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March 30, 2017 ECEIVED

# VIA OVERNIGHT MAIL

Irene Kim Asbury, Secretary New Jersey Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor Trenton, NJ 08625

MAR 3 1 2017

BOARD OF PUBLIC UTILITIES

redex/at

TOITO30327

Re: I/M/O Joint Petition of United Telephone

I/M/O Joint Petition of United Telephone Company of New Jersey, Inc. d/b/a CenturyLink and BCN Telecom, Inc. for Approval of a

Interconnection Agreement - BPU Docket No.

Dear Secretary Asbury:

Enclosed for filing please find an original and ten (10) copies of the Joint Petition of United Telephone Company of New Jersey, Inc. d/b/a CenturyLink and BCN Telecom, Inc. for approval of a Interconnection Agreement. If you have any questions, please do not hesitate to contact me.

Sincerely,

Sue Benedek

ZEB/jh enclosures

cc: Julian Jacquez (on behalf of BCN Telecom)(via electronic mail)
Claudia Tiger (on behalf of BCN Telecom)(via electronic mail)
Carole Artale, Esquire (via electronic mail)
Stephanie Brand (via electronic mail)

CMS LeanL DAG RPA J. Frondedo L. GILBEAT H. Bond TELEC(A)

### STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES

RECEIVED

MAR 3 1 2017

I/M/O JOINT PETITION FOR APPROVAL OF A INTERCONNECTION AGREEMENT BETWEEN UNITED TELEPHONE COMPANY OF NEW JERSEY, INC. D/B/A CENTURYLINK AND BCN TELECOM, INC.

BPU DOCKET NO.
TO 17030327

# JOINT PETITION OF UNITED TELEPHONE COMPANY OF NEW JERSEY, INC. D/B/A CENTURYLINK

Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996 (the "1996 Act"), <sup>1</sup> United Telephone Company of New Jersey, Inc. d/b/a CenturyLink ("CenturyLink"), respectfully files the attached Interconnection Agreement ("Agreement") between CenturyLink and BCN Telecom, Inc. ("BCN Telecom"). CenturyLink and BCN Telecom request that the New Jersey Board of Public Utilities ("Board") approve the attached Agreement. In support, CenturyLink in conjunction with BCN Telecom, states as follows:

#### THE PARTIES

- CenturyLink is an Incumbent Local Exchange Carrier ("ILEC")

  authorized to provide local exchange telephone services in portions of the State of New Jersey.
  - BCN Telecom is a CLEC in the State of New Jersey.
- BCN Telecom has entered into the underlying Agreement with
   CenturyLink for the exchanging of traffic in the State of New Jersey. A copy of the Agreement is attached hereto at Appendix A.

Citations herein to the 1996 Act should be construed as references to sections of the Communications Act of 1934 as amended by the 1996 Act.

### THE AGREEMENT

- CenturyLink and BCN Telecom have entered into the Agreement pursuant to Sections 251(b), (c) and 252(a) of the 1996 Act.
- 5. The Agreement sets forth the rates, terms and conditions for the establishment of rates, terms and conditions for interconnection of BCN Telecom and CenturyLink's local exchange networks for purposes of transmission and termination of local traffic set forth in the Act and the attached Agreement. The Agreement is an integrated package that reflects a negotiated balance of many interests and concerns critical to both parties.
- The attached Agreement is effective upon Commission approval or in accordance with the Board's rules, regulations and orders.

#### COMPLIANCE WITH THE 1996 ACT

7. The Agreement satisfies the requirements for Board approval 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--

- the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
- the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity[.]"
- First, the Agreement does not discriminate against any other telecommunications carrier, as required by Section 252(e)(2)(A)(i).
- Second, the Agreement is consistent with the public interest, convenience, and necessity, as required by Section 252(e)(2)(A)(ii).

## APPROVAL OF THE AGREEMENT

10. CenturyLink, in conjunction with BCN Telecom, respectfully requests that the Board approve this Petition and the attached Agreement to the extent Board approval is required.

WHEREFORE, CenturyLink, with the concurrence of Agreement, respectfully requests that the Board approve the attached Agreement pursuant to Section 252(e) of the 1996 Act.

Respectfully submitted,

Zsuzsanna E. Benedek, Esquire

United Telephone Company of New Jersey,

Inc. d/b/a CenturyLink

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Dated: March 30, 2017