

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER FOR THE APPROVAL OF )  
AMENDMENT TO AN INTERCONNECTION )  
AGREEMENT BETWEEN QWEST )  
CORPORATION AND BANDWIDTH.COM )  
CLEC, LLC )**

**ORDER APPROVING  
AMENDMENT TO  
AGREEMENT  
  
TC09-103**

On December 22, 2009, the Commission received for approval a filing of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and Bandwidth.com CLEC, LLC (Bandwidth.com). The amendment is made to add terms and conditions relating to Voice over Internet Protocol (VoIP) services. The terms of the parties' agreement are set forth and specified in Attachment 1 to the amendment.

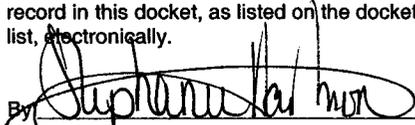
On December 23, 2009, the Commission electronically transmitted notice of the filing of the amendment to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until January 7, 2010, to do so. No comments were filed.

At its duly noticed January 19, 2010, meeting, the Commission considered whether to approve the negotiated amendment to the agreement between Qwest and Bandwidth.com. Commission Staff recommended its approval.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the amendment does not discriminate against a telecommunications carrier that is not a party to the amendment and the amendment is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the amendment to the agreement. It is therefore

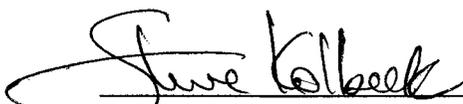
**ORDERED**, that the Commission approves the negotiated amendment to the agreement as described herein.

Dated at Pierre, South Dakota, this 27<sup>th</sup> day of January, 2010.

<b>CERTIFICATE OF SERVICE</b>
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u></u>
Date: <u>1/27/10</u>
(OFFICIAL SEAL)

**BY ORDER OF THE COMMISSION:**

  
DUSTIN M. JOHNSON, Chairman

  
STEVE KOLBECK, Commissioner

  
GARY HANSON, Commissioner