

Forest DT99-063

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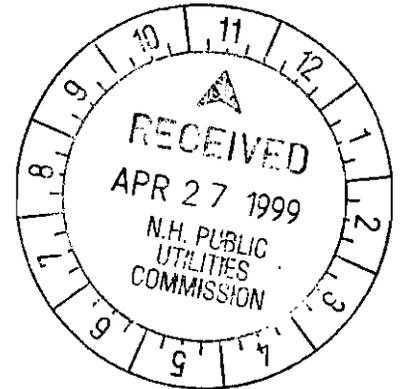
Victor D. Del Vecchio
General Counsel - New Hampshire



April 27, 1999

VIA EXPRESS MAIL

Mr. Thomas B. Getz
Executive Director and Secretary
New Hampshire Public Utilities Commission
Eight Old Suncook Road
Concord, NH 03301



Re: **Interconnection Agreement Between AT&T Communications
of New England, Inc. and Bell Atlantic-New Hampshire**

Dear Mr. Getz:

In accordance with Section 252(e) of the Telecommunications Act of 1996 (the "Act"), 47 U.S.C. Sec. 252(e), AT&T Communications of New England, Inc. ("AT&T") and New England Telephone and Telegraph Company d/b/a Bell Atlantic-New Hampshire ("BA-NH"), hereby file an interconnection agreement between them dated April 12, 1999, and jointly petition the Commission for approval of that agreement pursuant to Section 252(e) of the Act. Subject to the limited exceptions noted in the text, the instant agreement incorporates by reference an interconnection agreement between BA-NH and ACC National Telecom Corp. ("ANTC"), which the Commission approved on December 21, 1998 in Docket DE 98-188. Should the Commission subsequently request the submission of further information, the parties will timely comply with any such request.

Under the Act, a state commission may reject a negotiated interconnection agreement such as this one only if the commission finds that the agreement (or any portion thereof) discriminates against a telecommunications carrier not a party to the agreement, or that the agreement's implementation would not be consistent with the public interest, convenience and necessity. 47 U.S.C. Sec. 252(e)(2)(A). The parties respectfully submit that their agreement meets this statutory standard and therefore request that the Commission approve it.

AT&T and BA-NH disagree as to whether AT&T may invoke the right to "pick and choose" less than an entire agreement under Section 252(i) of the Act (i.e., AT&T's efforts to adopt the ANTC interconnection agreement excluding Sections 13.0 (Collocation) and 16.0

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(Access to Rights-of-Way)), until the Eighth Circuit issues its mandate on remand of AT&T v. Iowa Utilities Board. Accordingly, each party hereby files this Agreement without prejudice to its position on this matter.

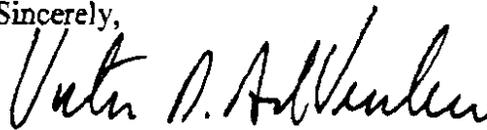
AT&T also hereby withdraws its request dated February 23, 1999 to re-open the 1996 arbitration proceedings between the parties in DE 96-252 without prejudice to AT&T to reassert and BA-NH to oppose such request in the context of any future arbitration involving re-negotiation of the Agreement submitted herewith for approval. Further, either or both parties may request, in the context of any future arbitration involving re-negotiation of the Agreement, that the Commission consider all open issues including but not limited to, any or all issues decided, previously negotiated, or unresolved between the parties prior to or subsequent to the 1996 arbitration in DE 96-252, provided that such issue is raised by one of the parties in such re-negotiation.

Representing AT&T is Mart Vaarsi. Please include Mr. Vaarsi on all notices and service lists. His address is:

Mart Vaarsi, Esquire
AT&T
32 Avenue of the Americas
Room 2700
New York, N.Y. 10013
Tel (212) 387-5607
Fax (212) 387-5613

Thank you for your attention to this matter.

Sincerely,



Victor D. Del Vecchio

Enclosures

cc: Mart Vaarsi, Esquire

at&14-27-99

INTERCONNECTION AGREEMENT UNDER SECTIONS 251 AND 252 OF THE TELECOMMUNICATIONS ACT OF 1996

This Interconnection Agreement (this "Agreement"), under Sections 251 and 252 of the Telecommunications Act of 1996 (the "Act"), is effective as of the 12th day of April, 1999 (the "Effective Date"), by and between New England Telephone and Telegraph Company, d/b/a Bell Atlantic - New Hampshire ("BA"), a New York corporation with offices at 185 Franklin Street, Boston, Massachusetts 02110, and AT&T Communications of New England, Inc., ("AT&T"), a Massachusetts corporation with offices at 32 Avenue of the Americas, New York, New York, 10013 (each a "Party" and, collectively, the "Parties").

