

# **M** ICHIGAN **T** ELECOMMUNICATIONS **R** EPORT™

A CLARK HILL PLC Publication, Roderick S. Coy\*, Editor

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## FEATURES

*Note: the FCC issued the following press release on December 22, 2004.*

### FEDERAL COMMUNICATIONS COMMISSION RELEASES DATA ON LOCAL TELEPHONE COMPETITION

Washington, D.C. – The Federal Communications Commission (FCC) today released new data on local telephone service competition in the United States. Twice a year, telecommunications carriers must report the number of lines in service and mobile wireless telephone subscribership pursuant to FCC's local competition and broadband data gathering program (FCC Form 477).

Statistics released today reflect data as of June 30, 2004, filed by providers on FCC Form 477 in the Commission's local competition and broadband data gathering program. For purposes of this report, carriers with at least 10,000 switched access lines, or at least 10,000 mobile wireless telephone service subscribers, in a state were required to file.

#### Summary Statistics

- Total CLEC end-user switched access lines increased by 7% during the first half of 2004, from 29.8 million to 32.0 million lines. By comparison, they increased by 10% during the preceding six months, from 27.0 to 29.8 million lines. For the full twelve-month period ending June 30, 2004, CLEC end-user lines increased by 19%.
- End-user customers obtained local telephone service by utilizing approximately 148.1 million incumbent local exchange carrier (ILEC) switched access lines, 32.0 million competitive local exchange carrier (CLEC) switched access lines, and 167.3 million mobile wireless telephone service subscriptions.
- About 17.8% of the 180.1 million total end-user switched access lines (or 32.0 million lines) were reported by CLECs at end of June 2004, compared to 16.3% (or 29.8 million lines) in December 2003.
- Nationwide, mobile wireless telephone subscribers increased 7% during the first half of 2004 from 157.0 million to 167.3 million. For the full twelve-month period ending June 30, 2004, mobile wireless subscribers increased by 13%.
- CLECs reported 20.8 million (or 15%) of the 135.4 million lines that served residential and small business end users and 11.2 million (or 25%) of the 44.6 million lines that served medium and large business, institutional, and government customers.

#### **ORDERS**

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U-13285 DSLnet/SBC: ICA  
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U-14389 Pamela Nolan v Sprint: slamming  
U-14390 Allendale Telco/Nextel West: ICA

- Local telephone service by CLECs was provided over 3.3 million coaxial cable connections at the end of June 2004. These lines represent about 45% of the 7.5 million switched access lines that CLECs reported providing over their own local loop facilities, about 10% of all switched access lines that CLECs reported, and about 2% of total switched access lines.
- CLECs reported providing about 23% of switched access lines over their own local loop facilities. To serve the remainder, CLECs resold the services of other carriers or used unbundled network element (UNE) loops that they leased from other carriers
- ILECs reported providing about 13% more UNE loops with switching (referred to as the UNE-Platform) to unaffiliated carriers at the end of June 2004 than they reported six months earlier (17.1 million compared to 15.2 million) and about 1% more UNE loops without switching (about 4.3 million).
- At least one CLEC reported switched access lines in service in all 50 states, the District of Columbia, and Puerto Rico. In 29 states, ten or more CLECs reported serving local telephone service customers.

As additional information becomes available, it will be posted on the Commission's Internet site.

The report is available for reference in the FCC's Reference Information Center, Courtyard Level, 445 12th Street, SW, Washington, DC. Copies may be purchased by calling Best Copy and Printing, Inc. at (800) 378-3160. The report can also be downloaded from the **FCC-State Link** Internet site at [www.fcc.gov/wcb/stats](http://www.fcc.gov/wcb/stats).

\* \* \*

*Note: the FCC issued the following press release on December 23, 2004.*

### **FCC ACTIONS RESULT IN \$7.8 MILLION IN REFUNDS AND CREDITS TO CONSUMERS THIS YEAR**

Washington, DC -- Consumers got refunds and credits totaling \$7.8 million as a result of contacting the FCC during 2004. This figure includes more than \$7 million returned to consumers as a result of informal complaints about phone company billing and rates, and about \$800,000 returned to consumers who had been "slammed" -- had their phone company changed without their permission.

K. Dane Snowden, chief of the FCC's Consumer & Governmental Affairs Bureau (CGB), said, "These statistics demonstrate that the government stands ready to help. We at the FCC are proud of the success we have had in mediating on behalf of the American consumer to ensure that everyone can enjoy and benefit from the competitive telecommunications marketplace. We will continue to enforce the slamming rules vigorously and mediate consumers' complaints about rates and billing."

During 2004, CGB's Consumer Inquiries and Complaints Division received more than one million inquiries and complaints and the \$7.8 million recovered was the result of the Division's resolving informal consumer complaints involving more than 100 different phone companies. The bureau's slamming team issued orders resolving about 3500 slamming complaints involving more than 300 carriers.

The Consumer Center is available, toll free, by phone (1-888-CALL-FCC); TTY (1-888-TELL-FCC); by e-mail ([fccinfo@fcc.gov](mailto:fccinfo@fcc.gov)); via the Internet ([www.fcc.gov](http://www.fcc.gov)); or by postal mail (445 12<sup>th</sup> St., SW, Washington, DC, 20554).

