BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

January 19, 2006

IN RE:	)	
	)	
PETITION FOR APPROVAL OF THE INTERCONNECTION AGREEMENT AND AMENDMENT THERETO BETWEEN CITIZENS TELECOMMUNICATIONS COMPANY OF TENNESSEE, L.L.C. D/B/A FRONTIER COMMUNICATIONS OF TENNESSEE AND CHARTER FIBERLINK-TENNESSEE, LLC	)	**DOCKET NO. 05-00289**

ORDER APPROVING THE INTERCONNECTION AGREEMENT AND AMENDMENT THERETO

This matter came before Director Deborah Taylor Tate, Director Pat Miller and Director Sara Kyle of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on December 12, 2005 to consider, pursuant to 47 U S C. § 252, the Petition for approval of the interconnection agreement and amendment thereto negotiated between Citizens Telecommunications Company of Tennessee, L.L C d/b/a Frontier Communications of Tennessee ("Citizens") and Charter Fiberlink-Tennessee, LLC filed on October 19, 2005.

Based upon a review of the agreement and amendment, the record in this matter, and the standards for review set forth in 47 U S.C. § 252, the Directors unanimously granted the Petition and made the following findings and conclusions.

1) The Authority has jurisdiction over public utilities pursuant to Tenn Code Ann § 65-4-104 (2004).

2) The agreement and amendment are in the public interest as they provide consumers with alternative sources of telecommunications services within Citizens' service area.

3) The agreement and amendment are not discriminatory to telecommunications service providers that are not parties thereto

4) 47 U S.C. § 252(e)(2)(A) provides that a state commission may reject a negotiated agreement only if it "discriminates against a telecommunications carrier not a party to the agreement" or if the implementation of the agreement "is not consistent with the public interest, convenience or necessity." Unlike arbitrated agreements, a state commission may not reject a negotiated agreement on the grounds that the agreement fails to meet the requirements of 47 U.S.C. §§ 251 or 252(d).[1] Thus, although the Authority finds that neither ground for rejection of a negotiated agreement exists, this finding should not be construed to mean that the agreement and amendment are consistent with §§ 251 or 252(d) or, for that matter, previous Authority decisions

5) No person or entity has sought to intervene in this docket.

6) The agreement and amendment are reviewable by the Authority pursuant to 47 U.S C. § 252 and Tenn Code Ann. § 65-4-104 (2004).

IT IS THEREFORE ORDERED THAT:

The Petition is granted, and the interconnection agreement and amendment thereto negotiated between Citizens Telecommunications Company of Tennessee, L L.C. d/b/a Frontier Communications of Tennessee and Charter Fiberlink-Tennessee, LLC are approved and are subject to the review of the Authority as provided herein.

* * *

Deborah Taylor Tate, Director[2]

Pat Miller, Director

Sara Kyle, Director

[1] *See* 47 U S C § 252(e)(2)(B)

[2] Director Tate voted in agreement with the other directors but resigned her position as director before the issuance of this order