



FEATURES |

MPSC Issues 2008 Report on Status of Telecommunications Competition in Michigan, Showing Significant Increase in Competition-Owned Facilities

Note: The Michigan Public Service Commission issued the following Press Release on June 2, 2009. For additional information please contact Judy Palnau at (517) 241-3323.

The Michigan Public Service Commission (“MPSC”) today issued its ninth annual report on the status of telecommunications competition in Michigan. The report, required by the Michigan Telecommunications Act (“MTA”) as amended in 2005, primarily examines the state of competition . . .

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. . . in the toll and local exchange service markets in Michigan.

“Noteworthy in the 2008 report is the significant increase in the number of competitive providers who have invested in their own facilities and the fact that the competitive market has basically held steady from the previous year,” said MPSC Chairman Orjiakor Isiogu. “This represents continued investment in Michigan’s competitive telecommunications infrastructure - despite the weakened economy - and indicates that providers intend to remain in the market for the long term.”

Highlights of the report include:

- The total number of wirelines in Michigan decreased by over 600,000 lines in 2008, or 12.6 percent, from the 2007 line count, a trend that began in 2002.
- Competitive providers held 20 percent of the total wireline market in 2008, a decrease of 0.7 percent from the previous year.
- The total number of competitive lines decreased 15.2 percent from 2007.
- The percent of competitive lines served by competitive providers’ own facilities increased to 32.5 percent in 2008, compared to 25.1 percent the previous year.
- AT&T Michigan’s share of the market was 64.2 percent, an increase of 0.7 percent, from the previous year.

The entire report is available on the MPSC Web site: <<http://www.michigan.gov/mpsc>>.

The MPSC is an agency within the Department of Energy, Labor & Economic Growth.

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2009 LEGISLATION |

The following list of telecommunications bills 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 012 Hardiman	01/14/2009	Campaign finance; public disclosure; disclosure of committees that employ and registration of persons who make “robocalls” in campaigns.	Referred to Senate Committee on Campaign and Election Oversight.
SB 013 Hardiman	01/14/2009	Administrative procedure; rules; state office of administrative hearings and rules; require policy posting of revisions and assessment of impact on the rules in the private sector.	Referred to Senate Committee on Government Operations and Reform.
SB 036 Pappageorge	01/27/2009	Education; curricula; internet safety instruction in schools; require. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1163.	Referred to Senate Committee on Education.
SB 149 Patterson	01/29/2009	Communications; internet; obtaining personal information by false pretenses; prohibit. Amends secs. 3, 7 & 9 of 2004 PA 452 (MCL 445.63 <i>et seq.</i>) & adds sec. 7a.	04/23/09 Passed Senate, 34 Yeas, 0 Nays; Referred to House Committee on Judiciary.
SB 190 2009 PA 4 Thomas	02/04/2009	Communications; video services; dispute resolution process; provide for. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	04/02/2009 Signed by Governor Granholm’ assigned 2009 PA 4 with immediate effect.
SB 371 Garcia	03/12/2009	Communications; cellular telephone; active duty military personnel; allow to cancel cellular telephone contract without penalties. Creates new act.	06/11/2009 Passed Senate, 34 Yeas, 0 Nays, 3 Excused; Referred to House Committee on Military and Veterans Affairs and Homeland Security; 06/04/2009 Reported favorably without amendment by the Senate Committee on Senior Citizens and Veterans Affairs.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 397 Thomas	03/19/2009	Communications; video services; 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 402 Thomas	03/24/2009	Traffic control; violations; operation of a vehicle while using certain electronic devices; prohibit. Amends sec. 320a of 1949 PA 300 (MCL 257.320a).	Referred to Senate Committee on Transportation.
SB 417 Basham	03/31/2009	Traffic control; violations; use of hand-free wireless telephones while operating a motor vehicle; allow. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to Senate Committee on Transportation.
SB 467 Kahn	04/23/2009	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 468 Kahn	04/24/2009	Traffic control; violations; use of handheld wireless telephone while operating a motor vehicle; prohibit under certain circumstances and permit use of hands-free wireless telephone. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) by adding sec. 602b.	Referred to Senate Committee on Transportation.
SB 611 Thomas	05/27/2009	Communications; telecommunications; provision relating to toll access service rates; modify. Amends sec. 310 of 1991 PA 179 (MCL 484.2310).	Referred to Senate Committee on Energy Policy and Public Utilities.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4232 Horn	02/10/2009	Communications; telecommunications; disclosure of person paying for automated telephone communication; require. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	Referred to House Committee on Ethics and Elections.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4247 Mayes	02/11/2009	Communications; video services; dispute resolution process; provide for. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	03/04/2009 Passed House with amendment, 108 Yeas, 0 Nays, given immediate effect; transmitted to Senate; 03/05/2009 Referred to Senate Committee on Energy Policy and Public Utilities.
HB 4257 Melton	02/11/2009	Communications; telecommunications; provision relating to toll access service rates; modify. Amends sec. 310 of 1991 PA 179 (MCL 484.2310).	Referred to House Committee on Energy and Technology.
HB 4362 Rocca	02/19/2009	Transportation; school vehicles; use of cellular telephone while operating a school bus; prohibit.	Referred to House Committee on Transportation.
HB 4369 Polidori	02/19/2009	Traffic control; violations; use of mobile phones while operating a motor vehicle; prohibit, and provide penalties.	Referred to House Committee on Transportation.
HB 4370 Polidori	02/19/2009	Traffic control; violations; entry of points for operating a motor vehicle while sending or receiving a message on an electronic wireless device; prohibit.	Referred to House Committee on Transportation.
HB 4394 Gonzales	02/24/2009	Traffic control; violations; penalties for operating a motor vehicle while reading, writing, or sending a message on an electronic wireless device; provide for. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to House Committee on Transportation.
HB 4451 Smith	02/24/2009	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 4576 Barnett	03/12/2009	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 4833 McMillin	04/29/2009	Libraries; policies and practices; installation of internet filter software on computers; require. Amends sec. 6 of 1982 PA 455 (MCL 397.606).	Referred to House Committee on Judiciary.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5079 Warren	06/11/2009	Crimes; computer; unauthorized use of internet; remove prohibition and penalty. Amends sec. 540 of 1931 PA 328 (MCL 750.540).	Referred to House Committee on Judiciary.

PUBLIC ACTS OF 2009

Listed below are Public Acts related to telecommunications that were passed during the current legislative session (2009-2010). 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 # and Sponsor
2009 PA 4	04/02/2009	Communications; video services; dispute resolution process; provide for. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	SB 190 Thomas

ORDERS ISSUED BY MPSC |

The Michigan Public Service Commission (“Commission”) issued the following Orders at its regularly schedule meeting held on June 2, 2009 at 1:30 p.m.:

Case No. U-15210

TSLRIC/TELRIC

Verizon North Inc., and Contel of the South, Inc., d/b/a Verizon North Systems
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15210>

On June 2, 2009, the Michigan Public Service Commission (“Commission”) issued an Order denying the April 16, 2009 Petition for Rehearing and Motion to Stay the Commission’s March 18, 2009 Order approving, with modifications, the total service long term incremental costs (“TSLRIC”) and total element long run incremental costs (“TELRIC”) for Verizon North, Inc., and Contel of the South, Inc., d/b/a Verizon North Systems (“Verizon”). In the Commission’s March 18, 2009 Order, Verizon had been required to file a compliance cost study no later than April 17, 2009. In its Motion, Verizon had argued that the April 17, 2009 date was impossible to meet. Verizon did not file its compliance study until May 22, 2009. While the Commission recognized that “Verizon violated the March 18 Order. . . . Because new costs and rates will remain effective as of the date of the March 18 order – thus making ratepayers whole for any economic loss resulting from Verizon’s violation of that order – the Commission does not find it necessary, at this time, to impose a penalty on Verizon.” The Commission did, however, caution Verizon that “[f]urther attempts to delay the setting of costs and rates may be deterred through imposition of an appropriate per-day penalty. MCL 484.2601.

