

<p>SERVICE DATE Nov 24, 2015</p>

Public Service Commission of Wisconsin
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PUBLIC SERVICE COMMISSION OF WISCONSIN

Application for Approval of an Interconnection Agreement Between
 various CenturyLink affiliates and Contact Wireless LLC

5-TI-2494

FINAL DECISION APPROVING INTERCONNECTION AGREEMENT

The Commission approves the voluntary Interconnection Agreement (Agreement) between Contact Wireless LLC (Contact Wireless), a wireless provider, and various CenturyLink wireline affiliates¹ (CenturyLink), dated September 28, 2015. The parties requested Commission approval of the Agreement by letter received from CenturyLink on October 5, 2015. This agreement covers paging interconnection. CenturyLink states that it is authorized by Contact Wireless to submit this application on its behalf, and CenturyLink has certified that a copy of the Agreement was sent to Contact Wireless. Opportunity to comment was given, but no comments were received. A list of persons interested in this proceeding may be found in Appendix A.

Pursuant to 47 U.S.C. § 252(e)(2)(A), the Agreement, because it was adopted by negotiation, may be rejected only if the Commission finds that the Agreement discriminates against a telecommunications carrier not a party to the Agreement, or the implementation of such Agreement or portion thereof would not be consistent with the public interest, convenience, and necessity.

The Commission determines that there is no evidence that the Agreement discriminates against any specific provider or is inconsistent with the public interest. As the Agreement promotes competition, consumer choice, and the development of additional telecommunications infrastructure

¹ The affiliates bound by this agreement include: CenturyTel of Wisconsin, LLC, CenturyTel of Southern Wisconsin, LLC, CenturyTel of Fairwater-Brandon-Alto, LLC, CenturyTel of Forestville, LLC, CenturyTel of Larsen-Readfield, LLC, CenturyTel of Monroe County, LLC, CenturyTel of Northwest Wisconsin, LLC, CenturyTel of Northern Wisconsin, LLC, CenturyTel of the Midwest - Wisconsin, LLC, CenturyTel of the Midwest - Kendall, LLC, CenturyTel of Central Wisconsin, LLC, and Telephone USA of Wisconsin, LLC.

in Wisconsin, approval of the Agreement would be consistent with at least three public interest factors enumerated in Wis. Stat. § 196.03(6). Other statutory factors not considered are either not relevant or outweighed by the factors cited above.

If this Agreement involves wireline providers only, the Commission concludes that the Agreement satisfies the public interest under Wis. Stat. § 196.03(1) and (6), and the criteria for approval under 47 U.S.C. § 252(e)(2)(A).

If one party to the Agreement is a commercial mobile radio service provider, that is, a wireless provider, the Commission finds that the Agreement satisfies Wis. Stat. §§ 196.03(1) and (6), 196.04(1) and (2), and 47 U.S.C. § 252(e)(2)(A). This finding is based upon the public interest finding above, and the fact that the parties reached agreement voluntarily. The Commission further specifically finds that the Agreement is required by the public interest, does not cause an irreparable injury, and does not create a public utility detriment.

The Commission construes the Agreement between CenturyLink and Contact Wireless as based solely on the needs and interests of these parties. This Commission final decision does not constitute a Commission adoption of any substantive term or provision of the Agreement as a policy of the Commission applicable generally to other telecommunications providers or specifically to providers seeking interconnection with one or both of these parties.

Approval of this voluntary interconnection agreement is issued under 47 USC § 252(e), and, if neither contracting entity is a wireless provider, Wis. Stat. § 196.199(2). If one or more parties is a wireless provider, Wis. Stat. §§ 196.016 and 196.04 apply in lieu of Wis. Stat. § 196.199(2). This Final Decision is also issued pursuant to authority delegated in accordance with Wis. Stat. § 15.02(4). Furthermore, the Commission is issuing this final decision under the Commission's "Interim Procedures for Negotiations, Mediation, Arbitration, and Approval of Agreements" in

Docket 5-TI-2494

docket 05-TI-140; Wis. Stat. §§ 196.016, 196.02, 196.03, 196.04, 196.199 (inapplicable if one or more parties is a wireless provider), 196.219, 196.26, 196.28, 196.39, 196.395, 196.40, 196.44, and other provisions of Wis. Stat. ch. 196, as may be pertinent hereto; and provisions of the Telecommunications Act of 1996, Pub. L. 104-104, 110 Stat. 56 (1996), that the Commission may apply within its discretion and jurisdiction under Wis. Stat. ch. 196.

