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February 1, 2011

VIA HAND DELIVERY

Filed electronically in the Docket Office 2/1/2011

Hon. Mary Freeman, Chairman Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37238

Re:

Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee and MCC Telephone of the South, LLC Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996

Docket No.

Dear Chairman Freeman:

Enclosed for filing in the referenced docket are the original and one copy of the Petition for Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee and MCC Telephony of the South, Inc.

The Amendment relates to MCC's CIC and responsibility for billing.

AT&T Tennessee respectfully requests that the Authority approve the Agreement.

Very truly yours,

Guy M. Hicks

### BEFORE THE TENNESSEE REGULATORY AUTHORITY Nashville, Tennessee

In re:

Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. dba AT&T Tennessee and MCC Telephony of the South, LLC Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996

Docket No.
Docket No.

## PETITION FOR APPROVAL OF THE AMENDMENT TO THE INTERCONNECTION AGREEMENT NEGOTIATED BETWEEN BELLSOUTH TELECOMMUNICATIONS, INC. DBA AT&T TENNESSEE AND MCC TELEPHONY OF THE SOUTH, LLC

COME NOW, MCC Telephony of the South, LLC ("MCC") and BellSouth Telecommunications, Inc., dba AT&T Tennessee ("AT&T"), and file this request for approval of the Amendment to the Interconnection Agreement (the "Agreement") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, MCC and AT&T state the following:

- 1. The parties have recently negotiated an Amendment to the Agreement which memorializes MCC's certification that 1) it will be operating under and submitting its orders with the Carrier Identification Code ("CIC") of 5086, which has been issued by the North American Numbering Plan Administration for MCC's parent company, Mediacom Communications Corporation, and 2) that all billing generated for this CIC will be the responsibility of MCC. A copy of the Amendment is attached hereto and incorporated herein by reference.
- 2. Pursuant to Section 252(e) of the Telecommunications Act of 1996, MCC and AT&T are submitting their Agreement to the TRA for its consideration and approval.

3. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Agreement between AT&T and MCC within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

4. MCC and AT&T aver that the Agreement is consistent with the standards for approval.

5. Pursuant to 47 USC Section 252(i) and 47 C.F.R. Section 51.809, AT&T shall make available the entire Interconnection Agreement approved pursuant to 47 USC Section 252.

MCC and AT&T respectfully request that the TRA approve the Agreement negotiated between the parties.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC. DBA AT&T TENNESSEE

By:

Guy M. Hicks

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(615) 214-6301

Attorney for AT&T

### AMENDMENT – COMPANY IDENTIFIER CLARIFICATION/<u>AT&T-TENNESSEE</u> PAGE 1 OF 2 MCC TELEPHONY OF THE SOUTH, LLC 011111

# AMENDMENT TO THE AGREEMENT BETWEEN MCC TELEPHONY OF THE SOUTH, LLC AND BELLSOUTH TELECOMMUNICATIONS, INC., d/b/a AT&T TENNESSEE

This Amendment (the "Amendment") amends the MFN Agreement wherein MCC Telephony of the South, LLC, ("CLEC") adopted the Interconnection Agreement by and between BellSouth Telecommunications, Inc., d/b/a AT&T Tennessee ("AT&T Tennessee") and DIECA Communications, Inc., d/b/a Covad Communications Company. AT&T Tennessee and CLEC are hereinafter referred to collectively as the "Parties" and individually as a "Party."

WHEREAS, AT&T Tennessee and CLEC are Parties to an MFN Agreement wherein MCC Telephony of the South, LLC, adopted the above described Interconnection Agreement under Sections 251 and 252 of the Communications Act of 1934, as amended (the "Act"), and such Agreement was approved on June 21, 2010, by the Tennessee Regulatory Authority (the "Agreement");

**NOW**, **THEREFORE**, in consideration of the promises and mutual agreements set forth herein, the Parties agree to amend the Agreement as follows:

- Notwithstanding any provision or interpretation of the Agreement, CLEC certifies that it will be operating under and submitting its orders with the Carrier Identification Code ("CIC") of 5086, which has been issued by North American Numbering Plan Administration ("NANPA") for CLEC's parent company, MCC Telephony, LLC ("Mediacom"). CLEC also certifies and represents that it is duly authorized to use the CIC listed above, and that all charges due under this Agreement for orders submitted by CLEC using this CIC will be the responsibility of CLEC. CLEC shall provide the CIC via the CLEC Profile within thirty (30) calendar days of the approval of this amendment by the applicable state Commission. CLEC shall not order products or services under this Agreement until it has provided CIC 5086 as set forth in this Section. CLEC shall provide the ASRs to update the CIC within thirty (30) calendar days of the approval of this Amendment by the applicable state Commission. CLEC shall not order products or services under this Agreement until it has provided the Access Service Requests (ASRs) as set forth in this Section.
- 2. EXCEPT AS MODIFIED HEREIN, ALL OTHER TERMS AND CONDITIONS OF THE UNDERLYING AGREEMENT SHALL REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
- 3. This Amendment shall not modify or extend the Effective Date or Term of the underlying Agreement, but rather, shall be coterminous with such Agreement.
- 4. This Amendment shall be filed with and is subject to approval by the Tennessee Regulatory Authority and shall become effective ten (10) days following approval by such Commission. ("Effective Date").

### AMENDMENT – COMPANY IDENTIFIER CLARIFICATION/<u>AT&T-TENNESSEE</u> PAGE 2 OF 2

MCC TELEPHONY OF THE SOUTH, LLC 011111

MCC Telephony of the South, LLC

BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee, by AT&T Services, Inc., its authorized agent

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**TENNESSEE** 086G

**ACNA** QSO

#### **CERTIFICATE OF SERVICE**

I hereby certify that on February 1, 2011, a copy of the foregoing document was served on the following, via the method indicated:

<ul><li>[ ] Hand</li><li>[ ] Mail</li><li>[ ] Facsimile</li><li>[ ] Overnight</li><li>[ ] Electronic</li></ul>	Anne Sokolin-Maimon, VP-Regulatory Mediacom Communications 100 Crystal Run Road Middletown, NY 10941 amaimon@mediacomcc.com
<ul><li>[ ] Hand</li><li>[ ] Mail</li><li>[ ] Facsimile</li><li>[ ] Overnight</li><li>[ ] Electronic</li></ul>	John J. Heitmann, Esquire Denise Smith, Esquire Kelley Drye & Warren 3050 K Street, NW, #400 Washington, DC 20007 jheitmann@kelleydrye.com dsmith@kelleydrye.com