Verizon’s Motion for Rehearing also asked the Commission to reconsider its March 18, 2009 Order on the basis that: 1) Verizon contends that the Commission arbitrarily reduced Verizon’s

transport costs for the DS-1 transport facility per airline mile (“ALM”) element; 2) Verizon argues that the Commission erred in ordering the company to produce a single, unified loop cost; 3) Verizon argues that the Commission erred in finding that the company’s proposed non-recurring costs (“NRCs”) are excessive; and, 4) the Commission rejected Verizon’s proposed NRCs for loop conditioning because Verizon’s model contained only loops that do not require conditioning. The Commission rejected Verizon’s request for rehearing, finding that Verizon had not presented any argument on these four issues that were not presented earlier in the proceeding. The Commission will, however, allow Verizon an opportunity to rebut objections the Attorney General and various intervenors may have to Verizon’s compliance cost study. Objections to the compliance cost study are due Monday, July 6, 2009. Verizon’s rebuttal to any objections is due Monday, July 13, 2009. The Commission is also requiring Staff to file a report on the Objections to Verizon’s compliance cost study no later than Wednesday, August 5, 2009.

Case No. U-15773

Interconnection Arbitration

TC3 Telecom, Inc., ACD Telecom, Inc., Aerialink Telecom, LLC, Clear Rate Communications, Inc., DayStarr LLC, Michigan Access, Inc. and TelNet Worldwide, Inc. v Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems

<http://efile.mpdc.cis.state.mi.us/efile/viewcase.php?casenum=15773>

On June 2, 2009, the Michigan Public Service Commission (“Commission”) issued an Order adopting the April 24, 2009, Decision of the Arbitration Panel (“DAP”), regarding the January 16, 2009 Arbitration for an Interconnection Agreement filed by TC3 Telecom, Inc., ACD Telecom, Inc., Aerialink Telecom, LLC, Clear Rate Communications, Inc., DayStarr LLC, Michigan Access, Inc. and TelNet Worldwide, Inc. (collectively “Petitioners”) Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems (collectively “Verizon”). In its Order, the Commission addressed the two issues to which Verizon filed objections and the three issues to which the Petitioners filed objections.

The Petitioners objected to the DAP’s recommendation that the backbilling terms that should allow for backbilling for up to 12 months where a late bill is discovered through an audit. The Commission agreed with Verizon and the Arbitration Panel based on the Commission’s October 14, 2004 Order in Case No. U-13931, pp. 28-29 (TelNet order).

Verizon objected to the DAP’s recommendation that the language of the baseline agreement regarding transport obligations should remain unchanged. Verizon proposed language that would have resulted in the Petitioners being required to pay for virtual NXX (“VNXX”) traffic transport from Verizon’s network. Verizon contended that this was consistent with the July 1, 2008 order in Case No. U-15534, pp. 6-8, where the Commission ruled that a competitor cannot use its preferred method of interconnection to force an incumbent to provide the competitor with interconnection that is superior to that which the incumbent provides to itself. *See*, 47 USC 251(c)(2). The Panel and the Commission found that Case No. U-15534 supports requiring interconnecting parties to bear the cost of transport to the other party’s network, as long as this does not result in providing interconnection superior to that which the originating party provides to itself. The Commission also agreed with the Panel that the treatment of VNXX calls as either toll calls or local calls, at the carrier’s option, should not be changed at this time.

The Petitioners objected to the DAP’s recommendation adopting language authorizing Verizon to automatically institute new rates or rate schedules when the Commission or other controlling authority changes the cost rules which govern rates. The Commission found that this language “simply acknowledges that rates may change during the term of an interconnection agreement as a

result of changes to applicable law, or ‘actions [taken] in accordance with Applicable Law,’ or the issuance of Commission orders.”

The Petitioners objected to the DAP’s recommendation adopting language allowing Verizon to charge the current line and station transfer charges, with the provision that a retroactive true-up take place once Case No. U-15210 has been concluded and a final cost study is in place. The Commission found that the retroactive true-up to March 18, 2009 ordered in MPSC Case No. U-15210 resolves this objection.