\* \* \*

### PENDING LEGISLATION

*Note: On December 29, 2004 the Legislature adjourned sine die. Any bills not passed and presented to the Governor died.*

The following is a list of active telecommunications bills that have been introduced during the current legislative session. Copies of bills and public acts referred to in this column may be obtained by contacting your state senator or representative, on the Michigan Legislature Web site, <<http://www.michiganlegislature.org/>> or from the Legislative Service Bureau Document Room at (517) 373-0169.

<b>Senate Bill # Senator</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
SB 1 VanWoerkom	1/08/03	Communications; telecommunications; end-user line charge; clarify. Amends sec. 310 of 1991 PA 179 (MCL 484.2310).	Passed by Senate; 28-9; goes to House Committee on Energy and Technology
SB 11 Johnson	1/8/03	State; authorities; issuance of bonds for equipment associated with telecommunications on the campuses of Michigan institutions of higher education with lease options back to the institutions and the state; provide for. Amends sec. 7 of 1964 PA 183 (MCL 830.417).	Senate Committee on Technology and Energy reported favorably; 3/21/03 referred to Senate Committee on Appropriations
SB 204 Allen	2/20/03	Communications; telecommunications; requirement for companies under 250,000 customers to make adjacent calling areas a local call; provide for. Amends sec. 304 of 1991 PA 179 (MCL 484.2304)	To Senate Committee on Technology and Energy
SB 294 Cherry	3/13/03	Education; school districts; student use of cellular phones and pagers in schools; provide authority to local school boards. Amends sec. 1303 of 1976 PA 451 (MCL 380.1303).	Sub S-3 passed by Senate 38-0; 3/28/03 referred to House Committee on Education
SB 357 Bishop	4/1/03	Communications; computers; regulation of electronic mail advertisements; provide for. Creates new act.	6/24/03 passed Senate 37-0; referred to House Committee on Energy and Technology

<b>Senate Bill # Senator</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
SB 675 Brater	9/16/03	Labor; fair employment practices; employer monitoring of employee communications; prohibit unless the employer establishes an employee monitoring policy and discloses that policy to employees. Creates new act.	To Senate Committee on Commerce and Labor
SB 760 Stamas	10/7/03	Communications; telecommunications; cramming provisions; expand to include "internet service providers". Amends sec. 507 of 1991 PA 179 (MCL 484.2507)	To Senate Committee on Technology and Energy
SB 1096 Jacobs	3/16/04	Communications; cellular telephone; early termination fee; establish maximum amount that consumer can be charged. Amends sec. 305 of 1991 PA 179 (MCL 484.2305).	To Senate Committee on Technology and Energy
SB 1253 Stamas	5/25/04	Public utilities; public service commission; defining scope of broadband service; require. Amends sec. 7 of 2002 PA 49 (MCL 484.3207)	To Senate Committee on Technology and Energy
SB 1258 Emerson	5/25/04	Communications; telecommunications; fee allocation under the metropolitan extension telecommunications rights-of-way oversight act; modify. Amends sec. 11 of 2002 PA 48 (MCL 484.3111)	To Senate Committee on Technology and Energy
SB 1267 Gilbert	5/26/04	Law enforcement; communications; alternate uses for 9-1-1 databases; allow. Amends sec. 317 of 1986 PA 32 (MCL 484.1317) & adds sec. 317a.	To Senate Committee on Technology and Energy
SB 1273 Patterson	6/1/04	Communications; internet; Michigan broadband development authority; eliminate.	To Senate Committee on Technology and Energy
SB 1339 Cherry	7/6/04	Communications; telecommunications; 9-1-1 system to pinpoint caller location; provide for. Amends 1986 PA 32 (MCL 484.1101 – 484.1717) by adding sec. 408a.	To Senate Committee on Technology and Energy
SB 1343 Schauer	8/4/04	Public utilities; other; technical amendments in the metropolitan extension telecommunications rights-of-way oversight act; provide for. Amends sec. 2 of 2002 PA 48 (MCL 484.3102).	To Senate Committee on Technology and Energy
SB 1344 Schauer	8/4/04	Public utilities; other; definition of a metropolitan authority; revise. Amends sec. 3 of PA 48 (MCL 484.3103).	To Senate Committee on Technology and Energy

<b>Senate Bill # Senator</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
SB 1489 Thomas	12/2/04	Traffic control; violations; use of cellular telephone while operating a vehicle driving in a left lane of a highway; prohibit and provide penalties. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 682c.	To Senate Committee on Transportation