Dated at Madison, Wisconsin, November 20, 2015

For the Commission:

A handwritten signature in black ink that reads "Carrie Templeton". The signature is written in a cursive, flowing style.

Carrie Templeton
Assistant Division Administrator
Division of Water, Telecommunications & Consumer Affairs

CT:PRJ:pc DL:01274030

See attached Notice of Rights

PUBLIC SERVICE COMMISSION OF WISCONSIN
610 North Whitney Way
P.O. Box 7854
Madison, Wisconsin 53707-7854

**NOTICE OF RIGHTS FOR REHEARING OR JUDICIAL REVIEW, THE
TIMES ALLOWED FOR EACH, AND THE IDENTIFICATION OF THE
PARTY TO BE NAMED AS RESPONDENT**

The following notice is served on you as part of the Commission's written decision. This general notice is for the purpose of ensuring compliance with Wis. Stat. § 227.48(2), and does not constitute a conclusion or admission that any particular party or person is necessarily aggrieved or that any particular decision or order is final or judicially reviewable.

PETITION FOR REHEARING

If this decision is an order following a contested case proceeding as defined in Wis. Stat. § 227.01(3), a person aggrieved by the decision has a right to petition the Commission for rehearing within 20 days of the date of service of this decision, as provided in Wis. Stat. § 227.49. The date of service is shown on the first page. If there is no date on the first page, the date of service is shown immediately above the signature line. The petition for rehearing must be filed with the Public Service Commission of Wisconsin and served on the parties. An appeal of this decision may also be taken directly to circuit court through the filing of a petition for judicial review. It is not necessary to first petition for rehearing.

PETITION FOR JUDICIAL REVIEW

A person aggrieved by this decision has a right to petition for judicial review as provided in Wis. Stat. § 227.53. In a contested case, the petition must be filed in circuit court and served upon the Public Service Commission of Wisconsin within 30 days of the date of service of this decision if there has been no petition for rehearing. If a timely petition for rehearing has been filed, the petition for judicial review must be filed within 30 days of the date of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition of the petition for rehearing by operation of law pursuant to Wis. Stat. § 227.49(5), whichever is sooner. If an *untimely* petition for rehearing is filed, the 30-day period to petition for judicial review commences the date the Commission serves its original decision.² The Public Service Commission of Wisconsin must be named as respondent in the petition for judicial review.

If this decision is an order denying rehearing, a person aggrieved who wishes to appeal must seek judicial review rather than rehearing. A second petition for rehearing is not permitted.

Revised: March 27, 2013

² See *Currier v. Wisconsin Dep't of Revenue*, 2006 WI App 12, 288 Wis. 2d 693, 709 N.W.2d 520.

APPENDIX A

This docket proceeding is not a contested case under Wis. Stat. ch. 227, therefore there are no parties as defined in Wis. Stat. § 227.01(8), to be listed or certified under Wis. Stat. § 227.47. However, the persons listed below are defined by Wis. Admin. Code § PSC 2.02(7), (10), and (12) as parties in the docket and participated therein.

Public Service Commission of Wisconsin
(Not a party but must be served)
610 North Whitney Way
P.O. Box 7854
Madison, WI 53707-7854

CenturyLink
Sue Benedek, Esquire
240 North Third Street, Suite 300
Harrisburg, PA 17101
Email: Sue.benedek@centurylink.com

Contact Wireless
Robert Bliss
4925 N. Conquistador Street Las Vegas, NV 89149
Email: blissb@contactpaging.com

CCs:
Vic Jackson, Interconnection Services, Email: vic@interconnectionservices.com
Scott Girard, CenturyLink, Email: Scott.Girard@centurylink.com