



FEATURES |

Arialink Announces Acquisition of Lansing area Fiber Optic Network

Note: Arialink issued the following press release on November 16, 2009. For additional information, please contact Aaron Beach at 517-492-1350 or <abeach@arialink.com>.

Lansing, MI – November 16, 2009 – Arialink announced today that it completed acquisition and integration of certain network assets and customers of a Lansing based telecommunication provider formerly operating as Waypoint, principally consisting of a 100 mile fiber optic network located in and around Lansing, Michigan. . . .

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INDEX OF HIGHLIGHTED CASES |

ORDERS |

The Michigan Public Service Commission (“Commission”) did not issued any Telecommunications Orders during the previous fortnight.

APPLICATIONS AND COMPLAINTS|

- U-16116 AT&T Michigan and Liquid Web, Inc. (ica)
- U-16133 Global Connection, Inc. of America (etc)
- U-16136 Budget Prepay, Inc. (etc)
- U-16141 Nathan T-J Savino v Sprint/Nextel and Detroit Edison (cable dispute)

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. . . Arialink intends to use the assets acquired in the transaction to accelerate its deployment of advanced broadband services for commercial and residential consumers including its LightSpeed products, which bring the benefits of fiber optic connectivity to small and mid-sized businesses. Through a direct connection to the LightSpeed network, a business customer bypasses all legacy copper and coax networks offered by the telephone and cable companies. This advancement delivers Internet speeds about 50 times faster than DSL and Cable with the confidence of a future-proof technology and nearly unlimited scalability. LightSpeed products are competitively priced with DSL and Cable counterparts.

Arialink is proud to own and operate Mid-Michigan’s largest competitive last-mile fiber optic network. It is the company’s mission to continue construction of competitive last-mile fiber to every commercial and consumer customer throughout the markets served, eliminating dependence on the legacy telephone and cable networks. Since 2003, the company has completed deployment of over 300 route miles of metro area fiber in Lansing and about 1,000 route miles Statewide.

The company connects the largest consumers of telecom services in the State, including Auto Owners Insurance, Michigan State University, State of Michigan, and thousands of others. Through wholesale arrangements, its network is used by nearly every competitive telecom carrier (“CLEC”) operating in mid-Michigan, enabling a rich competitive marketplace for advanced broadband and telephone services that would not exist without the Company’s network.

“We welcome the addition of the new fiber assets to our network and look forward to leveraging the synergies offered by this acquisition.” said Jason Schreiber, President of Arialink. “With the integration of 100 metro miles to our network, Arialink is proud to own the largest competitive last-mile fiber optic network in the region.”

Arialink is a privately held Company headquartered in Lansing, Michigan and provides services throughout the state. Financial details of the transaction were not disclosed. More information available at <www.arialink.com>

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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.	08/19/09 Reported by House Committee on Judiciary with recommendation and amendment; referred to second reading.
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.	11/10/2009 Reported with recommendation and without amendment by the House Committee on Military and Veterans Affairs and Homeland Security; Referred to Second Reading
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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
SB 770 Patterson	08/26/2009	Criminal procedure; sex offender registration; use of commercial social networking websites by sex offenders; prohibit. Amends 1994 PA 295 (MCL 28.721 - 28.736) by adding sec. 37.	Referred to Senate Committee on Judiciary.
SB 883 Deborah Cherry	09/17/2009	Use tax; collections; definition of interstate telecommunications services; expand to include international services.	Referred to Senate Committee on Finance.

