



FEATURES |

House Committee to Consider Access Charge Reform

The Michigan House of Representatives Committee on Energy and Technology has been, and will continue to, examine proposals to reform intrastate access charges in Michigan.

Access charges generally apply to calls that begin and end in different local calling areas. While the Federal Communications Commission (“FCC”) oversees interstate access charge rates, the FCC requires that individual states oversee . . .

Continued on page 2

IN THIS ISSUE:

- 1 Features
 - ♦ House Committee to Consider Access Charge Reform
 - ♦ MI Child Registry Marks Fourth Anniversary
 - ♦ MPSC Designates 2-1-1 Answering Points
- 4 2009 Legislation
- 7 Public Acts of 2009
- 8 Orders issued by MPSC
- 12 MPSC Minute Actions
- 14 Applications & Complaints
- 15 Opportunities to Comment
- 16 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

CLARK HILL
PLC
ATTORNEYS AT LAW

INDEX OF HIGHLIGHTED CASES |

ORDERS |

- U-11556 AT&T Michigan and Qwest Communications Company, LLC (ica)
- U-11977 Fibernet of Michigan, LLC (license)
- U-12320 Commission’s Own Motion (section 271 checklist)
- U-13953 Verizon North Systems and XO Communications Services, Inc. (ica)
- U-14683 Commission’s Own Motion (virtual nxx)
- U-15329 City of Detroit v Comcast of Detroit (cable franchise dispute)
- U-15915 Gryphon Place (2-1-1)
- U-15916 NSW Telecom, Inc. (license)
- U-15917 Charter Fiberlink CC VIII, LLC (license)
- U-15927 United Way 2-1-1: Midland Call Center (2-1-1)
- U-15933 Entelegent Solutions, Inc. (license)
- U-15939 Upper Peninsula Telephone Company (usf disaggregation)
- U-15957 ACD Telecom, Inc. (license)
- U-15987 John Ponican v AT&T Michigan (consumer complaint)
- U-15993 NSW Telecom, Inc. and AT&T Michigan (ica)
- U-15994 Conversent Communications Resale, L.L.C., d/b/a One Communications I (license)
- U-15995 CTC Communications Corp., d/b/a One Communications I (license)

MINUTE ACTIONS |

Various Providers (metro act)

Continued on page 2

MICHIGAN TELECOMMUNICATIONS REPORT

(ISSN 08980357) is published every other week by Clark Hill PLC., 212 East Grand River Avenue, Lansing, Michigan 48906-4328. Although considerable care is exercised in reporting critical information (filing and hearing dates, etc.), such information should be confirmed with the original source. This newsletter should not be construed as legal advice or legal opinion on any specific facts or circumstances. The contents are intended for general informational purposes only, and you are urged to consult a lawyer concerning your own situation and any specific legal questions you may have.

Editor: Roderick S. Coy | Assistant Editor: Haran C. Rashes | Contributor: Leland R. Rosier

INDEX OF HIGHLIGHTED CASES | CONTINUED FROM PAGE 1

APPLICATIONS AND COMPLAINTS | continued from Page 1

- U-12145 AT&T Michigan and Nextel West Corp. (ica)
- U-13580 AT&T Michigan and Sprint Communications Company L.P. (ica)
- U-13879 AT&T Michigan and Sprint Spectrum, L.P. (ica)
- U-13879 AT&T Michigan and New Cingular Wireless PCS, LLC (ica)
- U-15427 City of Adrian v Comcast of Michigan (video franchise dispute)
- U-16016 HandsOn Battle Creek, Inc. f/k/a The Volunteer Center of Battle Creek, Inc. (2-1-1)

FEATURES | CONTINUED FROM PAGE 1

House Committee to Consider Access Charge Reform | continued from Page 1

. . . intrastate access charge rates – for calls that originate and terminate in different local calling areas within a state, such as Michigan. Because the FCC leaves regulation of interstate access charges to the states, state law applies to Michigan interstate access charges. Section 310 of the MTA (MCL 484.2310) specifically addresses the Michigan Public Service Commission’s (“Commission”) jurisdiction and responsibilities regarding intrastate access fees; however, because sub-section 7 of Section 310 provides that “this section shall not apply to basic local exchange providers that have 250,000 or fewer customers in this state,” the Commission has found, in MPSC Case No. U-15212, that it does not have jurisdiction to regulate intrastate access rates for carriers with less than 250,000 customers in the state. These carriers therefore set their interstate access rates at rates of their own choosing in tariffs filed with the Commission. These rates are not cost based, and according to testimony presented by the Commission to the House Committee on Energy and Technology, “some smaller [incumbent local exchange carriers] have intrastate access rates that are significantly higher than their corresponding interstate rates” for virtually identical services.

The House Committee on Energy and Technology is currently considering House Bill 4257, sponsored by Democrat State Representative Tim Melton, which would reform intrastate access charges and, as introduced, require that they “do not exceed the rates allowed for the same interstate services.” There may be amendments or a substitute offered at the House Committee’s regular meeting on July 14, 2009.

#

Protect MI Child Registry Marks Fourth Anniversary, Continues to Protect Thousands of Michigan Children |

Note: The Michigan Public Service Commission issued the following Press Release on July 1, 2009. For additional information please contact Judy Palnau at (517) 241-3323.

Michigan’s Protect MI Child registry today marked its fourth anniversary, helping to protect thousands of Michigan children from illegal electronic messages.

"The computer world can be a dangerous place for children," notes MPSC Chairman Orjiakor Isiogu. "The Protect MI Child Registry provides parents and others with a practical tool to protect children from the dangers that exist in the electronic world."

The registry, administered by the Michigan Public Service Commission, gives parents and others the opportunity to register e-mail addresses, instant message IDs, mobile text messaging devices and fax numbers to which children have access. It was established on July 1, 2005.

Over 7,100 individual electronic addresses have been registered. In addition, schools and organizations have registered over 232 e-mail domains, leading to another 122,000 children being protected by the registry. In addition, over 1,100 instant message IDs, mobile text messaging devices, and fax numbers have been registered.

Registered contact points are protected by law from receiving messages that promote products or services that are legally prohibited for children. Examples include pornography, tobacco, gambling, alcohol and illegal drugs. Senders of prohibited messages are required to remove registered contact points from their electronic mailing lists within 30 days of the registration.

Contact point registrations are effective for three years or until the youngest child with access to the contact point reaches the age of 18. It is important that current registrants whose contact points are near expiration renew their registration. Registrations may be renewed at any time for an additional three-year period. Registration is free and easy at the Protect MI Child Web site: <<http://www.michigan.gov/protectmichild>>.

If a registered "contact point" receives a prohibited message, a complaint may be filed by going to <<http://www.michigan.gov/protectmichild>>. The Michigan Attorney General's office is responsible for the enforcement and investigation of complaints. A first violation is a misdemeanor; subsequent violations are felonies. Civil penalties may also be sought.

A Consumer Alert with more details about the Protect MI Child registry is available on the MPSC's Web site - <<http://www.michigan.gov/mpscalerts>> (under telephone alerts) or by calling 1-800-292-9555.

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

#

MPSC Designates United Way 2-1-1: Midland Call Center as the 2-1-1 Answering Point for 31 Exchanges in Clare, Gladwin, Gratiot, Isabella and Midland Counties |

Note: The Michigan Public Service Commission issued the following Press Release on July 1, 2009. For additional information please contact Judy Palnau at (517) 241-3323.

The Michigan Public Service Commission ("MPSC") today designated United Way 2-1-1: Midland Call Center as the 2 -1-1 answering point for 31 exchanges in Clare, Gladwin, Gratiot, Isabella and Midland counties.

The abbreviated dialing number 2-1-1 has been assigned by the Federal Communications Commission (FCC) to enable callers to reach community resource and referral answering points.

The 31 exchanges are: Beaverton, Alma, Clare, Breckenridge, Farwell, Crystal, Gladwin, Ithaca, Harrison, Merrill, Houghton Lake, Riverdale, Alger, Hemlock, Hope, Freeland, Pinconning, Midland, Standish, Sanford, West Branch, Barryton, Blanchard, Coleman, Mt. Pleasant, Remus, Rosebush, Shepherd, St. Louis, Weidman, and Winn.

United Way 2-1-1: Midland Call Center will provide operation of the 2-1-1 telephone number 24 hours per day, seven days per week. The Commission concluded that its approval is provisional, in part, due to the FCC's ability to recall the 2-1-1 number.

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

#

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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
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.
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.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
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.
HB 5102 LeBlanc	06/16/2009	Communications; cellular telephone; termination of cellular telephone contracts by certain active military personnel; allow. Creates new act.	Referred to House Committee on Military and Veterans Affairs and Homeland Security.

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”) did not issue any Telecommunications Orders at its special meeting held on June 26, 2009 at 4:00 p.m.

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

Case No. U-11556 **Interconnection Agreement**
AT&T Michigan and Qwest Communications Company, LLC
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=11596>
Application filed on May 21, 2009 for approval of a Third Amendment to an Interconnection Agreement (revises the definition of “business lines” to comply with U.S. District Court, Eastern District of Michigan, order reversing in part the MPSC’s TRO/TRRO order in Case No. U-14447.)

Case No. U-13953 **Interconnection Agreement**
Verizon North Systems and XO Communications Services, Inc.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13953>
Application filed on June 5, 2009 for an approval of a First Amendment to an Interconnection Agreement (amending terms and conditions with respect to VoIP traffic).

Case No. U-15993 **Interconnection Agreement**
NSW Telecom, Inc., and AT&T Michigan
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15993>
Application filed on June 3, 2009 for approval of an Interconnection Agreement.

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order approving the above-listed Interconnection Agreements and Amendments.

Case No. U-11977 **License**
Fibernet of Michigan, L.L.C.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=11977>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order rescinding Fibernet of Michigan, L.L.C.’s license to provide basic local exchange service in Michigan. The license was initially granted on August 17, 1999. On May 26, 2009, FiberNet informed the Commission of its intent to surrender the license.

Case No. U-12320 **Section 271 Checklist**
Commission’s Own Motion
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=12320>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order formally closing a proceeding in which the Commission had considered Ameritech Michigan’s compliance, or lack thereof, with the competitive checklist contained in Section 271 of the Federal Telecommunications Act, 47 USC § 271, and the status of competition in Ameritech Michigan’s service area. The docket was initially opened on February 9, 2000. “Because the directives of the February 9, 2000 order have been met, the Commission finds that this docket should be closed.”

Case No. U-14683

Virtual NXX

Commission's Own Motion

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14683>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order formally closing a proceeding in which the Commission had “convene[d] a workgroup of interested parties for the purpose of resolving issues surrounding virtual NXX. Virtual NXX is the assignment of a telephone number to customers who are not physically located in the exchange to which the NXX is assigned.” This workgroup was created under a requirement of Section 304(9) of the Michigan Telecommunications Act, as amended on November 21, 2005. MCL 484.304(9). The Commission, with the assistance of the workgroup, issued a final report and recommendations, which were submitted to the Governor and legislative leaders prior to July 1, 2006. The docket was initially opened on November 22, 2005. “Because the directives in the November 22, 2005 order have been met, the Commission finds that this docket should be closed.”

Case No. U-15329

Cable Franchise Dispute

City of Detroit v Comcast of Detroit

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15329>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order dismissing, without prejudice, the June 19, 2007 Complaint of the City of Detroit (“City”) filed against Comcast of Detroit (“Comcast”) for resolution of a dispute under the Uniform Video Services Local Franchise Act, 2006 PA 480 (the “Act”); MCL 484.3301 *et seq.* At the time the Complaint was filed the Commission lacked a legislatively approved dispute resolution process, and, by letter dated June 27, 2007, the City rejected the Commission’s offer to conduct informal mediation. On April 2, 2009, Governor Granholm signed 2009 PA 4, amending the Act. 2009 PA 4 amended Section 10 of the Act, MCL 484.3310, to provide a resolution process for disputes between a provider and a franchising entity. Subsequent to the enactment of 2009 PA 4, Commission Staff attempted to bring Comcast and the City together for informal dispute resolutions. The Commission, finding that the City failed to take any action subsequent to the Staff’s letter, dismissed the Complaint without prejudice.

Case No. U-15915

2-1-1

Gryphon Place

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15915>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order approving the March 13, 2009 Application of Gryphon Place requesting that it be designated an information and referral entity and the 2-1-1 answering point for Allegan, Berrien, Cass, and Van Buren Counties. Specifically Gryphon Place requested that it be the 2-1-1 answering point for the following 46 zone and exchange areas: Adamsville, Allegan, Bangor, Baroda, Benton Harbor, Berrien Springs, Bloomingdale, Bridgman, Buchanan, Cassopolis, Coloma, Covert, Decatur, Dorr, Dowagiac, Eau Claire, Edwardsburg, Fennville, Galien, Ganges, Glenn, Gobles, Grand Junction, Hamilton, Hartford, Hopkins, Lacota, Lawrence, Lawton, Marcellus, Martin, Moline, New Buffalo, Niles, Paw Paw, Pullman, Saugatuck, Sawyer, Sister Lakes, South Haven, St. Joseph, Three Oaks, Union, Vandalia, Watervliet, and Wayland. Gryphon Place was previously designated the 2-1-1 answering point for the following 15 exchanges in Area Code 269: Kalamazoo, Climax, Augusta, Pine Lake, Delton, Hickory Corners, Mattawan, Galesburg, Fulton, Scotts, Richland, Vicksburg, Schoolcraft, Otsego and Plainwell.

Case No. U-15916

License

NSW Telecom, Inc.**<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15916>**

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the March 12, 2009 Application of NSW Telecom, Inc. for a license to provide basic local exchange service throughout the State of Michigan. This license replaces the temporary license granted by the Commission to NSW Telecom, Inc. on April 30, 2009.

Case No. U-15917

License

Charter Fiberlink CC VIII, LLC**<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15917>**

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the March 13, 2009 Application of Charter Fiberlink CC VIII, LLC for a license to provide basic local exchange service throughout the State of Michigan. This license replaces the temporary license granted by the Commission to Charter Fiberlink CC VIII, LLC on April 30, 2009.

Case No. U-15927

2-1-1

United Way 2-1-1: Midland Call Center**<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15927>**

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order approving the March 25, 2009, Application of United Way 2-1-1: Midland Call Center (“Midland Call Center”) requesting that it be designated an information and referral entity and the 2-1-1 answering point for Clare, Gladwin, Gratiot, Isabella and Midland Counties. Specifically, Midland Call Center requested that it be the 2-1-1 answering point for the following zone and exchange areas: Alma (Gratiot County), Barryton (Isabella and Mecosta Counties), Beaverton (Clare, Gladwin, Isabella and Midland Counties), Blanchard (Isabella, Mecosta and Montcalm Counties), Breckenridge (Gratiot and Midland Counties), Clare (Clare and Isabella Counties), Coleman (Isabella and Midland Counties), Crystal (Gratiot and Montcalm Counties), Farwell (Clare and Isabella Counties), Freeland (Midland and Saginaw Counties), Gladwin (Clare, Gladwin and Roscommon Counties), Harrison (Clare County), Hemlock (Midland and Saginaw Counties), Hope (Bay, Gladwin and Midland Counties), Houghton Lake (Clare, Gladwin, Missaukee and Roscommon Counties), Ithaca (Gratiot County), Merrill (Gratiot, Midland and Saginaw Counties), Midland (Bay, Midland and Saginaw Counties), Mt. Pleasant (Isabella and Midland Counties), Pinconning (Bay, Gladwin and Midland Counties), Remus (Isabella and Montcalm Counties), Rosebush (Isabella County), Sanford (Midland County), Shepherd (Gratiot, Isabella, Midland and Montcalm Counties), St. Louis (Gratiot, Isabella and Midland Counties), Weidman (Isabella County), West Branch (Arenac, Gladwin, Ogemaw and Roscommon Counties), and Winn (Isabella and Montcalm Counties).

Case No. U-15933

License

Entelegent Solutions, Inc.**<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15933>**

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the March 31, 2009 Application of Entelegent Solutions, Inc. for a license 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. This license replaces the temporary license granted by the Commission to Entelegent Solutions, Inc. on May 26, 2009.

Case No. U-15939

USF Disaggregation

Upper Peninsula Telephone Company

<http://efile.mpesc.cis.state.mi.us/efile/viewcase.php?casenum=15939>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order Approving the April 6, 2009, Application of Upper Peninsula Telephone Company to change its Federal Universal Service Fund (“USF”) disaggregation election from the option provided for in Section 215(b) of the Federal Communications Commission (“FCC”) rules, 47 CFR 54.315(b) (“Path 1”), to the option provided for in Section 315(c), 47 CFR 54.315(c) (“Path 2”). Under Path 1, UPTel had elected not to disaggregate or target USF support. Under Rule 54.315(c)(2), a carrier electing Path 2 “may propose any method of disaggregation and targeting of support consistent with the general requirements detailed in paragraph (e) of [Rule 54.315].” This new disaggregation plan under Path 2 becomes effective upon the Commission’s approval pursuant to 47 CFR 54.315(c)(3). UPTel proposed to change its election from Path 1 to Path 2 to allow for disaggregate federal USF support into two cost zones – the Upper Peninsula Property Zone and the Lower Peninsula Property Zone. According to the Application, this new disaggregation plan will divide UPTel’s study area into two logical geographic areas, and is a necessary part of UPTel’s plan of corporate reorganization as described in the February 3, 2009 license Application filed by Michigan Central Broadband Company, LLC in MPSC Case No. U-15786.

Case No. U-15957

License

ACD Telecom, Inc.

<http://efile.mpesc.cis.state.mi.us/efile/viewcase.php?casenum=15957>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting the April 30, 2009 Application of ACD Telecom, Inc. for an expansion of its license to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas of all incumbent carriers. This license replaces the temporary license granted by the Commission to ACD Telecom, Inc. on May 26, 2009.

Case No. U-15987

Consumer Complaint

John Ponican v AT&T Michigan

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order dismissing the May 28, 2009 Complaint of John Ponican against AT&T Michigan, with prejudice. On June 12, 2009, Mr. Ponican filed a request to withdraw the complaint with prejudice.

Case No. U-15994

License

Conversent Communications Resale L.L.C., d/b/a One Communications I

<http://efile.mpesc.cis.state.mi.us/efile/viewcase.php?casenum=15994>

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting to Conversent Communications Resale L.L.C., d/b/a One Communications I a temporary license 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. This temporary license will expire upon the Commission’s grant

or denial of Conversent Communications Resale L.L.C., d/b/a One Communications I June 3, 2009 Application for a permanent license.

Case No. U-15995

License

CTC Communications Corp., d/b/a One Communications I

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

On July 1, 2009, the Michigan Public Service Commission (“Commission”) issued an Order granting to CTC Communications Corp., d/b/a One Communications I a temporary license 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. This temporary license will expire upon the Commission’s grant or denial of CTC Communications Corp., d/b/a One Communications I June 3, 2009 Application for a permanent license.

MINUTE ACTIONS |

Various Providers

Metro Act

On July 1, 2009 the Michigan Public Service Commission (“Commission”) issued a Minute Action amending the Commission’s June 2, 2009 Minute Action approving tax credits under Section 8(14) of Public Act 48 of 2002, MCL 484.3108(14), the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, as reflected below, to add Baraga Telephone Company, Inc., Bloomingdale Telephone Company, Inc., Carr Telephone Company, Inc., Climax Telephone Company, Inc., Deerfield Farmers Telephone Company, Inc., Ogden Telephone Company, Inc., Peninsula Telephone Company, Inc., Springport Telephone Company, Inc., Borderland Communications, LLC, Great Lakes Comnet, Inc., Global Crossing North American Networks, Inc., and Winn Telecom, each of which filed for a tax credit after the Commission issued the June 2, 2009 Minute Action.

	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
Baraga Telephone Company	\$26,175.93	04/25/2009	\$26,175.93
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
Bloomingdale Telephone Company, Inc	\$9,765.21	04/20/2009	\$9,765.21
Carr Telephone Company	\$8,276.00	04/13/2009	\$8,276.00
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
Climax Telephone Company	\$4,651.25	04/16/2009	\$4,651.25
Contel of the South	\$271,865.92	05/05/2009	\$271,865.92
Deerfield Farmers Telephone Company	\$12,319.82	04/22/2009	\$12,319.82
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
Ogden Telephone Company	\$2,054.28	04/14/2009	\$2,054.28
Ontonagon County Telephone Company	\$21,814.26	04/20/2009	\$21,814.26
Peninsula Telephone Company	\$7,168.70	04/16/2009	\$7,168.70
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
Springport Telephone Company	\$9,100.07	04/27/2009	\$9,100.07
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>\$20,607,880.48</u>		<u>\$20,611,631.27</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
Baraga Telephone Company	\$15,624.30	04/27/2009	\$15,624.30
Borderland Communications	\$2,434.75	04/16/2009	\$2,434.75
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
Global Crossing North American Networks, Inc	\$19,223.65	05/05/2009	\$19,223.65
Great Lakes Comnet, Inc	\$43,985.40	04/14/2009	\$43,985.40
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
Winn Telephone Company	\$25,966.76	04/13/2009	\$25,966.76
TOTAL CLEC PROVIDERS	<u>\$1,209,215.24</u>		<u>\$1,213,002.04</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>\$8,652.00</u>		<u>\$8,652.00</u>

TOTAL ALL PROVIDERS **\$21,825,748** **\$21,833,285.00**

* 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.

APPLICATIONS AND COMPLAINTS |

Case No. U-12145

Interconnection Agreement

AT&T Michigan and Nextel West Corporation

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=12145>

On July 2, 2009, AT&T Michigan and Nextel West Corporation 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 was executed in response to the Commission’s June 2, 2009 Interconnection Arbitration Order in MPSC Case No. U-15788 and, among other items, extends the term of the Interconnection Agreement to January 15, 2012.

Case No. U-13580

Interconnection Agreement

AT&T Michigan and Sprint Communications Company L.P.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13580>

On July 2, 2009, AT&T Michigan and Sprint Communications Company L.P. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Tenth Amendment to their Interconnection Agreement. According to the Application, the Tenth Amendment was executed in response to the Commission’s June 2, 2009 Interconnection Arbitration Order in MPSC Case No. U-15788 and, among other items, extends the term of the Interconnection Agreement to January 15, 2012.

Case No. U-13879

Interconnection Agreement

AT&T Michigan and Sprint Spectrum, L.P.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13580>

On July 2, 2009, AT&T Michigan and Sprint Spectrum, L.P. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Fourth Amendment to their Interconnection Agreement. According to the Application, the Fourth Amendment was executed in response to the Commission’s June 2, 2009 Interconnection Arbitration Order in MPSC Case No. U-15788 and, among other items, extends the term of the Interconnection Agreement to January 15, 2012.

Case No. U-15362

Interconnection Agreement

AT&T Michigan and New Cingular Wireless PCS, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15362>

On July 1, 2009, AT&T Michigan and New Cingular Wireless PCS, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Fourth Amendment to their Interconnection Agreement. According to the Application, the Fourth Amendment changes the InterMTA Language of the Appendix ITR in the Agreement.

Case No. U-15427

Video Franchise Dispute

City of Adrian v. Comcast of Michigan

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15427>

On July 8, 2009, the City of Adrian (the “City”) filed with the Michigan Public Service Commission (“Commission”) a Complaint for Resolution of a Dispute with Comcast of Michigan

("Comcast") under the Uniform Video Franchise Act (the "Act"), MCL 484.3301, *et seq.* This Complaint replaces the September 20, 2007 complaint that was filed before the April 2, 2009, amendment to Section 10 of the Act, MCL 484.3310, 2009 PA 4, which provided a resolution process for disputes between a provider and a franchising entity. According to the Complaint, on or about June 16, 2007, Comcast forwarded a proposed video franchise to the City under the Act. On or about June 27, 2007, the City rejected Comcast's proposed franchise as incomplete under the Act. On or about August 16, 2007 Comcast responded to the City indicating that the franchise was complete. Comcast allegedly filed with the Commission an "Attachment 3" franchise agreement indicating that the franchise agreement is complete and granting Comcast a default franchise, pursuant to Section 3(3) of the Act. The City seeks a determination that the franchise agreement is not complete and an order from the Commission rejecting the "Attachment 3" filing and requiring Comcast to pay its required Public Education and Government Channel ("PEG") fee.

Case No. U-16016

2-1-1

HandsOn Battle Creek, Inc. f/k/a The Volunteer Center of Battle Creek, Inc.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16016>

On July 10, 2009, HandsOn Battle Creek, Inc. f/k/a The Volunteer Center of Battle Creek, Inc. filed an Application with the Michigan Public Service Commission ("Commission") requesting that it be designated an information and referral entity and the 2-1-1 answering point for The Bronson, Coldwater, Coldwater Lake, and Quincy rate centers, each located totally or partially in Branch County. The Application notes that HandsOn Battle Creek, Inc. f/k/a The Volunteer Center of Battle Creek, Inc. was previously designated the 2-1-1 answering point for the Burr Oak, Centerville, Colon, Constantine, Mendon, Sturgis, Three Rivers, and White Pigeon rate centers, each of which are located totally or partially in St. Joseph County, Michigan.

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: <mpscefilecases@michigan.gov>. Any comments should reference the applicable docket number.

At the present time, there are no known opportunities to Comment on Telecommunications Matters pending before the Michigan Public Service Commission.

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-15994

License

Conversent Communications Resale, L.L.C. d/b/a One Communications
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15994>
Public Hearing: Tuesday, July 21, 2009, at 9:00 a.m.

The June 3, 2009 Application of Conversent Communications Resale, L.L.C. d/b/a One Communications 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, July 21, 2009**, before Administrative Law Sharon Feldman at the offices of the Michigan Public Service Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan.

Case No. U-15995

License

CTC Communications Corp. d/b/a One Communications
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15994>
Public Hearing: Tuesday, July 21, 2009, at 9:30 a.m.

The June 3, 2009 Application of CTC Communications Corp. d/b/a One Communications 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 **9:30 a.m. on Tuesday, July 21, 2009**, before Administrative Law Sharon Feldman 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 **(JULY 13, 2009 THROUGH JULY 24, 2009)**

July 21, 2009, 9:00 a.m.
Case No. U-15994/Evidentiary Hearing
Conversent Communications Resale, L.L.C.
d/b/a One Communications (license)

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

July 21, 2009, 9:30 a.m.
Case No. U-15995/Evidentiary Hearing
CTC Communications Corp. d/b/a One
Communications (license)

FUTURE TELECOM HEARINGS SCHEDULED

At the present time, there are no known additional Telecommunications hearings scheduled before the Michigan Public Service Commission.

2009 REGULAR MPSC MEETING DATES* |

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
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

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.