

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF QWEST)	CASE NO. QWE-T-25-02
CORPORATION DBA CENTURYLINK QC'S)	
APPLICATION FOR APPROVAL OF THE)	
AMENDMENT TO ITS INTERCONNECTION)	ORDER NO. 36759
AGREEMENT WITH BANDWIDTH.COM)	
CLEC, LLC)	

On July 10, 2025, Qwest Corporation dba CenturyLink QC (“Company”) applied to the Idaho Public Utilities Commission (“Commission”) seeking approval for the Cageless Collocation Bay Procurement Amendment (“Amendment”) to its Interconnection Agreement (“Agreement”) with Bandwidth.com CLEC, LLC (“Bandwidth”).

Based on our review of the record, the Commission now issues this Final Order approving the Amendment to the Agreement between the Company and Bandwidth.

THE APPLICATION

The Company stated that its initial Agreement with Bandwidth was approved by Commission Order No. 30527 on April 4, 2008, in Case No. QWE-T-08-01. Application at 1. The Company confirmed that, in collaboration with Bandwidth, it sought to amend the Agreement under the revised terms and conditions outlined in the proposed Amendment. *Id.* at 2.

The Company explained that the Amendment added terms, conditions, and rates related to Cageless Collocation Bay Procurement. *Id.* at 1. The Company asserted that the Amendment had been reached through voluntary negotiations, without resorting to mediation or arbitration, and had been submitted for approval pursuant to Section 252(e) of the Telecommunication Act of 1996 (the “Act”). *Id.*

The Company further stated that the Amendment was consistent with the public interest, as reflected in the pro-competitive policies of the State of Idaho, the Commission, the United States Congress, and the Federal Communication Commission (“FCC”). *Id.* at 2. The Company also noted that prompt approval of this Amendment would enable Bandwidth to interconnect with the

Company's facilities and offer customers increased options in local telecommunications services. *Id.* at 2.

STAFF COMMENTS

Staff reviewed the Application and Amendment and believed the terms and conditions were not discriminatory or contrary to the public interest. Staff Comments at 3. Staff believed that the Amendment was consistent with the pro-competitive policies of the Commission, the Idaho Legislature, and the Act. *Id.* Accordingly, Staff recommended that the Commission approve the Amendment. *Id.*

COMMISSION FINDINGS AND DECISION

Under the provisions of the Act, interconnection agreements must be submitted to the Commission for approval. 47 U.S.C. § 252(e)(1). The Commission may reject an agreement adopted by negotiations only if it finds that the agreement: (1) discriminates against a telecommunications carrier not a party to the agreement; or (2) implementation of the agreement is not consistent with the public interest, convenience, and necessity. 47 U.S.C. § 252(e)(2)(A).

Companies that voluntarily enter into interconnection agreements "may negotiate terms, prices, and conditions that do not comply with either the FCC rules or with the provision of Section 251(b) or (c)." Order No. 28427 at 11. This comports with the FCC's statement that "a state commission shall have authority to approve an interconnection agreement adopted by negotiation even if the terms of the agreement do not comply with the requirements of [Part 51]." 47 C.F.R. § 51.3.

Based upon our review of the Application and Staff's recommendation, the Commission finds that the Amendment is consistent with the public interest, convenience, and necessity and does not discriminate. Therefore, the Commission finds that the Application should be approved. Approval of this Application does not negate the parties' responsibility to obtain a Certificate of Public Convenience and Necessity if they plan to offer local exchange services, or to comply with *Idaho Code* §§ 62-604 and 62-606 if they plan to provide other non-basic local telecommunications services as defined by *Idaho Code* § 62-603.

ORDER

IT IS HEREBY ORDERED that the Amendment to the Agreement between the Company and Bandwidth, is approved.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order regarding any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code §§ 61-626 and 62-619.*


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 17th day of September, 2025.


EDWARD LODGE, PRESIDENT


JOHN R. HAMMOND JR., COMMISSIONER


DAYN HARDIE, COMMISSIONER

ATTEST:


Monica Barrios-Sanchez
Commission Secretary

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