



FEATURES |

MPSC issues Annual Report

The Michigan Public Service Commission (“Commission”) has submitted its 2007 Annual Report to Governor Jennifer M. Granholm and the Michigan Legislature. The Commission is required by Section 5a of Public Act 33 of 1989, MCL 460.5a, to file such an Annual Report on or before the first Monday of March each year. The report is a summary of Commission activities during the calendar year covered by the report, as well as any other noteworthy information that the Commission deems appropriate. . . .

Continued on page 2

IN THIS ISSUE:

- 1 Features
 - ◆ MPSC Issues Annual Report
 - ◆ Telco Carrier 2007 Reports Now Due
 - ◆ Lifeline Week – March 9-15
- 4 Pending Legislation
- 12 Public Acts of 2007
- 12 Orders issued by MPSC
- 13 Applications & Complaints
- 14 Opportunities to Comment
- 15 Notices of Hearings
- 16 MPSC Hearings Schedule
- 17 MPSC Meetings
- 18 *MTR* Subscriptions

Clark Hill PLC
212 East Grand River Avenue
Lansing, Michigan 48906-4328
P: 517.318.3100 | F: 517.318.3099

INDEX OF HIGHLIGHTED CASES |

ORDERS |

No Telecommunications Orders have been issued by the Commission during the previous fortnight.

APPLICATIONS AND COMPLAINTS |

- U-13378 AT&T Michigan and Comcast Phone of Michigan, LLC (ica)
- U-14783 AT&T Michigan and B&S Telecom, Inc. (ica)
- U-15344 AT&T Michigan and Sigecom, LLC (ica)
- U-15523 Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems and CenturyTel Acquisition LLC d/b/a KMC Telecom III, LLC (ica)
- U-15526 Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems and Bandwidth.com CLEC, LLC (ica)
- U-15527 City of Rogers City v CC Michigan, LLC d/b/a Charter Communications (video franchise dispute)

MPSC Issues Annual Report | continued from Page 1

. . . .During 2007, the Commission handled 32,740 calls on its toll-free line, and assisted consumers and businesses with more than 9,244 electric and natural gas and 6,604 telecommunications formal and informal complaints and inquiries. The Commission issued 486 orders, consisting of 167 telecommunications, 165 electric, 69 natural gas, and 85 motor carrier orders.

The Commission granted licenses or approved amendments to existing licenses for 28 telephone companies. At the end of the 2007, 203 Competitive Local Exchange Carriers (“CLECs”) were licensed to provide telecommunications services in Michigan. According to the results of an annual survey conducted by the Staff in early 2007, CLECs were serving 18.3 percent, or about 960,000, of the lines provided to customers in Michigan. Based on 2006 data, this showed that competition in the wireline telecommunications market in Michigan experienced a second consecutive decrease since the Commission began monitoring in 1999. As of December 2007, there were approximately 189 Commission-approved interconnection agreements in effect between AT&T Michigan and its competitors.

The Annual Report also highlighted Commission telecommunications activity during 2007 related to:

- the ongoing cost proceedings for 24 small independent telephone companies and for Verizon North, Inc. and Contel of the South, Inc., d/b/a Verizon North Systems; primary basic local exchange service rates;
- disputes between providers;
- updating the Commission’s quality service rules;
- preparing customers for the possibility that Virtual NXX calls that were considered local calls would be re-rated as toll calls in 2008 by some providers;
- expansion by Osirus Communications, Inc., and Allband Communications Cooperative to provide basic local exchange services in several Lower Peninsula areas that are currently not served;
- Metropolitan Extension Telecommunications Rights-of-Way Oversight Act (“METRO Act”) issues;
- continued implementation of 2-1-1 community information resources; and,
- fulfillment of the statutory obligation embodied in the Uniform Video Services Local Franchise Act to propose to the Legislature a process that would allow the Commission to review (1) unresolved disputes between a video service provider and its customer, (2) disputes between a video service provider and a franchising entity, and (3) disputes between video service providers.

The entire 2007 Annual Report of the Michigan Public Service Commission is available on the Commission’s Web site at <<http://www.michigan.gov/mpsc>>.

Telecommunications Carrier Annual Reports Due at Commission |

Not only is April the month in which most people file their taxes, it is also the month when the Michigan Public Service Commission (“Commission”) requires telecommunications carriers to file various reports.