Verizon objected to the DAP’s recommendation adopting language that will require a more detailed trouble ticket payment procedure, in order to incentivize Verizon to provide more reliable service to the Petitioners in the area of repair services to end use customers. The Commission found that clearer language will provide a reasonable incentive for Verizon to reduce incomplete installations without an undue burden.

The Commission ordered the parties to file a conforming Interconnection Agreement no later than Thursday, July 2, 2009.

Case No. U-15788

Interconnection Arbitration

Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel West Corp. v AT&T Michigan

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15788>

On June 2, 2009, the Michigan Public Service Commission (“Commission”) issued an Order adopting the April 24, 2009, Decision of the Arbitration Panel (“DAP”), regarding the February 6, 2009 Petition for Arbitration filed by Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel West Corp. (collectively, “Sprint”) Petition for Arbitration of Interconnection rates, terms and conditions with AT&T Michigan. In the Petition, Sprint sought a three-year extension for each of its Interconnection Agreements pursuant to Merger Commitment 7.4 of the Merger Commitments AT&T agreed to when it merged with BellSouth. Merger Commitment 7.4 provides, “[T]he AT&T/BellSouth ILECs shall permit a requesting telecommunications carrier to extend its current Interconnection Agreement, regardless of whether its initial term has expired, for a period of up to three-years, subject to amendment to reflect prior and future changes of law.” The Commission agreed with the Arbitration Panel and found, that in light of the language of the Merger Commitment, Sprint’s arguments, regarding their single issue, were convincing. Sprint’s had a right, under federal law, to the three-year extension they have requested during negotiations and in arbitration. Additionally, under federal law, Petitioners’ right to extend their current ICAs is subject only to the requirement that the current ICAs be amended to reflect changes of law. The Commission also agreed with the DAP in rejecting AT&T’s proposed amendments to the Interconnection Agreement. The Commission ordered the parties to file a conforming Interconnection Agreement no later than Thursday, July 2, 2009.

Case No. U-15911

License

ACD Telecom of the North, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15911>

On June 2, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the March 4, 2009 Application of ACD Telecom of the North, Inc. for a license to provide basic local exchange service throughout the State of Michigan in the eight unassigned territories in the Upper Peninsula of Michigan. This license replaces the temporary license granted by the Commission to ACD Telecom of the North, Inc. on April 16, 2009.

On June 2, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the March 18, 2009 Application of Allband Communications Cooperative to expand the geographic scope of its license to provide basic local exchange service to include specific parts of Verizon’s exchanges that are fully contiguous to Allband’s Robbs Creek Exchange, including portions of Verizon’s Hillman, Lachine, Hubbard Lake, and Fairview exchanges.

MINUTE ACTIONS

Various Providers

Metro Act

On June 2, 2009 the Michigan Public Service Commission (“Commission”) issued a Minute Action adopting the Commission Staff’s recommendations as to the amount of the allowable tax credit for the telecommunications providers listed below under Section 8(14) of Public Act 48 of 2002, MCL 484.3108(14), the Metropolitan Extension Telecommunications Rights-of Way Oversight Act.

