

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

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

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DETROIT • BIRMINGHAM • LANSING**

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*issued 8/1/05*

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## FEATURES

### **MPSC GRANTS SBC REQUEST TO DEREGULATE RATES FOR CERTAIN RESIDENTIAL AND BUSINESS BASIC LOCAL EXCHANGE SERVICE**

*Note: The Michigan Public Service Commission issued the following press release on August 4, 2005 as follows:*

The Michigan Public Service Commission (MPSC) today, by a two to one vote, issued an order granting SBC Michigan's request to deregulate rates for residential basic local exchange service in Access Areas A and B and business basic local exchange service in Access Area B. Rates for those services in those areas will be deregulated 45 days after all affected telecommunication providers complete notifying customers of the change.

Commissioner Laura Chappelle concurred in part and dissented in part with the order.

"Telephone customers in Michigan have benefited from more choices than ever before," said MPSC Chairman J. Peter Lark. "Today's MPSC order deregulates rates charged by SBC Michigan and all other providers offering business local exchange **service in Access Area B and residential local** exchange service in both Access Areas A and B.

"It is our hope that Michigan phone companies affected by this order will use this new authority to be more responsive to the pricing needs of their customers, and make Michigan a better place to live, work and grow business."

While rates will no longer be regulated, the following are still subject to regulation:

licensing regulations, local calling areas, lifeline, E-911, dual party relay service, 976 blocking, handicapped exemptions and other provisions of the Michigan Telecommunications Act that impose specific obligations on local exchange service providers. Providers are also subject to the applicable provisions of the Federal Telecommunications Act.

SBC on Oct. 26, 2004 filed a notice with the MPSC claiming that a competitive market exists for business and residential local exchange service in all exchanges served by SBC in Access Areas A and B. Section 208 of the Michigan Telecommunications Act authorizes a telecommunications provider to notify the Commission when it believes a competitive market exists.

The MPSC on Jan. 6 issued an order granting SBC Michigan's request to deregulate rates for business local exchange service in Access Area A for a one-year trial period ending Jan. 6, 2006.

Commissioner Chappelle disagreed with the decision to deregulate residential basic local exchange services in Access Areas A and B, saying that SBC's competitive declaration failed to meet the requirements under Section 208 of the Michigan Telecommunications Act. "SBC has chosen to define the geographical area as broadly as possible, encompassing the entirety of Access Areas A and B. I believe the Michigan Legislature sought to ensure that a viable, sustainable market would be safely in place before allowing the economic deregulation of basic, essential services. Based on the record of evidence before for the Commission, the changing landscape in the telecommunications arena, and the lack of statutorily required facilities based competition in important residential areas in Michigan, I cannot agree with my colleagues that SBC has met the legal requirements to deregulate residential basic local service."

Commenting on today's order, Commissioner Monica Martinez noted that

safeguards remain in place to protect customers. “While rates are deregulated, the vital services to which customers are entitled, such as lifeline and 9-1-1, continue to be required,” she said. “Additionally, the Commission will continue to monitor the competitiveness of the market in the future, as the classification is reviewable under the Act.”

Access Area A consists of the Detroit, Royal Oak, and Southfield exchanges.

Access Area B consists of the Ann Arbor, Auburn Heights, Birmingham, Center Line, Commerce, Drayton Plains, Farmington, Flint, Grand Rapids, Lansing, Livonia, Mt. Clemens, Northville, Plymouth, Pontiac, Rochester, Romulus, Roseville, Trenton, Troy, Utica, Walled Lake, Warren, Wayne, West Bloomfield, Wyandotte, and Ypsilanti exchanges.