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.	10/22/2009 Substitute H-2 reported with recommendation by House Committee on Transportation; referred to second reading.
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.	10/22/2009 Substitute H-3 reported with recommendation by House Committee on Transportation; referred to second reading.
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 4999 Mayes 2009 PA 146	05/26/2009	Traffic control; violations; weight restrictions during frost restriction periods; provide exemption for public utility subcontractors. Amends sec. 722 of 1949 PA 300 (MCL 257.722).	11/19/2009 Enrolled bill approved by Governor Granholm; assigned 2009 PA 146 with immediate effect.
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.	09/10/2009 Passed House, given immediate effect, 104 Yeas, 1 Nay; transmitted to Senate. 9/15/2009 Referred to Senate Committee on Senior Citizens and Veterans Affairs.
HB 5282 Haveman	08/26/2009	Criminal procedure; sex offender registration; use of commercial social networking websites by sex offenders; prohibit. Amends 1994 PA 295 (MCL 28.721 - 28.736) by adding sec. 37.	Referred to House Committee on Judiciary.
HB 5378 DeShazor	09/17/2009	Campaign finance; campaign practices; telephonic communications; require disclosure stating who is paying for call.	Referred to House Committee on Ethics and Elections.
HB 5390 Cushingberry	09/17/2009	Property tax; utility property; broadband investment credit; increase and sunset. Amends sec. 13b of 1905 PA 282 (MCL 207.13b) & repeals sec. 13b of 1905 PA 282 (MCL 207.13b).	Referred to House Committee on Tax Policy.
HB 5419 Meadows	09/17/2009	Use tax; collections; definition of interstate telecommunications services; expand to include international services. Amends sec. 3a of 1937 PA 94 (MCL 205.93a).	Referred to House Committee on Tax Policy.
HB 5459 Geiss	09/23/2009	Communications; video services; assessment of public service commission's costs against competitive video service providers; extend sunset. 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 5468 Haveman	09/25/2009	Communications; technology; validity of judgment or order created with an electronic record or signature; clarify. Amends sec. 7 of 2000 PA 305 (MCL 450.837).	Referred to House Committee on Judiciary.
HB 5556 Lindberg	10/28/2009	Communications; broadcasting; local zoning restrictions for amateur radio; require to conform to federal regulations. Amends 2006 PA 110 (MCL 125.3101 - 125.3702) by adding sec. 205a.	Referred to House Committee on Intergovernmental and Regional Affairs.
HB 5574 Geiss	11/05/2009	Communications; video services; assessment against video service providers for public service commission costs; modify. Amends 2006 PA 480 (MCL 484.3301 - 484.3314) by adding sec. 15.	11/10/2009 reported with recommendation without amendment by House Committee on Energy and Technology; Referred to second reading; 11/05/2009 Referred to House Committee on Energy and Technology.
HB 5599 Cushingberry	11/12/2009	Communications; telecommunications; distribution of emergency 9-1-1 service enabling funds; modify. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	Referred to House Committee on Appropriations.

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

Public Act #	Effective Date	Description	Enrolled Bill # and Sponsor
2009 PA 146	11/19/2009	Traffic control; violations; weight restrictions during frost restriction periods; provide exemption for public utility subcontractors. Amends sec. 722 of 1949 PA 300 (MCL 257.722).	HB 4999 Mayes

ORDERS ISSUED BY MPSC |

The Michigan Public Service Commission (“Commission”) did not issued any Telecommunications Orders during the previous fortnight.

APPLICATIONS AND COMPLAINTS |

Case No. U-16116

Interconnection Agreement

AT&T Michigan and Liquid Web, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16116>

On November 17, 2009, AT&T Michigan and Liquid Web, Inc. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of an Interconnection Agreement.

Case No. U-16133

Eligible Telecommunications Carrier

Global Connection Inc. of America

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16133>

On November 17, 2009, Global Connection, Inc. of America filed an Application with the Michigan Public Service Commission (“Commission”) requesting designation as an Eligible Telecommunications Carrier (“ETC”) for the purposes of receiving federal Universal Service fund support, including high cost, low income and rural health care funding assistance.

Case No. U-16136

Eligible Telecommunications Carrier

Budget Prepay, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=16136>

On November 17, 2009, Budget Prepay, Inc. filed an Application with the Michigan Public Service Commission (“Commission”) requesting designation as an Eligible Telecommunications Carrier (“ETC”) in those areas served by AT&T Michigan, Verizon North, Inc. and Verizon North Systems in Michigan for the purposes of receiving low income Universal Service fund support, including Lifeline and Link-up support.

Case No. U-16141

Cable Dispute

Nathan T-J Savino v Sprint/Nextel and Detroit Edison

On November 23, 2009, Nathan T-J Savino, of Detroit, filed a formal Complaint with the Michigan Public Service Commission (“Commission”) against Sprint/Nextel and Detroit Edison Company. Mr. Savino’s Complaint alleges that Sprint/Nextel and Detroit Edison are running cables

over his home in violation of the National Electric Safety Code. He requests that the cables be removed and he be compensated \$300,000.00 in expenses and economic loss.

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.

The Commission has no pending Telecommunications Notices of Opportunity to Comment at this time.

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.

The Commission has no pending Telecommunications Notices of Hearings at this time.

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 (NOVEMBER 30, 2009 THROUGH DECEMBER 11, 2009)

There are no known Telecommunications hearings scheduled before the Michigan Public Service Commission during the upcoming fortnight

FUTURE TELECOM HEARINGS SCHEDULED

December 17, 2009, 9:00 a.m.
Case No. U-16130/Evidentiary Hearing
Buffalo Wild Wings Grill against Communications
Network Billing, Inc. ILD Teleservices (consumer
complaint)

February 10, 2010, 9:00 a.m.
Case No. U-16082/Evidentiary Hearing
Lucre, Inc. v Verizon North, Inc. and Contel of the
South, Inc., d/b/a Verizon North Systems
(interconnection dispute)

January 7, 2010, 9:00 a.m.
Case No. U-16127/Evidentiary Hearing
IntelePeer, Inc. (license)

2009 REGULAR MPSC MEETING DATES* |

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
December 1	Tuesday	10:00 a.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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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.

[†] At the Michigan Public Service Commission's ("Commission") November 12, 2009 meeting the time of the December 1, 2009 Regularly Scheduled Meeting was changed to 10:00 a.m.