Acting pursuant to Section 202(a) of the Michigan Telecommunications Act (“MTA”) and the Commission’s December 12, 1996 Order in Case No. U-11103, the Commission requires providers of basic local exchange service to make annual reports on activity, revenues and/or expenditures for the Lifeline and Dual Party Relay Programs and a company’s end-user count by April 1 of each year for the calendar year ending the previous December. Reminder instructions are forwarded prior to the due date each year.

Also due on April 1 are responses to the Commission’s annual survey on telecommunications competition in Michigan. These responses are required pursuant to Section 103 of the MTA, and allows the Commission to prepare and submit its annual report to the Governor and legislature describing the status of competition in telecommunication services in Michigan, including, but not limited to, the toll and local exchange service markets in this state.

In compliance with the Commission’s September 28, 1999 Order in Case No. U-11900, and Section 211a of the MTA, all intrastate telecommunications service providers must annually register (or re-register) with the Commission’s Intrastate Telecommunications Service Providers (“ITSP”) Registration System by April 1 of each year. The ITSP was developed to identify telecommunications carriers; the company’s principal officers, the services they provide and to ensure quick and accurate communication in resolving complaints. The ITSP is located on the Commission’s website at: <http://efile.mpsc.cis.state.mi.us/itsp/>.

Pursuant to Sec. 211 of the MTA, licensed local exchange providers are required to provide information regarding gross revenues for the previous calendar year by April 30 of the following year. This information is used to determine and invoice carriers for their Utility Assessments to cover their share of the operations of the Commission.

Though carriers should have received reminder letters, and copies of the reporting forms from the Commission, they are also available on the Commission’s website at <http://www.dleg.state.mi.us/mpsc/comm/clec/index.htm>.

MPSC: Lifeline Week Raises Awareness of Program to Help Ensure Everyone Has Access to Phone Service |

Editor’s Note: The Michigan Public Service Commission issued the following Press Release on March 7, 2008. For additional information, contact Judy Palnau at (517) 241-3323.

The Michigan Public Service Commission (“MPSC”) today noted that Governor Jennifer M. Granholm has proclaimed March 9 through March 15 as “Lifeline Week” in Michigan. The proclamation is designed to highlight the Lifeline program that offers discounts to help ensure everyone has access to telephone service.

In 2005, the Michigan Telecommunications Act expanded eligibility for the Lifeline program.

“Lifeline assistance will help low-income families and seniors save a significant amount of money on their monthly phone bills,” said MPSC Commissioner Monica Martinez. “Telephones are an essential part of daily life necessary for the safety and welfare of Michigan’s residents, and the Lifeline program provides a needed cushion for low-income customers who manage tight budgets.”

To qualify for Lifeline, the customer’s household income must be at or below 150 percent of the federal poverty guidelines, or the customer must participate in one of the following assistance programs: Medicaid; food stamps; supplemental security income (SSI); federal public housing assistance (Section 8); the Low-Income Home Energy Assistance Program (LIHEAP); the national school free lunch program; or Temporary Assistance for Needy Families.

Eligible customers should contact their local telephone provider to apply.

The MPSC today also issued an updated Lifeline consumer alert that includes income guidelines and other details about the Lifeline program, as well as the federal Link-Up program that reduces phone service installation charges. It is available on the MPSC’s Web site - [michigan.gov/mpsc](http://www.michigan.gov/mpsc) <<http://www.michigan.gov/mpsc>> - or by calling 1-800-292-9555.

More information is also available on the federal Lifeline Web site: [lifeline.gov](http://www.lifeline.gov) <<http://www.lifeline.gov>>.