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

Cases Nos. U-14323 and U-14324

\* \* \*

**TELEPHONE, NATURAL  
GAS AND ELECTRIC  
INDUSTRIES ARE  
CHANGING –  
FIND OUT WHAT THIS MEANS  
FOR YOU!**

*Note: on August 2, 2005 the Michigan Public Service Commission (MPSC) announced its schedule of seven Consumer Forums to be held in Michigan cities this September as follows:*

The Michigan Public Service Commission (MPSC) invites you to attend a consumer forum to learn about changes occurring in the electric, natural gas and

telephone industries. At the forum, you will be able to get the latest information on electric and natural gas rates for the winter, what opportunities you have to select an alternative electric or natural gas provider, and the status of local and long distance telephone service. A focus of this year’s forums will be a discussion on the increase of wholesale natural gas prices and how the increase will impact monthly bills.

One of the Commission’s three Commissioners - Chairman J. Peter Lark, Commissioner Laura Chappelle, or Commissioner Monica Martinez - will be available to discuss these changes, explain how the Commission makes decisions, and listen to your questions and comments regarding utility service.

“We are concerned about the impact of energy price increases on Michigan citizens this coming winter,” said Commission Chairman J. Peter Lark. “My colleagues and I believe it is important for utility customers to have time to prepare for winter energy bills and make informed decisions about available options. We welcome the opportunity to meet utility customers and hear their comments and concerns on these and other important utility issues.”

**The 2005 Consumer Forums are scheduled for:**

**Detroit**

Thursday, September 8th, 6:00pm  
Greater Grace Temple  
23500 W. Seven Mile Rd.

**Escanaba**

Tuesday, September 13th, 6:00pm  
City Hall – Council Chambers  
410 Ludington Street

**Alpena**

Wednesday, September 14th, 6:00pm  
George N. Fletcher Public Library  
Conference Room  
211 North First Avenue

**Bad Axe**

Tuesday, September 20th, 6:00pm  
 City Hall – Council Chambers  
 300 East Huron Avenue

**Jackson**

Thursday, September 22nd, 6:00pm  
 City Hall – Council Chambers  
 161 West Michigan Avenue

**Traverse City**

Tuesday, September 27th, 6:30pm  
 Traverse Area District Library  
 Meeting Room  
 610 Woodmere Avenue

**Detroit**

Thursday, September 29th, 6:00pm  
 Wayne County Community College  
 District, Eastern Campus  
 Community Center – Cooper Room  
 5901 Conner Street

\* \* \*

**PENDING LEGISLATION**

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

<b>Senate Bill # Senator</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
SB 48 Johnson	1/25/05	State; authorities; issuance of bonds for equipment associated with telecommunications on the campuses of Michigan institutions of higher education with lease options back to the institutions and the state; provide for. Amends sec. 7 of 1964 PA 183 (MCL 830.417).	To Senate Committee on Appropriations
SB 58 Cherry	1/25/05	Communications; telecommunications; 9-1-1 system to pinpoint caller location; provide for. Amends 1986 PA 32 (MCL 484.1101 – 484.1717) by adding sec. 408a	To Senate Committee on Technology and Energy
SB 127 Hardiman	2/1/05	Communications; cellular telephone; customer consent to list numbers in a cell phone directory; require. Amends 1991 PA 179 (MCL 484.2101 - 484.2701) by adding sec. 360a.	To Senate Committee on Technology and Energy

SB 221 McManus	2/17/05	Income tax; credit; tax credit for placement of a cell phone tower on an individual's property located in an underserved area; provide for. Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 262.	5/25/05 passed Senate with Sub S-2, yeas 27, nays 9, excused 2, not voting 0; 5/25/05 referred to Committee on Tax Policy
SB 222 Barcia	2/17/05	Single business tax; credit; tax credit for companies that construct cell phone towers in rural areas; establish. Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.	5/25/05 passed Senate with Sub S-1, yeas 28, nays 9, excused 1, not voting 0; referred to House Committee on Tax Policy
SB 224 Van Woerkom	2/17/05	Communications; telecommunications; broadband development authority; require to designate a certain amount of financial assistance to rural underserved areas. Amends sec. 7 of 2002 PA 49 (MCL 484.3207).	6/7/05 passed, yeas 32, nays 2, excused 4, not voting 0; referred to House Committee on Energy and Technology
SB 528 Johnson	5/24/05	Communications; telecommunications; regulation of telecommunications industry; eliminate. Creates new act.	To Senate Committee on Technology and Energy
SB 551 Patterson	5/21/05	Communications; telecommunications; rule making and eliminate sunset of the Michigan telecommunications act; provide for. Repeals enacting section 1, rulemaking provision, of 2004 PA 591.	6/28/05 passed House, yeas 106, nays 1; 6/30 given immediate effect and ordered enrolled;
SB 595 Switalski	6/16/05	Use tax; rate; certain telecommunication services and motion picture films; include in taxable items. Amends sec. 3a of 1937 PA 94 (MCL 205.93a).	6/16 referred to Senate Committee on Appropriations
SCR 0021 Patterson	5/18/05	A concurrent resolution to urge the Federal Communications Commission (FCC) to use its authority post haste to require that Voice Over Internet Protocol (VOIP) service providers make enhanced 9-1-1 emergency call services available to all customers.	To Senate Committee on Technology and Energy

House Bill # Representative	Date Introduced	Description	Status
HB 4050 Lemmons III	1/27/05	Corrections; state facilities; telephone system for state correctional facilities; impose requirements. Amends 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 69b.	To House Committee on Judiciary

House Bill # Representative	Date Introduced	Description	Status
HB 4052 Lemmons III	1/27/05	Trade; consumer goods and services; sale of cellular telephones and pagers to a minor; require written parental consent. A bill to prohibit the sale of cellular telephones and pagers to certain minors without written parental consent; and to prescribe civil sanctions.	To House Committee on Judiciary
HB 4067 Schuitmaker	1/27/05	Communications; telecommunications; requirement for timely transfer of customers from 1 provider to another; provide for. A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2701) by adding section 364.	To House Committee on Energy and Technology
HB 4397 Sak	2/23/05	Communications; telecommunications; cell phone numbers listed with directory assistance; provide for. Amends sec. 309 of 1991 PA 179 (MCL 484.2309).	To House Committee on Energy and Technology
HB 4423 Wojno	3/1/05	Prohibits telemarketers from leaving certain messages requesting consumers to return call. Am. Sec. 1c, PA 227, 1971 (MCL 445.111c) as added by PA 612, 2002.	To House Committee on Energy and Technology
HB 4563 Garfield	3/24/05	A bill to repeal 2002 PA 49, entitled "Michigan broadband development authority act," (MCL 484.3201 to 484.3225).	To House Committee on Energy and Technology
HB 4600 Drolet	4/13/05	Communications; telecommunications; regulation of telecommunications industry; eliminate. Creates new act entitled the "communications act" to be effective 01/01/06. A bill to promote deployment of and investment in communications services in this state; and to prescribe the powers and duties of certain state agencies and officials.	To House Committee on Energy and Technology
HB 4952	6/16/05	Use tax; rate; certain telecommunication services and motion picture films; include in taxable items. Amends sec. 3a of 1937 PA 94 (MCL 205.93a).	To House Committee on Tax Policy

## PUBLIC ACTS OF 2005

Listed below are Public Acts related to telecommunications that have been passed during the current legislative session (2005-2006). 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.

Public Act No.	Effective Date	Description	Enrolled Bill No. and Sponsor
2005 PA 58	6/30/2005	Communications; telecommunications; rule making and eliminate sunset of the Michigan telecommunications act; provide for. Repeals enacting section 1 of 2004 PA 591.	SB 551 Patterson
2005 PA 103	07/22/05	Public utilities, other; use of highway by public utilities; provide for under certain conditions. Amends sec. 13 of 1925 PA 368 (MCL 247.183).	SB 522 McManus

## ORDERS

*The following MPSC orders were issued on August 1, 2005.*

**Case No. U-11830**  
**Ameritech Michigan**  
**(performance measures)**

On August 1, 2005 the Michigan Public Service Commission issued an order remanding the proceeding to the State Office of Administrative Hearings and Rules, Michigan public Service Commission Division, for further proceedings in accordance with the Court of Appeal's order; specifically, to allow contested case proceedings on the issue of whether the K table should be eliminated in order to better ensure that SBC allows CLECs to purchase network elements on a nondiscriminatory basis. During the pendency of the remanded contested case proceedings, SBC should refrain from taking action to recover any amounts paid during the period in which the K table was eliminated.

**Case No. U-13079**  
**William and Sandra Rovas v Ameritech Michigan**  
**(consumer complaint: quality of service)**

On August 1, 2005 the Michigan Public Service Commission ("Commission") issued an order finding that "the Commission should clarify the discussion section of its February 25, 2002 order [in this proceeding] to indicate that SBC need not enter a customer's premises *every* time that SBC is called upon to make a service trip, but that it may not impose charges to recover the cost of services it provides to inspect, diagnose, and repair malfunctions covered by its tariff obligation, including the cost of conducting routine physical checks of its own facilities, in response to reports or inquiries, if those

services are reasonably necessary to diagnose problems attributable to its own facilities or exclude those facilities as a possible cause of service disruptions.” The Michigan Court of Appeals, in a decision issued June 17, 2004, upheld the Commission’s February 25, 2002 decision, but found the directive regarding entering a customer’s premises to verify interior wiring problems to be ambiguous.

**Case No. U-13785**  
**Lucre Inc v SBC Michigan**  
**(interconnection agreement dispute)**

On August 1, 2005 the Michigan Public Service Commission issued an order granting the motion for an order approving attorney fees and costs filed by SBC Michigan, and directing Lucre Inc. to pay SBC Michigan the full amount reflected in the detailed bill of costs filed on July 27, 2004 within 30 days of issuance of this order.

**Case No. U-14374**  
**Lucre Inc v SBC Michigan**  
**(interconnection agreement dispute)**

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

On August 1, 2005, the Commission issued its Order in this matter. The matter involves complaints filed by Lucre, Inc. against SBC Michigan alleging that SBC Michigan had not paid certain intercarrier compensation to Lucre, Inc., and by SBC Michigan against Lucre, Inc. alleging that Lucre, Inc. had not paid for certain access, SS7, and 911 facilities. Both cases proceeded to mediation before the same mediator. The mediator had made an award for Lucre, Inc. in Case U-14374 that required SBC Michigan to pay amounts into escrow pending the results of Case No. U-14384. Both parties had accepted the award in Case No. U-14374, while Case No. U-14384 proceeded to contested case hearing. The Commission’s Order addressed issues in both proceedings. In Case No. U-14374, Lucre, Inc. had filed a motion to enforce the award based on SBC Michigan’s refusal to disclose information regarding the escrow. The Commission directed that SBC Michigan provide Lucre with the requested information.

With regard to Case No. U-14384, the Commission found that Lucre was responsible to pay SBC Michigan for direct trunks ordered to replace the transiting of calls originated with Verizon customers based on SBC Michigan’s tariffs for direct end office trunking via special access. The Commission also found that Verizon was correctly dismissed from the case, without prejudice to any future action Lucre, Inc. may wish to bring against Verizon directly. Lucre, Inc. is ordered to pay SBC Michigan the total debt claimed in SBC Michigan’s complaint with late fees and carrying charges, and to cease and desist from failing to comply with SBC Michigan’s tariffs. Both parties are directed to provide to the Commission’s Executive Secretary proof of payment in full to the mediator in both cases.

**Case No. U-14435**  
**Commission Own Motion**  
**(quality of service rules)**

On August 1, 2005 the Michigan Public Service Commission issued an order adopting the rules governing the quality of telecommunications services as issued in its order of May 17, 2005. The order also sets forth certain prior rules which are rescinded.

**Case No. U-14435**  
**Commission Own Motion**  
**(quality of service rules)**

On August 1, 2005 the Michigan Public Service Commission issued an order denying the petitions for rehearing filed by TDS Metrocom, LLC, and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, as the “arguments are essentially the same as those raised in their comments and addressed in the May 17 [2005] order. . . .”

**Case No. U-14494**  
**Osirus Communications Inc**  
**(license)**

On August 1, 2005 the Michigan Public Service Commission issued an order granting to Osirus Communications, Inc. a license to provide basic local exchange service in the areas currently served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, CenturyTel of Michigan, Inc., CenturyTel Midwest –Michigan, Inc., CenturyTel of Northern Michigan, Inc., CenturyTel of Upper Michigan, Inc., and SBC Michigan.

**Case No. U-14497**  
**David Hepp v ACN Communication Services Inc**  
**(consumer complaint: slamming)**

On August 1, 2005 the Michigan Public Service Commission issued an order dismissing with prejudice the complaint of David Hepp against ACN Communication Services, Inc., alleging the unauthorized change of telephone service in violation of the Michigan Telecommunications Act. On June 30, 2005 the complainant filed a request to withdraw the complaint.

**Case No. U-14499**  
**Sprint Communications Co Ltd Partnership**  
**(rate alterations)**

On August 1, 2005 the Michigan Public Service Commission issued an order finding that Sprint Communications Company Limited Partnership’s May 4, 2005 application for approval of certain rate increases to its rates for basic local exchange service will be scheduled for hearing pursuant to Section 203 of the Michigan Telecommunications Act, and Sprint’s application is deemed to have commenced as of the issuance of this order.

*The following MPSC orders were issued on August 4, 2005.*

**Case No. U- 13331**  
**MOR Communications and SBC Michigan**  
**(interconnection agreement)**

On August 4, 2005 the Michigan Public Service Commission issued an order dismissing the jointly filed application of MOR Communications (“MOR”) and SBC Michigan for a first amendment to their resale agreement because MOR has never applied to do business in Michigan. Furthermore, the Commission states that MOR, on July 5, 2005, requested the withdrawal of the application, explaining it had no intent to do business in Michigan at this time.

**Case No. U-14323**  
**SBC Michigan**  
**(reclassification of business local exchange as competitive)**

**Case No. U-14324**  
**SBC Michigan**  
**(reclassification of residential local exchange as competitive)**

On August 4, 2005 the Michigan Public Service Commission (“Commission”) issued an order granting SBC Michigan’s applications for a competitive classification of business local exchange service in its Access Area B and of residential local exchange service in Access Areas A and B. The Commission directed all providers of basic local exchange service in SBC Michigan’s Access Areas A and B to issue the required notice to their customers via billing inserts or messages following issuance of this order. Each affected provider is required to send verification of the completion of this notice requirement to the Commission, which will be filed in the dockets of these cases. Further, the Commission orders that the service classifications approved by this order will be permitted to take effect 45 days from the date of the completion of the notice requirement.

**Case No. U-14479**  
**IBFA Acquisition Co LLC**  
**(license)**

On August 4, 2005 the Michigan Public Service Commission issued an order granting to IBFA Acquisition Company, LLC a license to provide basic local exchange service in the LATA exchanges currently served by SBC Michigan and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems.

\* \* \*

## NOTICES OF HEARING

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

**Case No. U-11830**  
**SBC Michigan**  
**(performance measures)**

The Michigan Public Service Commission (“Commission”) has initiated a proceeding to determine the appropriateness of submission on performance measures, reporting, and benchmarks, pursuant to the October 2, 1998 order in Case No. U-11654. The public hearing will be held at **9:00 a.m. on August 22, 2005**. This hearing will be a prehearing conference to set future hearing dates and decide other procedural matters. The Commission establishes this proceeding to determine SBC Michigan’s, f/k/a Ameritech Michigan (“SBC”) the filing of its proposal for the appropriate performance measurements to be reported, the form and method for reporting its performance, and the standards or benchmarks for performance that should be adopted by the Commission for use in determining whether SBC is providing interconnection in conformity with the provisions of applicable federal and state law, and appropriate enforcement mechanisms.

**Case No. U-14470**  
**Matrix Telecom Inc**  
**(license)**

(Revised)

The May 23, 2005 application of Matrix Telecom, Inc., for a temporary license and a license to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas served by Verizon North Inc., and Contel of the South Inc., d/b/a Verizon North Systems, and SBC Michigan, is set for an evidentiary hearing at **9:00 a.m. on August 23, 2005**. Matrix Telecom, Inc. shall issue a notice of hearing in accordance with 1991 PA 179, as amended. Interventions are due on or before **August 19, 2005**.

**Case No. U-14567**  
**Absolute Music LLC v Silv Communications Inc**  
**(consumer complaint: slamming)**

The Michigan Public Service Commission will consider the complaint of Absolute Music, LLC (“Complainant”) against Silv Communications, Inc., for violations of the Michigan Telecommunications Act. A public hearing in this matter will be held at **9:00 a.m. on August 17, 2005**. On June 30, 2005, Complainant filed a formal complaint, against Silv Communications, Inc. Complainant alleges that Silv Communications, Inc. is in violation of Section 505 of the Michigan Telecommunications Act (MTA) for unlawfully switching their service without receiving prior authorization. The Complainant is asking for reimbursement and for the imposition of fines.

\* \* \*

## **PSC HEARINGS SCHEDULE**

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

### **Hearings Scheduled for Last Week (August 1 - 5, 2005)**

August 2, 2005, 9:00 a.m.

Case No. U-14553/prehearing conference

Pigeon Telephone Co v Verizon North Inc (LNP dispute)

August 3, 2005, 9:00 a.m.

Case No. 14566/public hearing

Christine F. Belles v Talk America

August 4, 2005, 9:00 a.m.

Case No. U-14564/public hearing

Jerome H. Schober v IDT America Corp

### **Hearings Scheduled for This Week (August 8 – 12, 2005)**

### **Future Hearings Scheduled**

August 16, 2005, 9:00 a.m.

Case No. U-14469/evidentiary hearing

C A Networks (license)

August 22, 2005, 9:00 a.m.

Case No. U-11830/public hearing

SBC (performance measures)

August 17, 2005, 9:00 a.m.

Case No. U-14567/evidentiary hearing

Absolute Music v SILV Communications (slamming)

August 23, 2005, 9:00 a.m.

Case No. U-14470/evidentiary hearing

Matrix (license)

## **APPLICATIONS AND COMPLAINTS**

### **Case No. U-11098**

#### **MCImetro Access Transmission Services LLC and SBC Michigan (interconnection agreement)**

On August 3, 2005 MCImetro Access Transmission Services, LLC, as successor in interest to MCI WorldCom Communications, Inc., and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Tenth Amendment to their Interconnection Agreement, which the parties state revises certain terms and conditions pertaining to out-of-exchange traffic.

On August 8, 2005 MCImetro Access Transmission Services, LLC, as successor in interest to MCI WorldCom Communications, Inc., and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Eleventh Amendment to their Interconnection Agreement, which the parties state addresses reciprocal compensation and other matters for the period October 1, 2004 through March 31, 2005.

**Case No. U-11178**

**MCImetro Access Transmission Services LLC and SBC Michigan  
(interconnection agreement)**

On August 3, 2005 MCImetro Access Transmission Services, LLC, as successor in interest to Brooks Fiber Communications of Michigan, Inc., and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Ninth Amendment to their Interconnection Agreement, which the parties state addresses out-of-exchange traffic.

On August 8, 2005 MCImetro Access Transmission Services, LLC, as successor in interest to Brooks Fiber Communications of Michigan, Inc., and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Tenth Amendment to their Interconnection Agreement, which the parties state addresses reciprocal compensation and other matters for the period October 1, 2004 through March 31, 2005.

**Case No. U-12465**

**AT&T Communications of Michigan Inc and SBC Michigan  
(interconnection agreement)**

On August 4, 2005 AT&T Communications of Michigan, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Sixteenth Amendment to their Interconnection Agreement (“Agreement”), which the parties state extends the term of the Agreement for 24 months and conforms the Agreement to TRO and Post TRO Remand.

**Case No. U-13124**

**McLeodUSA Telecommunications Services Inc and SBC Michigan  
(interconnection agreement)**

On July 29, 2005 McLeodUSA Telecommunications Services, Inc. and SBC Michigan jointly applied to the Michigan Public Service Commission approval of the Seventh Amendment to their Interconnection Agreement, reflecting new costs for unbundled network elements (UNEs) as ordered by the Commission in its January 25, 2005 Order in Case No. U-13531.

**Case No. U-13758**

**MCImetro Access Transmission Services LLC and SBC Michigan  
(interconnection agreement)**

On August 3, 2005 MCImetro Access Transmission Services, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Sixth Amendment to their Interconnection Agreement, which the parties state addresses out-of-exchange traffic.

On August 8, 2005 MCImetro Access Transmission Services, LLC and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Seventh Amendment to their Interconnection Agreement, which the parties state addresses reciprocal compensation and other matters for the period October 1, 2004 through March 31, 2005.

**Case No. U-14545**  
**Verizon North Inc**  
**(notice of discontinuance of service to the local exchange of**  
**the Blanchard Telephone Association Inc)**

On August 9, 2005 Verizon North Inc. (“Verizon”) filed with the Michigan Public Service Commission a notice of discontinuance of intrastate intraLATA toll service to customers in the local exchange of the Blanchard Telephone Association, Inc. Verizon states that it will discontinue service on October 11, 2005 and that a notice of discontinuance will be published in newspapers of general circulation in the affected Blanchard Exchange on or about August 9, 2005.

**Case No. U-14546**  
**Verizon North Inc**  
**(notice of discontinuance of service to the local exchange of**  
**the Chapin Telephone Co)**

On August 9, 2005 Verizon North Inc. (“Verizon”) filed with the Michigan Public Service Commission a notice of discontinuance of intrastate intraLATA toll service to customers in the local exchange of the Chapin Telephone Company. Verizon states that it will discontinue service on October 11, 2005 and that a notice of discontinuance will be published in newspapers of general circulation in the affected Chapin Exchange on or about August 9, 2005.

**Case No. U-14606**  
**Verizon North Inc**  
**(notice of discontinuance of service to the local exchange of**  
**CenturyTel of Michigan Inc)**

On August 9, 2005 Verizon North Inc. (“Verizon”) filed with the Michigan Public Service Commission a notice of discontinuance of intrastate intraLATA toll service to customers in the local exchange of CenturyTel of Michigan, Inc. (“CenturyTel”). Verizon states that it will discontinue service on October 11, 2005 and that a notice of discontinuance will be published in newspapers of general circulation in the affected CenturyTel exchanges on or about August 9, 2005.

**Case No. U-14607**  
**Buckeye TeleSystem Inc**  
**(amended license)**

On August 1, 2005 Buckeye TeleSystem, Inc. applied to the Michigan Public Service Commission for approval to amend the geographic service area of its existing license to provide basic local exchange service to include the following service areas consisting of portions of Bedford, Erie, Ida, Summerfield and Whiteford Townships, in Monroe County, a portion of Riga Township in Lenawee County, and a non-contiguous area in Erie Township known as Lost Peninsula.