<b>House Bill # Representative</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
HB 4030 Shulman	1/28/03	Communications; telecommunications; end-user line charge; clarify. Amends sec. 310 of 1991 PA 179 (MCL 484.2310).	To House Committee on Energy and Technology
HB 4044 Bradstreet	1/28/03	Communications; telecommunications; structural separation of local exchange companies with more than 250,000 users; provide for. Amends sec. 101 of 1991 PA 179 (MCL 484.2101) by adding sec. 305a.	To House Committee on Energy and Technology
HB 4080 Woronchak	1/29/03	Communications; telecommunications; fees for unlisted telephone number for persons 65 years of age and over; eliminate.	To House Committee on Energy and Technology
HB 4187 Anderson	2/11/03	Communications; telecommunications; notification of long-distance charges to customer using a pay telephone; require. Amends 1991 PA 179 (MCL 484.2101 – 484.2701) by adding sec. 312c. 12/9/04 Senate inserted full title: “An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date.”.	3/18/04 passed House 106-0 and given immediate effect; 12/9/04 passed Senate 36-2 and given immediate effect ; 12/9/ ordered enrolled; 12/20 presented to Governor
HB 4188 Shulman	2/11/03	Consumer protection; unfair trade practices; deceptive unsolicited commercial e-mail; regulate. Amends sec. 3 of 1976 PA 331 (MCL 445.903) & adds sec. 3e.	To House Committee on Energy and Technology
HB 4306 Kolb	2/27/03	Trade; consumer goods and services; sale of disposable cell phones; prohibit. Amends 1976 PA 331 (MCL 445.901 – 445.922) by adding sec. 903e.	To House Committee on Commerce

<b>House Bill # Representative</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
HB 4320 Johnson	3/11/03	Communications; telecommunications; disclosure of address to an unlisted telephone number or contract holder of a cellular telephone; allow state police access. Amends 1991 PA 179 (MCL 484.2101 – 484.2701) by adding sec. 255.	To House Committee on Energy and Technology
HB 4595 Bradstreet	4/29/03	Communications; telecommunications; Michigan antitrust act; eliminate exemption for telecommunication providers. Amends sec. 4 of 1984 PA 274 (MCL 445.774). TIE BAR WITH: HB 6050'04	4/29/03 to House Committee on Energy and Technology; and to Anti-Trust Subcommittee
HB 4709 Bisbee	5/20/03	Communications; telecommunications; requirement for timely transfer of customers from 1 provider to another; provide for. Amends 1991 PA 179 (MCL 484.2101 - 484.2701) by adding sec. 364.	To House Committee on Energy and Technology
HB 4731 Shulman	5/22/03	Communications; telecommunications; rate filing; revise. Amends sec. 304 of 1991 PA 179 (MCL 484.2304).	To House Committee on Energy and Technology
HB 4802 Koetje	6/3/03	Communications; telecommunications; prohibited conduct with regard to telecommunications access; clarify a potential unintended consequence. Amends sec. 540c of 1931 PA 328 (MCL 750.540c).	7/1/03 passed; given immediate effect 104-0; 7/2/03 to Senate Committee on Judiciary
HB 4917 Rivet	7/2/03	Communications; telecommunications; unbundled network elements platform prices by incumbent local exchange carriers; allow public service commission to increase annually. Amends sec. 352 of 1991 PA 179 (MCL 484.2352).	3/10/04 referred to second reading
HB 4936 Woodward	7/2/03	Communications; telecommunications; commission review of rate differentials; provide for. Amends sec. 304 of 1991 PA 179 (MCL 484.2304).	To House Committee on Energy and Technology
HB 5070 Daniels	9/25/03	Corrections; state facilities; telephone system for state correctional facilities; impose requirements. Amends 1953 PA 232 (MCL 791.201 – 791.283) by adding sec. 69b.	To House Committee on Criminal Justice

House Bill # Representative	Date Introduced	Description	Status
HB 5073 Spade	9/25/03	Public utilities; consumer services; disruption of service to radio stations, television stations, and cable providers; require public utilities to give priority to restore service. Amends 1939 PA 3 (MCL 460.1-460.10cc) by adding sec. 6q.	To House Committee on Energy and Technology
HB 5084 Accavitti	9/25/03	Traffic control; violations; an individual less than 18 years of age driving on a permit or graduated licensing status and using a handheld cellular telephone while operating a vehicle; prohibit. Amends 1949 PA 300 (MCL 257.1 – 257.923) by adding sec. 602b.	To House Committee on Transportation
HB 5085 Minore	9/25/03	Traffic control; violations; use of cellular telephone by individuals operating a vehicle with a driver permit; prohibit. Amends secs. 306 & 310e of 1949 PA 300 (MCL 257.306 & 257.310e).	To House Committee on Transportation
HB 5779 Whitmer	4/21/04	Law enforcement; communications; distribution of CMRS emergency telephone fund; revise. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	To House Committee on Appropriations
HB 5835 Spade	4/29/04	Consumer protection; unfair trade practices; report to legislature by attorney general of do-not-call list violation complaint; require. Amends sec. 9a of 1976 PA 331 (MCL 445.909a)	To House Committee on Energy and Technology
HB 5836 Spade	4/29/04	Consumer protection; home solicitation sales; amount recovered for damages for do-not-call violation; increase. Amends sec. 1c of 1971 PA 227 (MCL 445.111c)	To House Committee on Energy and Technology
HB 5837 Spade	4/29/04	Consumer protection; home solicitation sales; penalties associated with the do-not-call provisions; increase. Amends sec. 1c of 1971 PA 227 (MCL 445.11c)	To House Committee on Energy and Technology
HB 6050 Rivet	6/24/04	Communications; telecommunications; Michigan telecommunications act; eliminate antitrust exemption for certain telecommunication services. Amends 1991 PA 179 (MCL 484.2101 - 484.2701) by adding sec. 508. TIE BAR WITH: HB 4595'03	To House Energy and Technology Committee, and Anti-Trust Subcommittee

