioner Reha moved that the Commission reject the wholesale service charge proposed by McLeodUSA..

The motion passed 3-0.

**P-405/AR-04-170**

**In the Matter of A Petition by Frontier Communications of Minnesota, Inc., for Renewal and Revision of Its Second Revised Alternative Regulation (AFOR) Plan**

Commissioner Reha moved that the Commission-

- approve the Joint Petition of Frontier, the DOC and the RUD-OAG to extend the comment deadline to August 1, 2004, and extend the expiration date of Frontier's current AFOR to October 1, 2004;
- approve the staff recommendation to extend the reply period to August 16, 2004;

The motion passed 3-0.

There being no further telecommunication business before the Commission, the Commission took up the energy agenda.

**APPROVED BY THE COMMISSION: JULY 21, 2004**

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**Burl W. Haar, Executive Secretary**