PENDING LEGISLATION |

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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 002 Hardiman	01/10/2007	Campaign finance; public disclosure; disclosure of committees that employ and registration of persons who make “robocalls” in campaigns; require. Amends sec. 6 of 1976 PA 388 (MCL 169.206) & adds sec. 48.	Referred to Senate Committee on Campaign and Election Oversight.
SB 003 Hardiman	01/10/2007	Elections; campaign practices; do-not-call list for automated political telephone calls; provide for.	04/04/2007 Referred to Senate Committee of the Whole with Substitute S-3.
SB 004 Hardiman	01/10/2007	Communications; cellular telephone; customer consent to list numbers in a cell phone directory; require. Amends 1991 PA 179 (MCL 484.2101 <i>et seq.</i>) by adding sec. 360a.	Referred to Senate Committee on Homeland Security and Emerging Technologies.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 058 Stamas	01/24/2007	Campaign finance; campaign practices; telephonic communications; require disclosure stating who is paying for call and whether authorized by candidate.	Referred to Senate Committee on Campaign and Election Oversight.
SB 108 Basham	01/30/2007	Communications; telecommunications; eligibility date to opt into METRO funds; revise. Amends sec. 13 of 2002 PA 48 (MCL 484.3113).	Referred to Senate Committee on Energy Policy.
SB 131 Cherry	01/31/2007	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.	Referred to Senate Committee on Energy Policy.
SB 143 Brown	01/31/2007	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of installing spyware on another person's computer without consent; enact. Amends sec. 17c, ch. XVII of 1927 PA 175 (MCL 777.17c). Tie Bar with SB 144.	Referred to Senate Committee on Judiciary.
SB 144 Brown	01/31/2007	Crimes; computer; installing spyware on another person's computer without consent; prohibit, and provide penalties. Amends sec. 7 of 1979 PA 53 (MCL 752.797) & adds sec. 5b.	Referred to Senate Committee on Judiciary.
SB 145 Brown	01/31/2007	Civil procedure; civil actions; installing spyware or adware onto another individual's computer without consent; prohibit and provide remedies for. Creates new act.	Referred to Senate Committee on Judiciary.
SB 284 Richardville	02/27/2007	Campaign finance; campaign practices; telephonic communications; require disclosure stating who is paying for call and whether authorized by candidate. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	04/19/2007 Substitute S-2 passed Senate, 38 Yeas, 0 Nays. Referred to House Committee on Ethics and Elections.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 410 Brown	04/18/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends title & secs. 101, 102, 201, 202, 203, 205, 301, 302, 303, 306, 307, 308, 312, 319, 320 & 401 of 1986 PA 32 (MCL 484.1101 <i>et seq.</i>) & adds secs. 401a, 401b & 401c. Tie Bar with SB 411.	12/27/2007 Signed by Governor Jennifer Granholm; assigned PA 164 with Immediate Effect.
SB 411 Brown	04/18/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends secs. 402, 403, 404, 405, 406, 407, 408, 410, 412, 413, 502, 504, 506, 601, 602, 605, 712, 714, 716 & 717 of 1986 PA 32 (MCL 484.1402 <i>et seq.</i>) & repeals. Tie Bar with SB 410.	12/27/2007 Signed by Governor Jennifer Granholm; assigned PA 165 with Immediate Effect.
SB 449 Kahn	04/26/2007	Transportation; school vehicles; use of cellular telephone while operating a school bus; prohibit, and provide penalties. Amends 1990 PA 187 (MCL 257.1801 - 257.1877) by adding sec. 58.	Referred to Senate Committee on Education.
SB 585 Patterson	06/12/2007	Public utilities; restructuring; oversight of proposed mergers, sales, or acquisitions of public utilities; clarify. Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding sec. 6r.	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 636 Thomas	07/17/2007	Communications; other; video service provider; clarify public, education, and government access fee. Amends sec. 6 of 2006 PA 480 (MCL 484.3306).	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 637 Thomas	07/17/2007	Communications; other; video service provider; clarify. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 679 Patterson	08/22/2007	Communications; telecommunications; sunset on 9-1-1 emergency service district; extend. Amends sec. 717 of 1986 PA 32 (MCL 484.1717).	12/06/2007 Passed Senate 36 Yeas, 0 Nays, 1 Excused, 1 Not Voting; Referred to House Committee on Oversight and Investigations.
SB 783 Thomas	09/18/2007	Traffic control; violations; operation of a vehicle while using certain electronic devices; prohibit. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to Senate Committee on Energy Policy and Public Utilities.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 815 Patterson	09/25/2007	Communications; telecommunications; technical and operational charge for emergency telephone service enabling act; extend sunset. Amends sec. 401 of 1986 PA 32 (MCL 484.1401).	12/06/2007 Passed Senate: 37 Yeas, 0 Nays, 1 Excused; Referred to House Committee on Oversight and Investigations.
SB 819 Garcia	10/04/2007	Communications; cellular telephone; active duty military personnel; allow to cancel cellular telephone contract without penalties. Amends 1991 PA 179 (MCL 484.2101 - 484.2604) by adding sec. 304b.	Referred to Senate Committee on Senior Citizens and Veterans Affairs.
SB 945 Patterson	12/04/2007	Communications; internet; obtaining personal information by false pretenses; prohibit. Amends secs. 3 & 7 of 2004 PA 452 (MCL 445.63 & 445.67) & adds sec. 7a.	Referred to Senate Committee on Judiciary.
SB 1036 Basham	01/22/2008	Traffic control; violations; use of hand-free wireless phones while operating a motor vehicle; allow. Amends sec. 320a of 1049 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to Senate Committee on Transportation.
SB 1088 Patterson	02/13/2008	Communications; telecommunications; sunset; eliminate. Amends title of 1991 PA 179 (MCL 484.2101 - 484.2604) & repeals sec. 604 of 1991 PA 179 (MCL 484.2604).	Referred to Senate Committee on Energy Policy and Public Utilities.

Senate Resolution # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SR 0135 Birkholz	01/09/2008	A resolution to request that the Michigan Public Service Commission create a Pole Attachment Remediation Fund and establish procedures to resolve pole attachment disputes.	Referred to Senate Committee on Energy Policy and Public Utilities.
SR 0140 Olshove	01/16/2008	A resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to Senate Committee on Energy Policy and Public Utilities.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4041 Lemmons	01/22/2007	Corrections; state facilities; telephone system for state correctional facilities; impose requirements.	Referred to House Committee on Judiciary.
HB 4057 Nofs	01/22/2007	Campaign finance; public disclosure; telephone or electronic campaigning; require message to include payer's identification and whether approved by candidate, and revise identifying statement for radio or television campaign ads.	Referred to House Committee on Ethics and Elections.
HB 4239 Sak	03/14/2007	Campaign finance; public disclosure; telephone or electronic campaigning; require message to include payer's identification and whether approved by candidate, and revise identifying statement for radio or television campaign ads.	Substitute H-1 Passed House, 107 Yeas, 0 Nays; referred to Senate Committee on Campaign and Election Oversight.
HB 4293 Miller	02/20/2007	Law enforcement; investigations; use of eavesdropping devices in hostage or other emergency situations; allow. Amends secs. 539a & 539g of 1931 PA 328 (MCL 750.539a & 750.539g) & adds sec. 539l.	Referred to House Judiciary Committee.
HB 4333 Wenke	02/27/2007	Campaign finance; public disclosure; disclosure of persons who make automated telephone calls related to candidates or elections; require.	Referred to House Committee on Ethics and Elections.
HB 4461 Rocca	03/15/2007	Transportation; school vehicles; use of cellular telephone while operating a school bus; prohibit. Amends 1990 PA 187 (MCL 257.1801 - 257.1877) by adding sec. 58.	Referred to House Committee on Transportation.
HB 4581 Condino	04/05/2007	Communications; telecommunications; tax on satellite television sales; provide for at same rate as cable franchise agreements. Amends secs. 1 & 2 of 1933 PA 167 (MCL 205.51 & 205.52).	Referred to House Committee on Tax Policy.
HB 4717 Opsommer	05/08/2007	Campaign finance; public disclosure; telephone or electronic campaigning; require message to include payer's identification and whether approved by candidate, and revise identifying statement for radio or television campaign ads. Amends sec. 47 of 1976 PA 388 (MCL 169.247) & adds sec. 48.	Referred to House Committee on Oversight and Investigations.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4726 Cushingberry	05/08/2007	Communications; telecommunications; amendments to the emergency telephone service enabling act; provide for. Amends sec. 102 of 1986 PA 32 (MCL 484.1102) & adds sec. 408a.	Referred to House Committee on Appropriations.
HB 4852 Cushingberry	05/24/2007	Communications; telecommunications; public safety charge; provide for. Amends 1986 PA 32 (MCL 484.1101 - 484.1717) by adding sec. 408a.	Referred to House Committee on Appropriations.
HB 4982 Polidori	06/27/2007	Traffic control; violations; use of mobile phones while operating a motor vehicle; prohibit. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to House Committee on Transportation.
HB 5047 Johnson	07/24/2007	Communications; other; video service provider; clarify public, education, and government access fee. Amends sec. 6 of 2006 PA 480 (MCL 484.3306).	Referred to House Committee on Energy and Technology.
HB 5048 Accavitti	07/24/2007	Communications; other; video service provider; clarify. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	02/20/2008 Reported by House Committee on Energy and Technology, with recommendation; referred to second reading.
HB 5090 Stakoe	08/08/2007	Civil rights; public records; access to home address and telephone number of a public employee; exclude from freedom of information act. Amends sec. 13 of 1976 PA 442 (MCL 15.243).	Referred to House Committee on Government Relations.