	Billed Amount	Date Paid	Amount of METRO ACT Credit Sec. 8
ILEC PROVIDERS:			
AT&T Michigan*	\$15,314,290.86	04/22/2009	\$15,318,041.65
Ace Telephone Company of Michigan	\$28,159.58	04/13/2009	\$28,159.58
Allendale Communications	\$29,325.05	04/27/2009	\$29,325.05
Barry County Telephone Co	\$40,703.07	04/17/2009	\$40,703.07
Blanchard Telephone Association, Inc	\$7,428.38	04/20/2009	\$7,428.38
CenturyTel Midwest - Michigan	\$138,290.38	04/24/2009	\$138,290.38
CenturyTel of Michigan, Inc	\$289,577.50	04/24/2009	\$289,577.50
CenturyTel of Northern Michigan, Inc	\$15,410.07	04/24/2009	\$15,410.07
CenturyTel of Upper Michigan, Inc	\$61,222.37	04/24/2009	\$61,222.37
Chapin Telephone Company	\$3,643.56	04/14/2009	\$3,463.56
Chippewa County Telephone Company	\$7,281.23	04/22/2009	\$7,281.23
Contel of the South	\$271,865.92	05/05/2009	\$271,865.92
Drenthe Telephone Company	\$4,132.11	04/16/2009	\$4,132.11
Frontier Communications of Michigan	\$111,661.21	04/20/2009	\$111,661.21
Hiawatha Telephone Company	\$31,426.42	04/20/2009	\$31,426.42
Kaleva Telephone Company	\$11,713.54	04/13/2009	\$11,713.54
Lennon Telephone Company	\$6,468.93	04/13/2009	\$6,468.93
Midway Telephone Company	\$4,314.58	04/20/2009	\$4,314.58
Ontonagon County Telephone Company	\$21,814.26	04/20/2009	\$21,814.26
Pigeon Telephone Company	\$17,752.78	04/23/2009	\$17,752.78
Sand Creek Telephone Company	\$6,051.01	04/20/2009	\$6,051.01
TDS Telecom Chatham Telephone Co.	\$12,202.09	04/16/2009	\$12,202.09
TDS Telecom Communication Corp. of MI (CCM)	\$19,830.61	04/16/2009	\$19,830.61
TDS Telecom Island Telephone Co	\$5,621.32	04/16/2009	\$5,621.32
TDS Telecom Shiawassee Telephone Co	\$27,688.68	04/16/2009	\$27,688.68
TDS Telecom Wolverine Telephone Co	\$43,328.32	04/16/2009	\$43,328.32
Upper Peninsula Telephone Co	\$36,470.90	04/16/2009	\$36,470.90
Verizon North Incorporation	\$3,947,786.05	05/05/2009	\$3,947,786.05
Waldron Telephone Company	\$2,931.33	04/13/2009	\$2,931.33
Westphalia Telephone Company	\$5,915.63	04/20/2009	\$5,915.63
Winn Telephone Company	\$4,061.48	04/13/2009	\$4,061.48
TOTAL ILEC PROVIDERS	<u>\$20,528,369.22</u>		<u>\$20,531,940.01</u>

CLEC PROVIDERS

AT&T Communications of Michigan Inc.		N/A**	\$3,786.80
AboveNet Communications, Inc	\$2,617.55	04/27/2009	\$2,617.55
Broadwing c/o Level 3 Communications, LLC	\$4,423.65	04/17/2009	\$4,423.65
CenturyTel Fiber Company, LLC	\$185,163.93	04/27/2009	\$185,163.93
Consumers Energy	\$931.00	04/30/2009	\$931.00
DayStarr LLC d/b/a DayStarr Communications	\$2,770.65	04/27/2009	\$2,770.65
Onvoy Inc.	\$15,625.10	04/17/2009	\$15,625.10
Level 3 Communications, LLC	\$26,780.53	04/17/2009	\$26,780.53
MCImetro Access Transmission Services, LLC	\$144,059.65	04/27/2009	\$144,059.65
McLeodUSA Telecommunications Services, Inc	\$382,990.45	04/21/2009	\$382,990.45
Norlight Telecommunications, Inc	\$119,727.73	04/14/2009	\$119,727.73
Peninsula Fiber Network, LLC	\$21,423.40	04/25/2009	\$21,423.40
TC3 Telecom, Inc	\$17.89	04/13/2009	\$17.89
TCG Detroit	\$7,769.95	04/16/2009	\$7,769.95
TDS Metrocom, LLC	\$22,962.00	04/24/2009	\$22,962.00
TelCove Operations, Inc	\$40,504.00	04/17/2009	\$40,504.00
US Signal Company, LLC	\$75,516.69	04/13/2009	\$75,516.69
WilTel Communications, LLC	\$19,945.35	04/17/2009	\$19,945.35
TOTAL CLEC PROVIDERS	<u>\$1,073,229.52</u>		<u>\$1,077,016.32</u>

BROADBAND PROVIDERS

Arialink Telecom	\$3,901.53	05/15/2009	\$3,901.53
Westphalia Broadband, Inc	\$4,750.47	04/13/2009	\$4,750.47
TOTAL BROADBAND PROVIDERS	<u>\$3,901.53</u>		<u>\$3,901.53</u>