House Bill # Representative	Date Introduced	Description	Status
HB 6119 Kolb	8/4/04	Labor; fair employment practices; employer monitoring of employee communications; prohibit unless the employer establishes an employee monitoring policy and discloses that policy to employees. Creates new act.	To Committee on Employment Relations, Training and Safety
HB 6330 Bradstreet	11/9/04	Communications; telecommunications; requirement for companies under 250,000 customers to make adjacent calling areas a local call; provide for. Amends sec. 304 of 1991 PA 179 (MCL 484.2304).	To House Committee on Energy and Technology Committee
HB 6337 Bradstreet	11/10/04	Communications; telecommunications; rule making; provide for. Amends sec. 213 of 1991 PA 179 (MCL 484.2213).  Senator Patterson offered to amend the title to read as follows: A bill to amend 1991 PA 179, entitled "An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date," by amending section 213 (MCL 484.2213), as amended by 2000 PA 295; and to repeal acts and parts of acts. The amendment to the title was adopted. The Senate agreed to the title as amended.	12/2/04 Sub H-2 discharged from House Committee on Energy and Technology Committee; House passed 96-0. 12/9/04 discharged from Senate Technology and Energy Committee; reported by Committee of the whole favorably with amendments; title amended; Senate passed 36-0, given immediate effect; House concurred in Senate amendments 97-0; bill ordered enrolled; 12/21/04 presented to Governor

### PUBLIC ACTS OF 2004

Public Act #	Effective Date	Description	Bill Number and Sponsor
PA 89	4/27/04	Law enforcement; communications; 9-1-1 funding for state police towers; provide for. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	Enrolled SB 1015 Cherry D - District 26

## ORDERS

**Case No. U-12465**

**SBC Michigan and TCG Detroit**

**Application filed November 12, 2004 for approval of a ninth amendment (calculation of credit adjustments)**

**Case No. U-12465**

**SBC Michigan and TCG Detroit**

**Application filed November 12, 2004 for approval of a tenth amendment (amending the pricing schedule and certain nonrecurring rate elements)**

**Case No. U-12465**

**SBC Michigan and AT&T Communications Inc**

**Application filed November 12, 2004 for approval of tenth and eleventh amendments: tenth amendment (amends Article XVII to add language) and eleventh amendment (amends the Pricing Schedule for AT&T interconnection services and certain nonrecurring rate elements and nonrecurring charges associated with Local Interconnection ASR ordering and provisioning for local-only trunks)**

**Case No. U-12465**

**SBC Michigan and AT&T Communications Inc**

**Application filed November 18, 2004 for approval of twelfth amendment (revises methodology for charging for collocation DC Power)**

**Case No. U-13434**

**Verizon North Inc and Contel of the South Inc, d/b/a Verizon North Systems, and Level 3 Communications LLC**

**Application filed November 5, 2004 for approval of the second amendment (Unitary Intercarrier Compensation)**

**Case No. U-14341**

**Verizon North Inc and Contel of the South Inc, d/b/a Verizon North Systems, and KMC Telecom V Inc**

**Application filed November 4, 2004 for approval of an interconnection agreement (adoption pursuant to 47 USC 252(i) and paragraph 32 of the Bell Atlantic/GTE merger conditions of the agreement approved by the California Public Utilities Commission March 29, 2001)**

**Case No. U-14342**

**Verizon North Inc and Contel of the South Inc, d/b/a Verizon North Systems, and KMC Telecom III Inc**

**Application filed November 4, 2004 for approval of an interconnection agreement (adoption pursuant to 47 USC 252(i) and paragraph 32 of the Bell Atlantic/GTE merger conditions, of the agreement approved by the California Public Utilities Commission March 29, 2001**

On December 21, the Michigan Public Service Commission issued an order approving the interconnection agreements and amendments listed above.

**Case No. U-12924**

**Emergent Communications LLC  
(license)**

On December 21, 2004 the Michigan Public Service Commission (“Commission”) issued an order granting the application of Emergent Communications, LLC (“Emergent”) a license to surrender its license to provide basic local exchange service. According to Emergent, the surrender is necessary because of the reorganization of its parent, New Access Communications LLC, which purchased Emergent in 2001. Emergent notified the Commission that the reorganization of New Access and the dissolution of Emergent should be completed by December 31, 2004, and will have no effect on the rates or conditions of service to its customers.

**Case No. U-13531**

**SBC Michigan  
(review costs of telecommunications services)**

On December 21, 2004, the Michigan Public Service Commission (“Commission”) issued an Opinion and Order ruling on multiple motions for rehearing of the Commission’s September 21, 2004 order approving SBC Michigan’s total service long run incremental cost (“TSLRIC”) and total element long run incremental cost (“TELRIC”). The petitions for rehearing were filed by Talk America Inc., SBC Michigan, AT&T Communications of Michigan, Inc. and TCG Detroit (the “Joint CLECs”), MCImetro Access Transmission Services LLC, TDS Metrocom, LLC, and XO Michigan, Inc.

The Commission denied rehearing on SBC Michigan’s argument that its proposed linear loading factors should have been adopted, that its proposed non-recurring charges should have adopted rather than the Staff’s, that amortized transitional benefit obligation costs should have been expensed as shared and common costs rather than amortized as provided in the Commission’s earlier order, and that its proposed mix of integrated digital line carriers and universal digital line carriers should have been adopted. The Commission also rejected arguments by SBC that the Commission’s decision on the Flex-ANI issue was contrary to law.

The Commission also denied the motion by Talk America Inc., supported by the CLECs and raised in TDS Metrocom and XO Michigan’s motion, that the Commission should alter the effective date of the tariffs, finding that the process adopted, followed by a true-up if changes are required, sufficiently protect the CLECs from possible later changes in the rates. Similarly, the Commission denied TDS Metrocom and XO Michigan’s motion for changes to the fill factors and non-recurring costs approved in the September 21, 2004 order.

The Commission did grant in part the motion of the Joint CLECs for clarification, stating it intended its decision to include charging a CLEC only for the DC power that it uses, not for the redundancy that is required to ensure that the CLEC will have the power that it needs or for capacity rather than power use. The Commission did not, however, require SBC Michigan to meter the CLECs' DC power use, but encouraged the parties to collaborate and negotiate with respect to implementing a reasonable method of measuring DC power usage.

**Case No. U-13891**

**Commission's Own Motion  
(batch cut migration process)**

On December 21, 2004 the Michigan Public Service Commission ("Commission") issued an order denying the October 25, 2004 petition for rehearing or clarification filed by MCImetro Access Transmission Services LLC and LDMI Telecommunications Inc. The Commission states that although it inadvertently failed to mention the August 24, 2004 supplemental comments filed by MCImetro, AT&T, TCG and Covad ("CLECs") in its October 4, 2004 order approving a joint test plan that addresses appropriate procedures for testing to ensure the successful operation of SBC's batch cut migration process, "an examination of the . . . order demonstrates that the Commission gave appropriate consideration to the positions taken by the CLECs" and that the "CLECs were not harmed . . . ."

On December 21, 2004 the Michigan Public Service Commission ("Commission") issued an order in this same docket revising the interim batch cut migration processes established in the June 29, 2004 order, in response to Talk America Inc.'s petition for rehearing, filed July 29, 2004 and request for consideration of supplemental authority filed September 8, 2004 and the answers filed by MCImetro Access Transmission Services LLC and SBC Michigan. The Commission finds that it "does not need to clarify its jurisdictional authority", and is persuaded that it should not make any changes regarding proposed performance measures at this time. . . .The Commission remains convinced that the parties should continue to pursue a collaborative solution to the issue of performance measurers." However, in regard to the pricing issue, because the Commission did not have the benefit of the final order in SBC's cost case, Case No. U-13531, which was issued September 21, 2004, Commission directs SBC to immediately revise its prices for batch hot cuts in accordance with the findings for non-recurring cost (NRC) pricing in Case No. U-13531 (the proposed AT&T rate, plus 20%). Further, the Commission finds that the maximum limit on the size of a batch cut request should be increased from 100 to 200 per CLEC per day per central office, and that the maximum limit on the volume of hot cuts at any particular end office should be increased from 200 to 250, on a first come-first served basis. Finally, the Commission urges all affected providers to fully cooperate in the task of transferring UNE-P customers in the time allotted by the FCC.

**Case No. U-14289**

**Michelle M. Manross v PNG Telecommunications Inc,  
d/b/a Powernet Global Communications  
(consumer complaint: slamming)**

On December 21, 2004 the Michigan Public Service Commission issued an order dismissing with prejudice the complaint of Michelle M. Manross against PNG Telecommunications, Inc., d/b/a Powernet Global Communications. On December 2, 2004 the complainant filed a request to withdraw the complaint.

**Case No. U-14309**

**MCImetro Access Transmission Services LLC**

**(rates of end-user local services bundled with unregulated features or options)**

On December 21, 2004 the Michigan Public Service Commission issued an order granting the request of MCImetro Access Transmission Services, LLC (“MCImetro”) for declaratory ruling for determinations regarding rates of end user local services bundled with unregulated features or options. The Commission finds that the questions of how or if bundled services should be tariffed, and whether rate adjustments to bundled services require approval by the Commission need to be addressed. The Commission notes that currently MCImetro, and other CLECs and ILECs, combine regulated basic local exchange services (BLES) with unregulated features or options to form a bundled service. BLES are regulated by the Commission and a provider who wishes to modify a BLES rate must file an application with the Commission. “Features or options not classified as BLES are not rate regulated by this Commission and providers are free to modify the rates for these services without Commission approval.” The Commission 1) directs MCImetro to file its monthly rates for all bundled services it offers; 2) finds MCImetro is not required to tariff the unregulated services; 3) directs MCImetro to file the tariff changes on or before the date the new rate becomes effective when it wishes to increase or decrease the tariff rate for any bundled service, 4) provides MCImetro with examples of how current MCImetro tariffs might be modified to comply with the tariff requirements for bundled services (attachment A to the order), 5) states that MCImetro need not modify its current tariffs to identify

**Case No. U-14311**

**Talk America Inc**

**(amended license)**

On December 21, 2004 the Michigan Public Service Commission issued an order to expand the geographic area of the license of Talk America, Inc. to provide basic local exchange service to include all exchanges currently served by SBC Michigan and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems

**Case No. U-14356**

**Emergent Communications LLC and New Access Communications**

**(internal reorganization)**

On December 21, 2004 the Michigan Public Service Commission issued an order dismissing the joint application of Emergent Communications, LLC and New Access Communications, LLC for approval of an internal reorganization that will result in the abandonment of Emergent Communications, LLC’s authority to provide basic local exchange service in Michigan. On December 7, 2004 Emergent and New Access asked that their request be dismissed.

**Case No. U-14376**

**XO Communications Services Inc**

**(license)**

On December 21, 2004 the Michigan Public Service Commission issued an order granting to XO Communications Services, Inc. a temporary license to provide basic local exchange service in the LATA exchanges served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and SBC Michigan. The temporary license will expire upon issuance of the final order granting or denying its application for a permanent license.

## NOTICES OF HEARING

*Unless otherwise noted, all hearings are held at the offices of the Michigan Public Service Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan.*

**Case No. U-14335**  
**NationsLine Michigan Inc**  
**(license)**

The November 1, 2004 application of NationsLine Michigan, Inc., for a license to provide basic local exchange service in the territory where SBC Michigan, Verizon North Inc., and Verizon North Systems are the incumbent carriers is set for an evidentiary hearing at **9:00 a.m. on January 11, 2005**. NationsLine Michigan, Inc., shall issue a notice of hearing in accordance with 1991 PA 179, as amended. Interventions are due on or before **January 7, 2005**. A copy of the notice of hearing and proofs of issuance shall be filed with the Commission by the hearing on **January 11, 2005**.

\* \* \*

## PSC HEARINGS SCHEDULE

*Note: Unless indicated otherwise, hearings are held in the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing.*

<b>Hearings Scheduled for Last Week (December 20-24, 2004)</b>
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<b>Hearings Scheduled for This Week (December 27-31, 2004)</b>
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<b>Future Hearings Scheduled</b>
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January 5, 2005, 9:00 a.m.  
Case No. U-14351/evidentiary hearing  
Ballard's Plumbing and Heating v United Telecom

January 11, 2005, 9:00 a.m.  
Case No. U-14335/evidentiary hearing  
NationsLine Michigan (license)

January 6, 2005, 9:00 a.m.  
Case No. U-14312/evidentiary hearing  
Paul Kreys v McLeodUSA Telecommunications Svcs

\* \* \*

## APPLICATIONS AND COMPLAINTS

### **Case No. U-11165**

**AT&T Communications of Michigan Inc and Verizon North Inc,  
Contel of the South Inc, d/b/a Verizon North Systems  
(interconnection agreement)**

On December 15, 2004 AT&T Communications of Michigan, Inc. (“AT&T”) and Verizon North Inc., Contel of the South, Inc., d/b/a Verizon North Systems, (collectively, (“Verizon”) jointly applied to the Michigan Public Service Commission (“Commission”) for approval of the Third Amendment to their Interconnection Agreement previously approved by the Commission on July 16, 1999 (“Agreement”). The parties state that among other things, the Third Amendment amends the terms and conditions of the Agreement with respect to Unitary Inter-carrier Compensation.

### **Case No. U-12217**

**Teleport Communications Group Inc/TCG Detroit and Verizon North Inc, Contel of the South Inc, d/b/a Verizon North Systems  
(interconnection agreement)**

On December 15, 2004 Teleport Communications Group Inc./TCG Detroit (“TCG”), Verizon North, Inc., Contel of the South, Inc., d/b/a Verizon North System (collectively, “Verizon”) jointly applied to the Michigan Public Service Commission (“Commission”) for approval of the Third Amendment to their Interconnection Agreement previously approved by the Commission on February 9, 2000 (“Agreement”). The parties state that among other things, the Third Amendment amends the terms and conditions of the Agreement with respect to unitary Inter-carrier Compensation.

### **Case No. U-12258**

**Ameritech Mobile Communications LLC and SBC Michigan  
(interconnection agreement)**

On December 16, 2004 Ameritech Mobile Communications LLC and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule (“Fifth Amendment”) to their Interconnection Agreement previously approved by the Commission on February 22, 2000 (“Agreement”). The parties state that the Fifth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission’s Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

### **Case No. U-12535**

**American Fiber Network Inc and SBC Michigan  
(interconnection agreement)**

On December 16, 2004 American Fiber Network, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment

and related Pricing Schedule (“Ninth Amendment”) to their Interconnection Agreement previously approved by the Commission on October 6, 2000 (“Agreement”). The parties state that the Ninth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission’s Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-12886**  
**1-800- Reconex Inc and SBC Michigan**  
**(interconnection agreement)**

On December 16, 2004 1-800-Reconex Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule (“Eighth Amendment”) to their Interconnection Agreement previously approved by the Commission on June 5, 2001 (“Agreement”). The parties state that the Eighth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission’s Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-12954**  
**Buckeye Telesystem Inc and SBC Michigan**  
**(interconnection agreement)**

On December 27, 2004 Buckeye Telesystem, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission (“Commission”) for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule (“Fifth Amendment”) to their Interconnection Agreement previously approved by the Commission on July 11, 2001 (“Agreement”). The parties state that the Fifth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission’s Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13118**  
**Borderland Communications LLC and SBC Michigan**  
**(interconnection agreement)**

On December 17, 2004 Borderland Communications, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission (“Commission”) for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule (“Fifth Amendment”) to their Interconnection Agreement previously approved by the Commission on October 11, 2001 (“Agreement”). The parties

state that the Fifth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13272**  
**CenturyTel Solutions LLC and SBC Michigan**  
**(interconnection agreement)**

On December 20, 2004 CenturyTel Solutions, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Fifth Amendment") to their Interconnection Agreement previously approved by the Commission on April 16, 2002 ("Agreement"). The parties state that the Fifth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13285**  
**DSLnet Communications LLC and SBC Michigan**  
**(interconnection agreement)**

On December 27, 2004 DSLnet Communications, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Sixth Amendment") to their Interconnection Agreement previously approved by the Commission on March 29, 2002 ("Agreement"). The parties state that the Sixth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13400**  
**Norlight Telecommunications Inc and SBC Michigan**  
**(interconnection agreement)**

On December 15, 2004 Norlight Telecommunications, Inc and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Third Amendment") to their Interconnection Agreement previously approved by the Commission on June 6, 2002 ("Agreement"). The parties state that the Third Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs

for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13614**  
**ACN Communication Services Inc and SBC Michigan**  
**(interconnection agreement)**

On December 16, 2004 ACN Communications Services, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Third Amendment") to their Interconnection Agreement previously approved by the Commission on December 6, 2002 ("Agreement"). The parties state that the Third Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13728**  
**EZ Phone Inc and SBC Michigan**  
**(interconnection agreement)**

On December 17, 2004 EZ Phone, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Fourth Amendment") to their Interconnection Agreement previously approved by the Commission on April 17, 2003 ("Agreement"). The parties state that the Fourth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13845**  
**Metro Teleconnect Companies Inc v SBC Michigan**  
**(interconnection agreement)**

On December 27, 2004 Metro Teleconnect Companies, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Third Amendment") to their Interconnection Agreement previously approved by the Commission on August 18, 2003 ("Agreement"). The parties state that the Third Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order

issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13854**  
**New Rochelle Telephone Co and SBC Michigan**  
**(interconnection agreement)**

On December 15, 2004 New Rochelle Telephone Company and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("First Amendment") to their Interconnection Agreement previously approved by the Commission on August 26, 2003 ("Agreement"). The parties state that the First Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13921**  
**IDT America Corp and SBC Michigan**  
**(interconnection agreement)**

On December 27, 2004 IDT America Corporation and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Sixth Amendment") to their Interconnection Agreement previously approved by the Commission on October 23 2003 ("Agreement"). The parties state that the Sixth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-13980**  
**Granite Telecommunications LLC and SBC Michigan**  
**(interconnection agreement)**

On December 13, 2004 Granite Telecommunications, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("First Amendment") to their Interconnection Agreement previously approved by the Commission on January 22, 2004 ("Agreement"). The parties state that the First Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the

Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-14029**  
**Essex Acquisition Corp and SBC Michigan**  
**(interconnection agreement)**

On December 17, 2004 Essex Acquisition Corporation and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("First Amendment") to their Interconnection Agreement previously approved by the Commission on March 16, 2004 ("Agreement"). The parties state that the First Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-14045**  
**United Telecom Inc and SBC Michigan**  
**(interconnection agreement)**

On December 27, 2004 United Telecom, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the MPSC September 21, 2004 Order Amendment and related Pricing Schedule ("Second Amendment") to their Interconnection Agreement previously approved by the Commission on March 16, 2004 ("Agreement"). The parties state that the Second Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission's Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-14058**  
**CAT Communications International Inc d/b/a CCI and SBC Michigan**  
**(interconnection agreement)**

On December 20, 2004 CAT Communications International, Inc., d/b/a CCI and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of the Seventh Amendment to their Interconnection Agreement previously approved by the Commission on April 20, 2004 ("Agreement"). The parties state that the Seventh Amendment adds Batch Hot Cut Process into the Agreement and is the result of voluntary negotiations.

On December 27, 2004 CAT Communications International, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the MPSC September 21, 2004

Order Amendment and related Pricing Schedule (“Eighth Amendment”) to their Interconnection Agreement previously approved by the Commission on April 20, 2004 (“Agreement”). The parties state that the Eighth Amendment incorporates into the Agreement the rates and charges based upon the TELRIC costs for unbundled network elements and interconnection services approved by the Commission in its order issued September 21, 2004 in Case No. U-13131. The Pricing Schedule to the Order Amendment contains all of the same rates and charges contained on the illustrative pricing schedule, as filed by SBC Michigan on November 5, 2004 (Compliance Filing) pursuant to the Commission’s Order, and that the effective date of the rates and charges in the Pricing Schedule is the same as the tariff effective date, November 6, 2004.

**Case No. U-14384**  
**SBC Michigan v Lucre Inc**  
**(interconnection dispute)**

On December 17, 2004 SBC Michigan filed a formal complaint and application with the Michigan Public Service Commission (“Commission”) against Lucre, Inc. (“Lucre”) alleging that Lucre has failed/refused to pay charges to SBC for intrastate and interstate access services, 911 services, and SS7 services. SBC states that Lucre has not made payment on these charges, and that the charges have been based on appropriate rates, which are the rates set forth in tariffs on file with the Commission in connection with the provision of these services to Lucre. SBC claims that at the time the complaint was filed, Lucre owed SBC in excess of \$1.2 million, inclusive of carrying charges. Further, SBC states that after Lucre refused to agree upon an amendment to their Interconnection Agreement (“Agreement”) which would include an addendum pursuant to and in compliance with the terms and conditions of the FCC’s interim ISP terminating compensation plan, SBC invoked the dispute resolution provision of the Agreement, but that Lucre has failed to negotiate. SBC is requesting the Commission find Lucre in violation of the Michigan Telecommunications Act, the entry of a cease and desist order, order Lucre to execute the amendment on reciprocal compensation., to pay its indebtedness to SBC, fines, and attorney fees and costs.

**Case No. U-14386**  
**Lisa Williams v Excel**  
**(consumer complaint: slamming)**

On December 14, 2004 Lisa Williams (“Complainant”), of Detroit, filed a formal complaint with the Michigan Public Service Commission alleging that Excel switched her long distance service provider without authorization. Complainant seeks reimbursement for out-of-pocket expenses, the imposition of fines and the entry of a cease and desist order against Excel.

**Case No. U-14389**  
**Pamela Nolan v Sprint Communications**  
**(consumer complaint: slamming)**

On December 16, 2004 Pamela Nolan (“Complainant”), of Detroit, filed a formal complaint with the Michigan Public Service Commission alleging that Sprint Communications (“Sprint”) switched her long distance service provider without authorization. Complainant seeks reimbursement for out-of-pocket expenses, the imposition of fines and the entry of a cease and desist order against Sprint.

**Case No. U-14390**  
**Allendale Telephone Co and Nextel West Corp**  
**(interconnection agreement)**

On December 20, 2004 Allendale Telephone Company and Nextel West Corp. jointly applied to the Michigan Public Service Commission for approval of their voluntarily negotiated Interconnection and Reciprocal Compensation Agreement.

\* \* \*

**PSC NOTICES OF OPPORTUNITY FOR COMMENT**

**Case No. U-14303**  
**Competitive Local Exchange Carriers**  
**(Provision of UNEs)**

**Case No. U-14305**  
**SBC Michigan**  
**(Interconnection: Consolidated Change of Law)**

**Case No. U-14305**  
**Verizon North Inc and Contel of the South Inc d/b/a Verizon North Systems**  
**(Interconnection: Consolidated Change of Law)**

On November 9, 2004 the Michigan Public Service Commission issued an Order and Notice of Opportunity to Comment consolidating the September 30, 2004 Application and Request for Investigation filed by a coalition of Competitive Local Exchange Carriers seeking an to have the Commission examine the continued provision of Unbundled Network Elements (“UNEs”) under state and federal law (See: MTR Vol 20, No 21), the September 30, 2004 Application of SBC Michigan (See: MTR Vol 20, No 21) and the October 26, 2004 Application of Verizon North, Inc, and Contel of the South, Inc. d/b/a Verizon North Systems (“Verizon”) (See MTR Vol 20, No 23) seeking to have the Commission adopt and impose Consolidated Change of Law Provisions on existing Interconnection Agreements to reflect the FCC and United States Court of Appeals decisions regarding continued availability of UNEs. As part of that Order, the Commission established a schedule for comment on the three Applications. Written and electronic comments may be filed with the Commission and must be received no later than **5:00 p.m. on December 22, 2004**. Reply comments may be filed with the Commission and must be received no later than **5:00 p.m. on January 18, 2005**. Comments received in this matter will become public information.

**Case No. U-14334**  
**AT&T Communications of Michigan Inc**  
**(rate increases)**

On November 1, 2004, AT&T Communications of Michigan, Inc. filed an application with the Michigan Public Service Commission for approval of certain rate increases for basic local exchange service. On November 3, 2004, AT&T Communications of Michigan, Inc. filed errata pages to its November 1, 2004 application. The Michigan Public Service Commission directs AT&T Communications of Michigan, Inc. to issue a notice of opportunity to comment in accordance with the Michigan Telecommunications Act, 1991 PA 179, as amended. Written and electronic comments may

be filed with the Commission and must be received no later than **5:00 p.m. on January 6, 2005**. Comments received in this matter will become public information.

\* \* \*

### SCHEDULED MPSC MEETINGS

The MPSC has not yet published its schedule of regular meetings for 2005.

### SUBSCRIPTION INFORMATION

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