

BEFORE THE
ILLINOIS COMMERCE COMMISSION

VERIZON NORTH INC. F/K/A)
GTE NORTH INCORPORATED,)
VERIZON SOUTH INC. F/K/A)
GTE SOUTH INCORPORATED,)
AERO COMMUNICATIONS, LLC)
)
)
)
Joint Petition of Verizon North Inc. f/k/a)
GTE North Incorporated,)
Verizon South Inc. f/k/a)
GTE South Incorporated, and)
Aero Communications, LLC)
For Approval Pursuant To 47 U.S.C.)
§§ 252 (a)(1) and 252(e),)
of the Agreement Supplementing an)
Adopted Interconnection, Resale and)
Unbundling Agreement)

JOINT PETITION
FOR THE AGREEMENT SUPPLEMENTING AN ADOPTED INTERCONNECTION,
RESALE AND UNBUNDLING AGREEMENT
AMONG VERIZON NORTH INC. F/K/A GTE NORTH INCORPORATED, VERIZON
SOUTH INC. F/K/A GTE SOUTH INCORPORATED,
AND AERO COMMUNICATIONS, LLC

Verizon North Inc. f/k/a GTE North Incorporated and Verizon South Inc. f/k/a GTE South Incorporated (collectively (“Verizon”)) and Aero Communications, LLC (“Aero”), Joint Petitioners, pursuant to 47 U.S.C. §§252(a)(1) and 252(e) and Ill. Admin. Code tit. 83, § 763, petition the Illinois Commerce Commission to approve the Agreement Supplementing an Adopted Interconnection, Resale and Unbundling Agreement between Verizon and Aero, on the following grounds:

1. The Joint Petitioners have entered into this agreement (“Supplemental Agreement”) (attached as Exhibit A) to supplement the adopted terms of the Interconnection, Resale and Unbundling Agreement filed with this Commission on June 20, 2000.¹

2. The parties have entered this agreement supplementing adopted terms to implement the Federal Communications Commission’s (“FCC”) rules regarding collocation issued in the proceeding captioned *In the Matters of Deployment of Wireline Services Offering Advanced Telecommunications Capability*, CC Docket No. 96-147, FCC 99-48 (issued March 31, 1999).

3. Among other things, this agreement supplementing adopted terms provides the terms and conditions for collocation terms, rates and conditions between the Petitioners. Such agreements are to be encouraged. Thus, the filed interconnection agreement is consistent with the public interest, convenience, and necessity.

4. Pursuant to Section 252(e)(2) of the Telecommunications Act of 1996, *see* 47 U.S.C. § 252(e)(2), the Commission may only reject a negotiated agreement if it finds that (1) the agreement discriminates against another carrier or (2) implementation of the agreement would not be consistent with the public interest, convenience and necessity. Neither basis for

¹ Verizon is submitting this Joint Petition pursuant to Sections 252 (a)(1) and 252 (e) of the Telecommunications Act of 1996 seeking the Commission’s approval of the agreement described therein. Verizon has previously submitted a Joint Petition pursuant to Section 252(i) of the Telecommunications Act of 1996 to notify the Commission of the adoption by Aero Communications, LLC of an agreement between GTE North Incorporated, GTE South Incorporated and NorthPoint Communications Incorporated filed with this Commission in Docket 00-0430. (See *Joint Petition of GTE North Incorporated, GTE South Incorporated, and Aero Communications, LLC Regarding Adoption of An Interconnection Agreement*, filed June 20, 2000.) With respect to prior applications of this nature, the Commission has elected to treat the adopted terms as a negotiated agreement. Because Section 252 (i) requires the adoption to be implemented as a matter of law, Verizon does not agree with the Commission’s characterization of such agreements as negotiated agreements. Nothing contained in this Joint Petition alters Verizon’s belief that Section 252(i) of the Telecommunications Act of 1996 requires the adoption of interconnection agreements as a matter of law.

rejection of an agreement is present here.

THEREFORE, Verizon and Aero respectfully request that the proposed Agreement Supplementing Adopted Terms Between Verizon North Inc. f/k/a GTE North Incorporated, Verizon South Inc. f/k/a GTE South Incorporated, and Aero Communications, LLC be approved as filed.

Respectfully submitted this __ day of ____ 2000.

VERIZON NORTH INC. F/K/A
GTE NORTH INCORPORATED
VERIZON SOUTH INC. F/K/A
GTE SOUTH INCORPORATED

AERO COMMUNICATIONS, LLC

By: _____

By: _____

Douglas Dziak
Hunton & Williams
1900 K Street, N.W.
Suite 1200
Washington, D.C. 20006
email: ddziak@hunton.com
Tel. No.: (202) 955-1880
Fax No.: (202) 788-2201

Kristopher E. Twomey, Esq.
Pepper & Corazzini, LLC
1776 K Street, N.W.
Suite 200
Washington, D.C. 20006
email: ket@commlaw.com
Tel. No. (202) 296-0600

Tracy D. Pagliara
Verizon Services Group
600 Hidden Ridge
HQE03J36
Irving, TX 75038
Tel. No. (972) 718-6362
Fax No. (972) 718-1250

ATTORNEY FOR
AERO COMMUNICATIONS, LLC

ATTORNEYS FOR VERIZON NORTH
INC. AND VERIZON SOUTH INC.

My commission expires: _____