TOTAL ALL PROVIDERS**\$21,605,500****\$21,612,858**

* Includes an additional approved amount of \$3,750 and \$0.79 overpayment

** No dollars were paid. Credits were approved based on amounts paid directly to municipalities.

Verizon North Inc. and Verizon North Systems

9-1-1 Costs

On June 2, 2009 the Michigan Public Service Commission (“Commission”) issued a Minute Action approving Verizon North Inc. and Verizon North Systems invoice nos. M19NZMTS911 and M19NGMTS911 for the period of March 1, 2009 – May 31, 2009 for wireless emergency service costs recoverable under 2007 PA 165, MCL 484.1408(4)(b), and recommends reimbursement by the Michigan Department of the Treasury.

APPLICATIONS AND COMPLAINTS |

Case No. U-13953

Interconnection Agreement

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

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13953>

On June 5, 2009, Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems and XO Communications Services, Inc. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the revised First Amendment to their Interconnection Agreement. According to the Application, the revised First Amendment addresses Voice over Internet Protocol (“VoIP”) traffic.

Case No. U-15982
MAP Telecom, LLC.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15982>

License

On May 29, 2009, MAP Telecom, LLC filed an Application with the Michigan Public Service Commission (“Commission”) requesting temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan. According to the Application, MAP Telecom, LLC is a Michigan Limited Liability Company headquartered in Grand Rapids, Michigan.

Case No. U-15987
John Ponican v AT&T Michigan

Consumer Complaint: Cramming

On May 28, 2009, John Ponican, of Roseville, filed a formal Complaint against AT&T Michigan with the Michigan Public Service Commission (“Commission”) alleging that he was charged for various long distance calls that he did not make totaling charges of \$124.19.

Case No. U-15992
Ruth Dunn v AT&T Michigan

Consumer Complaint: Billing Dispute

On May 29, 2009, Ruth Dunn, of Canton, filed a formal Complaint against AT&T Michigan with the Michigan Public Service Commission (“Commission”) alleging that she had not been charged the appropriate lifeline rate for her telephone service.

Case No. U-15993
AT&T Michigan and NSW Telecom, Inc.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15993>

Interconnection Agreement

On June 3, 2009, AT&T Michigan and NSW Telecom, Inc. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of an Interconnection Agreement. According to the Application, the Interconnection Agreement is an adaptation, pursuant to 47 USC § 252(i), of the Interconnection Agreement dated December 3, 2003 by and between AT&T Michigan and MCImetro Access Transmission Services, LLC (Adopted Agreement) that was approved by the Commission in an Order issued on December 18, 2003 in Case No. U-13758,

Case No. U-15994
Conversent Communications Resale L.L.C. d/b/a One Communications
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15994>

License

On June 3, 2009, Conversent Communications Resale L.L.C. d/b/a One Communications filed an Application with the Michigan Public Service Commission (“Commission”) requesting temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas in which Verizon North Inc., Contel of the South, Inc. d/b/a Verizon North Systems and AT&T Michigan are the incumbent carriers. According to the Application, Conversent Communications Resale L.L.C. d/b/a One Communications is a Delaware Limited Liability Company headquartered in Burlington, Massachusetts.

Case No. U-15995

License

CTC Communications Corp. d/b/a One Communications

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15995>

On June 3, 2009, CTC Communications Corp. d/b/a One Communications filed an Application with the Michigan Public Service Commission (“Commission”) requesting temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas in which Verizon North Inc., Contel of the South, Inc. d/b/a Verizon North Systems and AT&T Michigan are the incumbent carriers. According to the Application, CTC Communications Corp. d/b/a One Communications is a Delaware Corporation headquartered in Burlington, Massachusetts.

Case No. U-15997

Consumer Complaint: Slamming

Kodiak Equipment Co. v Worldcom, Inc.

On June 4, 2009, Kodiak Equipment Co., of Williamsburg, filed a formal Complaint against Worldcom, Inc. with the Michigan Public Service Commission (“Commission”) alleging that its long distance service had been changed without authorization.