HB 5112 Robertson	08/21/2007	Crimes; telecommunications; malicious use of service provided by telecommunications service provider; provide for increased penalty under certain circumstances. Amends sec. 540e of 1931 PA 328 (MCL 750.540e).	Referred to House Committee on Judiciary.
HB 5113 Robertson	08/21/2007	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of malicious use of service provided by telecommunications service provider; enact. Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z). TIE BAR WITH: HB 5112'07	Referred to House Committee on Judiciary.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5117 Bieda	08/21/2007	Traffic control; violations; penalties for operating a motor vehicle while reading, manually writing, or sending a message on an electronic wireless device; provide for. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 602b.	Referred to House Committee on Transportation.
HB 5131 Dean	08/22/2007	Criminal procedure; sex offender registration; registered sex offenders to provide certain information regarding their internet service; require.	Referred to House Committee on Judiciary.
HB 5133 Law	08/22/2007	Criminal procedure; sex offender registration; reporting requirements; expand to include a valid electronic mail address and user name. Amends sec. 7 of 1994 PA 295 (MCL 28.727).	Referred to House Committee on Judiciary.
HB 5134 Law	08/22/2007	Crimes; criminal sexual conduct; access to commercial social networking websites by certain sex offenders; restrict. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 411u.	Referred to House Committee on Judiciary.
HB 5150 A. Smith	08/30/2007	Crimes; other; knowing an individual needs emergency help; require to call 9-1-1. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 499.	Referred to House Committee on Judiciary.
HB 5240 Garfield	09/18/2007	Communications; internet; Michigan broadband authority; eliminate. Repeals 2002 PA 49 (MCL 484.3201 - 484.3225).	Referred to House Committee on New Economy and Quality of Life.
HB 5338 Caul	10/23/2007	Communications; cellular telephone; individuals called into active duty; allow to cancel cellular telephone contract without penalties. Amends 1991 PA 179 (MCL 484.2101 - 484.2604) by adding sec. 304c.	01/23/2008 Substitute H-1 reported with recommendation by House Committee on Military and Veterans Affairs and Homeland Security. Referred to Second Reading.
HB 5361 Moss	10/24/2007	Crimes; other; tampering with, defacing, or stealing utility equipment; increase penalties. Amends sec. 383a of 1931 PA 328 (MCL 750.383a).	Referred to House Committee on Judiciary.
HB 5396 Sak	10/31/2007	Traffic control; violations; penalties for operating a motor vehicle while sending or receiving a message on an electronic wireless device; provide for.	Referred to House Committee on Transportation.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5591 Walker	01/09/2008	Communications; cellular telephone; purchase, photo identification, and retention of certain purchase information; require. Amends 1991 PA 1179 (MCL 484.2101 - 484.2604) by adding pt. J.	Referred to House Committee on Judiciary.
HB 5665 Accavitti	01/24/2008	Communications; telecommunications; sunset; eliminate. Amends title of 1991 PA 179 (MCL 484.2101 - 484.2604) & repeals sec. 604 of 1991 PA 179 (MCL 484.2604).	03/06/2008 Passed House, given immediate effect, Yeas 103 Nays 1; referred to Senate.
HB 5667 Rocca	01/24/2008	Communications; cable; access for subscriber to public, education, and government channels without need for additional equipment; require. Amends sec. 4 of 2006 PA 480 (MCL 484.3304).	Referred to House Committee on Energy and Technology.
HB 5684 Espinoza	02/06/2008	Communications; telecommunications; eligibility date to opt into METRO funds; revise.	Referred to House Committee on Energy and Technology.
HB 5693 Meadows	02/06/2008	Communications; cable; access for subscriber to public, education, and government channels or lowest tier of service and without need for additional equipment; require.	Referred to House Committee on Energy and Technology.
HB 5696 Law	02/06/2008	Traffic control; violations; use of cellular telephone while operating a vehicle by an individual in the graduated licensing program; prohibit, and establish penalties.	Referred to House Committee on Transportation.

House Resolution # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HCR 0064 Bieda	01/09/2008	A concurrent resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to House Committee on Energy and Technology.

House Resolution # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HR 0245 Bieda	01/09/2008	A resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to House Committee on Energy and Technology.
HR 0283 Angerer	02/21/2008	A resolution declaring February 20, 2008, as Digital Transition Day in the State of Michigan.	02/21/2008 Adopted.

PUBLIC ACTS OF 2007 |

Listed below are Public Acts related to telecommunications that have been passed during the current legislative session (2007-2008). Copies of Public Acts 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. Acts passed since the previous edition of the *Michigan Telecommunications Report* are in bold.

Public Act #	Effective Date	Description	Enrolled Bill No. and Sponsor
2007 PA 164	12/27/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends title & secs. 101, 102, 201, 202, 203, 205, 301, 302, 303, 306, 307, 308, 312, 319, 320 & 401 of 1986 PA 32 (MCL 484.1101 <i>et seq.</i>) & adds secs. 401a, 401b & 401c. Tie Bar with Enrolled SB 411.	Enrolled SB 410 Brown
2007 PA 165	12/27/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends secs. 402, 403, 404, 405, 406, 407, 408, 410, 412, 413, 502, 504, 506, 601, 602, 605, 712, 714, 716 & 717 of 1986 PA 32 (MCL 484.1402 <i>et seq.</i>) & repeals. Tie Bar with Enrolled SB 410.	Enrolled SB 411 Brown

ORDERS ISSUED BY MPSC |

The Michigan Public Service Commission has not issued any Telecommunications Orders during the previous fortnight.

APPLICATIONS AND COMPLAINTS |

Case No. U-13378

Interconnection Agreement

AT&T Michigan and Comcast Phone of Michigan, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13378>

On March 4, 2008, AT&T Michigan and Comcast Phone of Michigan, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Sixth Amendment to their Interconnection Agreement. According to the Application, the Sixth Amendment extends the term of the Agreement for a period of three (3) years commencing January 9, 2008 to January 9, 2011.

Case No. U-14783

Interconnection Agreement

AT&T Michigan and B&S Telecom, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14783>

On February 25, 2008, AT&T Michigan and B&S Telecom, Inc. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Seventh Amendment to their Interconnection Agreement. According to the Application, the Seventh Amendment establishes and/or clarifies the rates for and type of cross connects used with DS1 loops, DS1 Transport and DS1 EELs.

Case No. U-15344

Interconnection Agreement

AT&T Michigan and Sigecom, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14783>

On February 25, 2008, AT&T Michigan and Sigecom, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the First Amendment to their Interconnection Agreement. According to the Application, the First Amendment replaces provisions in the Interconnection Agreement pertaining to ISP Bound reciprocal compensation and rates with All Traffic reciprocal compensation and rates.

Case No. U-15523

Interconnection Agreement

Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems

CenturyTel Acquisition LLC d/b/a KMC Telecom III, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15523>

On February 29, 2008, Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems and CenturyTel Acquisition LLC d/b/a KMC Telecom III, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of an Interconnection Agreement.

Case No. U-15526

Interconnection Agreement

Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems and Bandwidth.com CLEC, LLC
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15526>

On March 5, 2008, Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems and Bandwidth.com CLEC, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of an Interconnection Agreement.

Case No. U-15527

Video Franchise Dispute

City of Rogers City v CC Michigan, LLC d/b/a Charter Communications
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15527>

On March 4, 2008, the City of Rogers City (“City”) filed a formal complaint with the Michigan Public Service Commission (“Commission”) against CC Michigan, LLC d/b/a Charter Communications (“Charter”). The City’s Complaint alleges that Charter completed the franchise fee and public, educational and governmental (“PEG”) fee sections of a proposed franchise application under the Uniform Video Services Local Franchise Act and with the improper insertion of \$0.00 as the annual amount. The City states that it voted to implement a franchise fee of 5% and a PEG fee of 2% of annual revenue. The City requests that the Commission order Charter to abide by the franchise agreement approved by the City and that Charter be ordered to pay the approved fees.

NOTICES OF OPPORTUNITIES TO COMMENT |

The following Notices of Opportunity to Comment have been issued by the Michigan Public Service Commission’s Executive Secretary. Any interested person may submit comments on the application by sending written comments to the Commission by mail to: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, Michigan 48909. Electronic comments may be e-mailed to: <mpscfilecases@michigan.gov>. Any comments should reference the applicable docket number.

Case No. U-11830

Performance Measures

AT&T Michigan
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=11830>
Reply Comments Due: Tuesday, March 25, 2008

On February 12, 2008, the Michigan Public Service Commission (“Commission”) issued an Order requesting comments concerning AT&T Michigan’s proposed change in Tier 1 and Tier 2 remedy payments. On December 18, 2007, AT&T Michigan and various other parties to the Commission’s AT&T Michigan Performance Measures Proceeding filed a motion to amend the Commission’s prior orders in this proceeding to reflect agreements among the parties concerning changes in the approved performance measurements and remedies. On January 17, 2008, AT&T Michigan filed what it titled “AT&T Michigan’s Expedited Motion Regarding Modification of the Current Remedy Plan.” In that Motion, and a January 23, 2008 erratum to the Motion, AT&T Michigan stated that it has been paying assessments to the State of Michigan on current performance measure (PM) 65.1 for aggregate CLEC 8.0 decibel (dB) loop trouble report rate results even when performance under this measure has been excellent. AT&T Michigan claimed that the trouble report rate has never exceeded 1.4 troubles per 100 circuits, which it says surpasses the Commission’s requirements for AT&T Michigan retail sales that troubles should not exceed 4 per 100 circuits.