WHEREAS, AT&T has requested that BA make available to AT&T Interconnection service and unbundled Network Elements upon the same terms and conditions as provided in the Interconnection Agreement (and amendments thereto) between ACC National Telecom Corp. and BA, dated as of June 10, 1998, for New Hampshire, approved by the Commission under Section 252 of the Act (the "Separate Agreement") and attached as Appendix 1 hereto; and

WHEREAS, BA has undertaken to make such terms and conditions available to AT&T hereby only because of and, to the extent required by, Section 252(i) of the Act.

NOW, THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, AT&T and BA hereby agree as follows:

1.0 Incorporation of Appendices by Reference

1.1 Except as expressly stated herein, the terms and conditions of the Separate Agreement (as set forth in Appendix 1 hereto), as it is in effect on the date hereof after giving effect to operation of law, and of the other Appendices hereto, are incorporated by reference in their entirety herein and form an integral part of this Agreement.

1.2 References in Appendix 1 hereto to ACC National Telecom Corp. or to ANTC shall for purposes of this Agreement be deemed to refer to AT&T.

1.3 References in Appendix 1 hereto to the "Effective Date", the date of effectiveness thereof and like provisions shall for purposes of this Agreement be deemed to refer to the date first written above. Unless terminated earlier in accordance with the terms of Appendix 1 hereto, this Agreement shall continue in effect until the Separate Agreement expires or is otherwise terminated.

1.4 For the purpose of Section 22.2(a) of Appendix 1, the Parties agree to waive the eleven (11) months requirement and AT&T shall be deemed to have made a request for renegotiations on March 31, 1999.

1.5 All references in Appendix 1 hereto to "800/888" shall be deleted in their entirety and replaced with the following: "800/888/877".

1.6 All usage data to be provided pursuant to Sections 6.3.10 of Appendix 1 hereto shall be sent to the following address on behalf of AT&T:

Tape Transmissions via US Mail:

AT&T
Attn: AC&R Access Bill Coordinator
300 North Point Parkway
FLOC 217M01
Alpharetta, Georgia 30202

Tape Transmissions via Overnight Delivery:

AT&T
Attn: AC&R Access Bill Coordinator
500 North Point Parkway
FLOC B1404
Alpharetta, Georgia 30202

Paper Transmissions Via US Mail:

AT&T
Attn: AC&R Access Bill Coordinator
Caller Service 6908
Alpharetta, Georgia 30239-6908

Paper Transmissions via Overnight Delivery:

AT&T
Attn: AC&R Access Bill Coordinator
500 North Point Parkway
FLOC B1404
Alpharetta, Georgia 30202

1.7 Certificates or other proof of insurance to be provided pursuant to Section 21.3 of Appendix 1 hereto shall be sent to the following address:

AT&T
Attn: Mr. James Li
295 North Maple Avenue
Room 7146K2

Basking Ridge, New Jersey 07920-1002

1.8 In Section 28.1.2 of Appendix 1, the words "the State of Delaware" is hereby deleted and replaced with "the Commonwealth of Massachusetts".

1.9 All notices, affidavits, exemption-certificates or other communications to AT&T under Section 28.7.7 of Appendix 1 hereto shall be sent to the following address:

AT&T
Attn: Tax Organization
412 Mt. Kemble Avenue
Morristown, New Jersey 07962-1995

1.10 All notices, affidavits, exemption-certificates or other communications to BA under Section 28.7.7 of Appendix 1 hereto shall be sent to the following address:

Tax Administration
Bell Atlantic Corporation
1095 Avenue of the Americas
Room 3109
New York, New York 10036
Telephone: (212) 395-1280
Facsimile: (212) 597-2915

1.11 Notices to AT&T under Section 28.12 of Appendix 1 hereto shall be sent to the following address:

AT&T
Attn: President, Atlantic States Region
32 Avenue of the Americas
New York, New York 10013
Telephone: (212) 387-4900
Facsimile: (212) 387-4908

With a Copy To:

AT&T
Attn: Regional Vice President, Law & Government Affairs
32 Avenue of the Americas
New York, New York 10013
Facsimile: (212) 387-5613

1.12 Notices to BA under Section 28.12 of Appendix 1 hereto shall be sent to the following address: