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BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
)
ILLINOIS BELL TELEPHONE)
COMPANY (SBC ILLINOIS) and)
ERNEST COMMUNICATIONS, INC.)
) No. 03-0679
Joint petition for approval of)
negotiated interconnection)
agreement dated September 9,)
2003, pursuant to 47 USC)
Section 252.)

Chicago, Illinois
January 7, 2004

Met, pursuant to adjournment, at 9:30 a.m.

BEFORE:

Mr. Ian Brodsky, Administrative Law Judge

APPEARANCES:

SBC CORPORATION, by
MR. JAMES A. HUTTENHOWER
225 West Randolph Street
Suite 25-D
Chicago, IL 60606
(312) 727-1444
for Illinois Bell Telephone Company
(SBC Illinois);

1 APPEARANCES (cont.):

2 ILLINOIS COMMERCE COMMISSION, by
3 MS. BRANDY D.B. BROWN
4 160 North LaSalle Street
5 Suite C-800
6 Chicago, IL 60601
7 (312) 793-2877
8 for ICC Staff.

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21 SULLIVAN REPORTING COMPANY, by
22 Jean M. Plomin, CSR, RPR
License No. 084-003728

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I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>direct</u>	<u>cross</u>	<u>By</u>
None.					<u>Examiner</u>

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
Staff 1		10

1 JUDGE BRODSKY: Pursuant to the authority of
2 the Illinois Commerce Commission, I now call Docket
3 03-0679. This is Illinois Bell Telephone Company,
4 SBC Illinois, and Ernest Communications, Inc. It's a
5 joint petition for approval of the negotiated
6 interconnection agreement dated September 9, 2003,
7 pursuant to 47 USC Section 252.

8 May I have the appearances for the
9 record, please.

10 MR. HUTTENHOWER: James Huttenhower appearing
11 on behalf of Illinois Bell Telephone, 225 West
12 Randolph Street, Suite 25-D, Chicago, Illinois,
13 60606.

14 MS. BROWN: Brandy D.B. Brown on behalf of
15 Staff of the Illinois Commerce Commission, 160 North
16 LaSalle, Suite C-800, Chicago, Illinois, 60601.

17 JUDGE BRODSKY: Okay. Where we had left this
18 last time was with a proposed order rejecting the
19 agreement on the basis that Ernest was not yet
20 certified to provide telecommunications services.
21 Since that time, my understanding is that that
22 certification has been issued. And so if there are

1 no further problems with the matter, then I am
2 prepared to vacate the proposed order and proceed
3 with the docket.

4 So with that said, is there a verified
5 statement from Staff on this matter?

6 MS. BROWN: Staff has indeed filed the verified
7 statement of Torsten Clausen stating that there is
8 nothing discriminatory and nothing against the public
9 interest in this agreement and recommends approval of
10 the agreement subject to the usual post-approval
11 requirements namely amending the tariff to include
12 the negotiated agreement and filing a verified
13 statement with the Chief Clerk of the Commission.

14 We move for admission of Staff
15 Exhibit 1, the verified statement of Torsten Clausen,
16 to the record as it is found on E-docket previously
17 filed January 5, 2004, and bears Tracking No. 42457.

18 JUDGE BRODSKY: Any objection?

19 MR. HUTTENHOWER: No objection.

20 JUDGE BRODSKY: Then Staff Exhibit 1 is
21 admitted.

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(Whereupon, Staff Exhibit No. 1
was admitted into evidence.)

JUDGE BRODSKY: The proposed order is hereby
vacated.

And is there anything further for this
matter?

MS. BROWN: Nothing from Staff.

MR. HUTTENHOWER: Nothing from Illinois Bell.

JUDGE BRODSKY: Okay. Then we'll mark the
record heard and taken.

HEARD AND TAKEN.