However, AT&T Michigan has been required to make two Tier 2 payments to the State of Michigan totaling \$584,100. AT&T Michigan requests the Commission adopt a floor and ceiling function that the parties to the joint filing agreed upon during the 2006-2007 collaborative, effective for its December 2007 performance. AT&T Michigan alternatively proposed to eliminate the AT&T affiliate comparison result for the 8.0 dB loop submeasure for the current PM 65.1, effective for December 2007 performance; rather the parity comparison would be made only to the AT&T Michigan retail result. AT&T Michigan also requests that the Commission permit AT&T Michigan to withhold payments and assessments on the 8.0 dB loop submeasure of current PM 65.1.

The Commission concluded that it should solicit comments from interested parties before adopting AT&T Michigan's proposed changes. Interested parties were invited to file comments in this proceeding concerning the change in remedy payments (Tier 1 and Tier 2) no later than 5:00 p.m. on Tuesday, March 4, 2008. Reply Comments may be filed no later than **5:00 p.m. on Tuesday, March 25, 2008**. The Commission also approved AT&T Michigan escrowing amounts due for Tier 1 and Tier 2 payments related to the 8.0 dB loop submeasure of PM 65.1 assessed during the period the above alteration to the performance measures are under consideration.

NOTICES OF HEARINGS |

The following notices of hearing have been issued by the Michigan Public Service Commission's Executive Secretary.

Case No. U-15498 Consumer Complaint: Service Quality
Thomas L. Fox and Technology Experts Corporation v LDMI Telecommunications, Inc., d/b/a Cavalier Telephone, and Talk America Inc., d/b/a Cavalier Telephone
Public Hearing: Thursday, March 13, 2008, at 9:00 a.m.

The Michigan Public Service Commission ("Commission") will consider the January 10, 2008 Complaint of Thomas L. Fox and Technology Experts Corporation against LDMI Telecommunications, Inc., d/b/a Cavalier Telephone, and Talk America Inc., d/b/a Cavalier Telephone for alleged violations of the Michigan Telecommunications Act, and the Commission's Billing Standards for Basic Residential Telecommunication Service. A public hearing will be held in this matter before Administrative Law Judge Daniel E. Nickerson, Jr., on **Thursday, March 13, 2008**, at 9:00 a.m. at the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan.

Case No. U-15480 License
South American Communications, LLC
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15480>
Evidentiary Hearing: Wednesday, March 19, 2008, at 9:00 a.m.

The Michigan Public Service Commission ("Commission") will consider the December 7, 2007 Application of South American Communications, LLC, for a license to provide basic and facilities-based local exchange service in the zone and exchange areas served by Verizon North, Inc., Contel of the South, Inc., d/b/a Verizon North Systems, and AT&T Michigan. An evidentiary hearing will be held in this matter before Administrative Law Judge Barbara A. Stump on **Wednesday, March 19, 2008**, at 9:00 a.m. at the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan. Interested Parties wishing to intervene in this proceeding must file an intervention no later than **Monday, March 17, 2008**.

Case No. U-15462
Telrite Corporation
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15462>
Evidentiary Hearing: Tuesday, April 1, 2008, at 9:00 a.m.

License

The Michigan Public Service Commission (“Commission”) will consider the November 9, 2007 Application of Telrite Corporation for a license to provide basic and facilities-based local exchange service throughout the State of Michigan in the zone and exchange areas served by AT&T Michigan. An evidentiary hearing will be held in this matter before Administrative Law Judge Sharon Feldman on **Tuesday, April 1, 2008**, at 9:00 a.m. at the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan. Interested Parties wishing to intervene in this proceeding must file an intervention no later than **Friday, March 28, 2008**.

Case No. U-15463
Everycall Communications, Inc., d/b/a American Home Phone, d/b/a Local USA
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15463>
Evidentiary Hearing: Tuesday, April 1, 2008, at 9:30 a.m.

License

The Michigan Public Service Commission (“Commission”) will consider the November 9, 2007 Application of Everycall Communications, Inc., d/b/a American Home Phone, d/b/a Local USA for a license to provide basic and facilities-based local exchange service throughout the State of Michigan in the zone and exchange areas served by AT&T Michigan. An evidentiary hearing will be held in this matter before Administrative Law Judge Sharon Feldman on **Tuesday, April 1, 2008**, at 9:30 a.m. at the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan. Interested Parties wishing to intervene in this proceeding must file an intervention no later than **Friday, March 28, 2008**.

