

AMENDMENT
TO THE
INTERCONNECTION AGREEMENT - WISCONSIN
BETWEEN
AMERITECH WISCONSIN
AND
KMC TELECOM, INC.

The Interconnection Agreement “the Agreement” by and between Ameritech Wisconsin “Ameritech” or “SBC-Ameritech” or “SBC-13STATE” or “SBC-12STATE” and KMC Telecom, Inc. “CLEC” or “Requesting Carrier” is hereby amended as follows:

- (1) Schedule 9.2.3 has been revised and is attached hereto in its entirety.
- (2) Schedule 9.5 has been amended to delete Sections 4.0, 4.1 and 4.2 in their entirety.
- (3) Exhibit A – Illustrative Call Flows (Usage – Sensitive ULS-ST Rate Elements) has been added and is attached hereto in its entirety.
- (4) Appendix Merger Conditions has been added and is attached in its entirety.
- (5) Pricing Schedule has been amended to reflect changes.
- (6) This Amendment shall not modify or extend the Effective Date or Term of this Agreement or the donor Agreement.
- (7) EXCEPT AS MODIFIED HEREIN, ALL OTHER TERMS AND CONDITIONS OF THE AGREEMENT SHALL REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT, and such terms are hereby incorporated by reference and the Parties hereby reaffirm the terms and provisions thereof.
- (8) This Amendment shall be filed with and is subject to approval by the Public Utilities Commission of Wisconsin.

IN WITNESS WHEREOF, this Amendment to the Agreement was executed in triplicate on this _____ day of _____, 2001, by Ameritech Wisconsin, signing by and through its duly authorized representative, and KMC Telecom, Inc. signing by and through its duly authorized representative.

KMC Telecom, Inc.

***Ameritech Wisconsin
by SBC Telecommunications, Inc.
Its authorized agent**

By: _____

By: _____

Title: _____

Title: President-Industry Markets

Name: _____
(Print or Type)

Name: _____
(Print or Type)

Date: _____

Date: _____

*On January 25, 1999, the United States Supreme Court issued its opinion in *AT&T Corp. v. Iowa Utilities Board*, 525 U.S. 366 (1999) (and on remand *Iowa Utilities Board v. FCC*, 219 F.3d 744 (8th Cir. 2000)) and on June 1, 1999, the United States Supreme Court issued its opinion in *Ameritech v. FCC*, No. 98-1381, 1999 WL 116994, 1999 Lexis 3671 (June 1, 1999). In addition, on July 18, 2000, the United States Court of Appeals for the Eighth Circuit issued its opinion in *Iowa Utilities Board v. FCC*, No. 96-3321, 2000 Lexis 17234 (July 18, 1999). In addition, on November 5, 1999, the FCC issued its Third Report and Order and Fourth Further Notice of Proposed Rulemaking in CC Docket No. 96-96 (FCC 99-238), including the FCC's Supplemental Order issued *In the Matter of the Local Competition Provisions of the Telecommunications Act of 1996*, in CC Docket No. 96-98 (FCC 99-370) (rel. November 24, 1999), portions of which become effective thirty (30) days following publication of such Order in the Federal Register (February 17, 2000) and other portions of which become effective 120 days following publication of such Order in the Federal Register (May 17, 2000). By executing this amendment, Ameritech-Wisconsin does not waive any of its rights, remedies or arguments with respect to such decisions and any remands thereof, including its right to seek legal review or a stay of such decisions, or its rights contained in the Interconnection Agreement. Ameritech-Wisconsin further notes that on April 27, 2001, the FCC released its Order on Remand and Report and Order in CC Dockets No. 96-98 and 99-68, *In the Matter of the Local Competition Provisions in the Telecommunications Act of 1996; Intercarrier Compensation for ISP-bound Traffic* (the "ISP Intercarrier Compensation Order.") By executing this Amendment and carrying out the intercarrier compensation rates, terms and conditions herein, Ameritech-Wisconsin does not waive any of its rights, and expressly reserves all of its rights, under the ISP Intercarrier Compensation Order, including but not limited to its right to exercise its option at any time in the future to invoke the Intervening Law or Change of Law provisions and to adopt on a date specified by Ameritech-Wisconsin the FCC ISP terminating compensation plan, after which date ISP-bound traffic

will be subject to the FCC's prescribed terminating compensation rates, and other terms and conditions.