



Agenda Date: 01/18/12  
Agenda Item: IVC-2

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

TELECOMMUNICATIONS

IN THE MATTER OF THE JOINT APPLICATION OF )  
VERIZON NEW JERSEY INC. AND WIMAC TEL, INC. ) ORDER APPROVING  
FOR APPROVAL OF AN INTERCONNECTION ) INTERCONNECTION  
AGREEMENT UNDER SECTION 252 OF THE ) AGREEMENT  
TELECOMMUNICATIONS ACT OF 1996 )  
DOCKET NO. TO11110797

Parties of Record:

**Gregory M. Romano, Esq., for Verizon New Jersey Inc.,** Newark, New Jersey  
**Gary Joseph, for WiMacTel, Inc.,** Palo Alto, California  
**Stefanie A. Brand, Esq., Director,** Division of Rate Counsel

BY THE BOARD:

By letter dated November 4, 2011, Verizon New Jersey Inc. ("Verizon"), a New Jersey corporation, and WiMacTel, Inc. ("WiMac") (individually, "a Party," and jointly, "the Parties"), pursuant to Section 252(e) of the Telecommunications Act of 1996, P.L. 104-104, 110 Stat. 56 (codified in scattered sections of 47 U.S.C. § 151 et seq.) ("the Act"), submitted to the Board of Public Utilities ("Board") a joint application for approval of a certain negotiated interconnection agreement dated August 24, 2011 ("the Agreement").

The Agreement sets forth the terms, conditions, and prices under which Verizon will offer and provide access to unbundled network elements, ancillary services, and wholesale telecommunications services available for resale to WiMac. The Agreement is in effect until August 23, 2013 and thereafter, as noted in the Agreement, continues in full force and effect unless terminated as provided in the Agreement.

**DISCUSSION**

Pursuant to 47 U.S.C. § 252(a)(1), an incumbent LEC may negotiate and enter into a binding interconnection agreement with a carrier requesting interconnection, service, or network elements. In addition, 47 U.S.C. § 252(e)(1) requires approval by the Board of any interconnection agreement adopted by negotiation or arbitration, and further requires the Board to approve or reject the Agreement, with written findings as to any deficiencies. The Act provides that the Board may reject a negotiated agreement or any portion thereof only if it finds

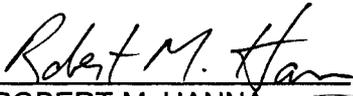
that: (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or (ii) the implementation of such agreement or portion thereof is not consistent with the public interest, convenience, and necessity. 47 U.S.C. § 252(e)(2)(A). The Board's review of the Agreement and the record in this matter indicate that the Agreement is consistent with the public interest, convenience, and necessity, and that the Agreement does not discriminate against telecommunications carriers not parties to the Agreement.

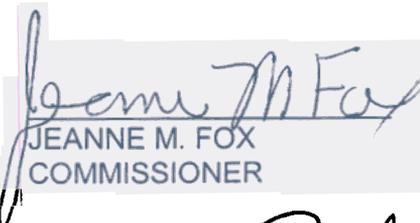
Therefore, the Board **FINDS** that the Agreement meets the standards set forth in the Act, and **HEREBY APPROVES** the Agreement as presented by the Parties. This approval should not be construed as preapproval of any future petitions for rate recovery of costs incurred pursuant to the Agreement, nor shall the Board be bound by any provisions within the Agreement regarding the confidentiality of information.

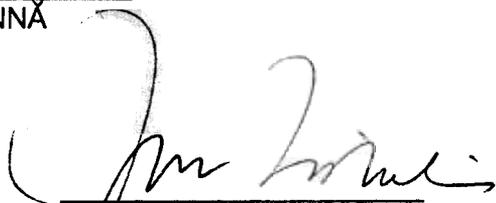
The Board notes that amendments or modifications to Board-approved interconnection agreements are subject to Board review and approval. No agreement shall be read, nor does the Board believe the Parties to the Agreement intend that it be read, to limit the authority of the Board under Section 252(e) of the Act to review interconnection agreements. Accordingly, until and unless otherwise provided by the Board, subsequent amendments or modifications to the Agreement approved herein shall be subject to review and approval by the Board. Additionally, pursuant to 47 U.S.C. § 252(h), a copy of the Agreement will be made available for public inspection and copying within ten days of the issuance of this Order.

DATED: 1/18/12

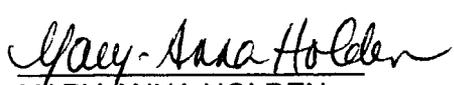
BOARD OF PUBLIC UTILITIES  
BY:

  
ROBERT M. HANNA  
PRESIDENT

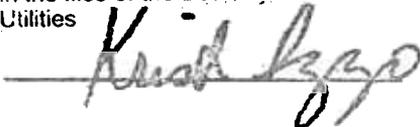
  
JEANNE M. FOX  
COMMISSIONER

  
JOSEPH L. FIORDALISO  
COMMISSIONER

  
NICHOLAS ASSELTA  
COMMISSIONER

  
MARY-ANNA HOLDEN  
COMMISSIONER

ATTEST:  
  
KRISTI IZZO  
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities  


IN THE MATTER OF THE JOINT APPLICATION OF VERIZON NEW JERSEY INC. AND  
WIMAC TEL, INC. FOR APPROVAL OF AN INTERCONNECTION AGREEMENT UNDER  
SECTION 252 OF THE TELECOMMUNICATIONS ACT OF 1996  
DOCKET NO. TO11110797

SERVICE LIST

Gregory M. Romano, Esq.  
General Counsel  
Mid Atlantic Region  
One Verizon Way, VC54S204  
Basking Ridge, NJ 07920-109

Jimarli Figueiredo  
Board of Public Utilities  
Division of Telecommunications  
44 South Clinton Avenue, 2<sup>nd</sup> Floor  
Trenton, New Jersey 08625-0350

Stefanie A. Brand, Esq., Director  
Division of Rate Counsel  
Christopher White, Esq.  
Maria Novas-Ruiz, Esq.  
31 Clinton Street, 11th Floor  
P.O. Box 46005  
Newark, NJ 07101

Alex Moreau, Deputy Attorney General  
Department of Law & Public Safety  
Division of Law  
124 Halsey Street, 5th Floor  
P.O. Box 45029  
Newark, NJ 07101

Gary Joseph  
WiMac Tel, Inc.  
2225 East Bayshore Road, Suite 200  
Palo Alto, California 94303, 3220