MPSC HEARINGS SCHEDULE |

Note: Unless indicated otherwise, hearings are held in the offices of the Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan. Hearing dates and times are subject to change or cancellation. Please check with the Commission’s Executive Secretary at (517) 241-6160 to confirm that a hearing will be taking place.

KNOWN TELECOM HEARINGS SCHEDULED FOR THE NEXT FORTNIGHT **(MARCH 10, 2008 THROUGH MARCH 21, 2008)**

March 11, 2008, 9:00 a.m.
Case No. U-15374/motion hearing
Walsma & Lyons, Inc. v AT&T Michigan
(consumer complaint: quality of service)

March 13, 2008, 9:00
Case No. U-15498/evidentiary hearing
Technology Experts Corporation v. LDMI
Telecommunications Inc. and/or d/b/a Talk
America, Inc., and/or d/b/a Cavalier
Telephone.(consumer complaint: service quality)

March 19, 2008, 9:00
Case No. U-15480/evidentiary hearing
South American Communications, LLC (license)

FUTURE TELECOM HEARINGS SCHEDULED

April 1, 2008, 9:00
Case No. U-15462/evidentiary hearing
Telrite Corporation (license)

April 1, 2008, 9:30
Case No. U-15463/evidentiary hearing
Everycall Communications, Inc. d/b/a All
American Home Phone d/b/a Local USA (license)

May 1, 2008, 9:00 a.m.
Case No. U-15517/prehearing conference
AT&T Michigan v Zenk Group Limited, Inc. d/b/a
Planet Access (discontinuance of service)

May 6, 2008, 1:00 p.m.,
Case No. U-15491/motion hearing
Sprint Communications Company L.P., Sprint
Spectrum L.P., and Nextel West Corp., v AT&T
Michigan (interconnection dispute)

July 1-2, 2008, 9:00 a.m.,
Case No. U-15491/motion hearing
Sprint Communications Company L.P., Sprint
Spectrum L.P., and Nextel West Corp., v AT&T
Michigan (interconnection dispute)

July 7-9, 2008, 9:00 a.m.
Case No. U-15434/evidentiary hearings
Michigan Cable Telecommunications Association
and Charter Communications Operating, LLC v
Consumers Energy Company (pole attachments)

2008 REGULAR MPSC MEETING DATES*

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
March 11	Tuesday	1:30 p.m.
April 1	Tuesday	1:30 p.m.
April 22	Tuesday	1:30 p.m.
May 6	Tuesday	1:30 p.m.
May 20	Tuesday	1:30 p.m.
June 3	Tuesday	1:30 p.m.
June 24	Tuesday	1:30 p.m.
July 15	Tuesday	1:30 p.m.
July 29	Tuesday	1:30 p.m.
August 12	Tuesday	1:30 p.m.
August 26	Tuesday	1:30 p.m.
September 9	Tuesday	1:30 p.m.
September 23	Tuesday	1:30 p.m.
October 7	Tuesday	1:30 p.m.
October 21	Tuesday	1:30 p.m.
November 13	Thursday	1:30 p.m.
December 9	Tuesday	1:30 p.m.
December 23	Tuesday	1:30 p.m.

* Additional Special Meetings may be scheduled, as needed, on 18-hours notice as permitted by Section 5(4) of the Michigan Open Meetings Act, MCL 15.265(4). Agendas for all Regular and Special Meetings will be posted on 18 hours notice. A posted agenda is subject to Amendment as determined by the Commission. Any person with a question about a Regular or a Special Meeting of the Michigan Public Service Commission may make an inquiry by calling the Commission's Executive Secretary at (517) 241-6160

SUBSCRIPTION INFORMATION |

Annual subscription rates (U.S. currency): single subscription: \$400; each additional subscription within the same firm: \$175. Please complete the form below and make checks payable to Clark Hill PLC. Mail to Circulation Mgr., Clark Hill, PLC, 212 E. Grand River Avenue, Lansing, MI 48906-4328, or fax to (517) 318-3099. You can reach us by phone at (517) 318-3100.

Name: _____

Title: _____

Company: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone number: _____

E-mail address: _____

If you currently receive the **MTR** and would prefer to receive an electronic copy on the date of publication, please call Haran Rashes at (517) 318-3019.