Case No. U-16001

License

Velocity The Greatest Phone Company Ever, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16001>

On June 11, 2009, Velocity The Greatest Phone Company Ever, Inc. filed an Application with the Michigan Public Service Commission (“Commission”) requesting temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas in which Verizon North Inc., Contel of the South, Inc. d/b/a Verizon North Systems and AT&T Michigan are the incumbent carriers. According to the Application, Velocity The Greatest Phone Company Ever, Inc. is a Delaware Corporation headquartered in Holland, Ohio.

Case No. U-16002

License

Dynalink Communications, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16002>

On June 11, 2009, Dynalink Communications, Inc. filed an Application with the Michigan Public Service Commission (“Commission”) requesting temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas in which Verizon North Inc., Contel of the South, Inc. d/b/a Verizon North Systems and AT&T Michigan are the incumbent carriers. According to the Application, Dynalink Communications, Inc. is a New York Corporation headquartered in New York, New York.

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.

Granite Telecommunications, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15968>

Comments Due: Thursday, July 2, 2009

The Michigan Public Service Commission (“Commission”) has requested that interested parties comment on the May 4, 2009 Application of Granite Telecommunications, Inc. to amend the geographic area of its license to provide basic local exchange service to include all zone and exchange areas in which CenturyTel and Frontier Communications are the incumbent carriers in the State of Michigan. Written and electronic comments may be filed with the Commission by 5:00 p.m. on Thursday, **July 2, 2009**. Written comments should be sent to the: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, Michigan 48909. Electronic comments may be e-mailed to: <mpscdockets@michigan.gov>. All comments should reference MPSC Case No. U-15968.

NOTICES OF HEARINGS |

The following Notices of Hearings have been issued by the Michigan Public Service Commission’s Executive Secretary. 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-15933

License

Entelegent Solutions, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15933>

Public Hearing: Thursday, June 18, 2009, at 9:00 a.m.

The March 31, 2009 Application of Entelegent Solutions, Inc. for a temporary and a permanent license to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas served by Verizon North, Inc., Verizon North Systems, and AT&T Michigan will be heard by the Michigan Public Service Commission (“Commission”) at an evidentiary hearing at **9:00 a.m. on Thursday, June 18, 2009**, before Administrative Law Judge Barbara A. Stump at the offices of the Michigan Public Service Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan.

Case No. U-15961

License

Liquid Web, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15961>

Public Hearing: Tuesday, June 30, 2009, at 9:00 a.m.

The April 29, 2009 Application of Liquid Web, Inc. for a temporary and a permanent license to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas served by AT&T Michigan will be heard by the Michigan Public Service Commission (“Commission”) at an evidentiary hearing at **9:00 a.m. on Tuesday, June 30, 2009**, before Administrative Law Judge Barbara A. Stump at the offices of the Michigan Public Service Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan.

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 (JUNE 15, 2009 THROUGH JUNE 26, 2009)

June 18, 2009, 9:00 a.m.
Case No. U-15933/Evidentiary Hearing
Entelegent Solutions, Inc. (license)

FUTURE TELECOM HEARINGS SCHEDULED

June 30, 2009, 9:00 a.m.
Case No. U-15961/Evidentiary Hearing
Liquid Web, Inc. (license)

July 23, 2009, 9:00 a.m.
Case No. U-15947/Evidentiary Hearing
CMC Telecom, Inc. v Verizon (access charges)

July 9, 2009, 10:00 a.m.
Case No. U-15947/Motion Hearing
CMC Telecom, Inc. v Verizon (access charges)

2009 REGULAR MPSC MEETING DATES* |

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
June 30	Tuesday	1:30 p.m
July 16	Thursday	1:30 p.m
July 30	Thursday	1:30 p.m
August 11	Tuesday	1:30 p.m
August 25	Tuesday	1:30 p.m
September 8	Tuesday	1:30 p.m
September 24	Thursday	1:30 p.m
October 13	Tuesday	1:30 p.m
October 27	Tuesday	1:30 p.m
November 10	Tuesday	1:30 p.m
December 1	Tuesday	1:30 p.m
December 15	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

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