**Case No. U-14610**  
**Kent W. Burkhart v SBC Michigan**  
**(consumer complaint: utility line removal dispute)**

On August 1, 2005 Kent W. Burkhart (“Complainant”), of Ann Arbor, filed a formal complaint with the Michigan Public Service Commission against SBC Michigan, alleging that SBC refuses to

removed its utility lines extending across Complainant's rental property. Complainant states that although SBC insists it has been granted an easement of the City of Ann Arbor, there is no easement on file with the City and only Comcast has permission to extend utility lines over the property. Complainant further states that SBC is demanding that Complainant pay to SBC as much as \$20,000 in costs to remove the lines.

**Case No. U-14616**

**Easton Telecom Services LLC and Verizon North Inc and Contel of the South Inc  
d/b/a Verizon North Systems  
(interconnection agreement)**

On August 10, 2005 Easton Telecom Services, LLC and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, jointly applied to the Michigan Public Service Commission for approval of their Interconnection Agreement. The parties state that the voluntarily negotiated Agreement remains in effect until July 12, 2007.

\* \* \*

**PSC NOTICES OF OPPORTUNITY FOR COMMENT**

**Case No. U-14588**

**Upper Peninsula Telephone Company  
(expanded local calling)**

On July 8, 2005, Upper Peninsula Telephone Company filed an application with the Michigan Public Service Commission for authority to: 1) offer expanded local calling from the Amble exchange to the Coral and Morley exchanges as defined in the filed tariffs of SBC and to the Howard City and Lakeview exchanges as defined in the filed tariffs of Verizon North Incorporated, 2) offer expanded local calling from the Carney exchange to the Bark River, Escanaba, Hermansville, Powers, and Stephenson exchanges as defined in the filed tariffs of SBC, and to the Wallace and Faithorn exchanges as defined in the filed tariffs of UPTel, 3) offer expanded local calling from the Chester exchange to the Gaylord, Grayling, and Lewiston exchanges as defined in the filed tariffs of Verizon North Inc., 4) offer expanded local calling from the Donken exchange to the Alston and Tapiola exchanges as defined in the filed tariffs of Baraga Telephone Company and to the Mass and Ontonagon exchanges as defined in the filed tariffs of Ontonagon County Telephone Company, 5) offer expanded local calling from the Drummond Island exchange to the Cedarville, Kinross, and Pickford exchanges as defined in the filed tariffs of CenturyTel, and to the Sault Ste. Marie, and St. Ignace exchanges as defined in the filed tariffs of SBC, 6) offer expanded local calling from the Faithorn exchange to the Carney exchange as defined in the filed tariffs of Verizon North Incorporated and to the Hermansville, and Norway exchanges as defined in the filed tariffs of SBC Michigan, 7) offer expanded local calling from the Felch exchange to the Bark River, Channing, Cornell, Gwinn, Hermansville, Iron Mountain, Norway, Powers, and Republic exchanges as described in the filed tariffs of SBC Michigan, and to the Michigamme Forest and Watson exchanges as defined in the filed tariffs of the UP Telephone Company, 8) offer expanded local calling from the Fence River exchange to the Amasa, Channing, Crystal Falls, Michigamme, and Republic exchanges as defined in the filed tariffs of SBC Michigan, and to the L'Anse exchange as defined in the filed tariffs of Baraga Telephone Company, and to the Watton exchange as defined in the

filed tariffs of Midway Telephone Company, 9) offer expanded local calling from the Grace Harbor exchange to the Cheboygan exchange as defined in the filed tariffs of SBC Michigan and to the Onaway and Rogers City exchanges as defined in the filed tariffs of Verizon North Incorporated, 10) offer expanded local calling from the Lake Gogebic exchange to the Bergland and Watersmeet exchanges as defined in the filed tariffs of SBC Michigan and to the Bruce Crossing, and Ewen exchanges as defined in the filed tariffs of Ontonagon County Telephone Company, 11) offer expanded local calling from the Manistee River exchange to the Grayling and Higgins Lake exchanges as defined in the filed tariffs of Verizon North Incorporated, to the Kalkaska and Mancelona exchanges as defined in the filed tariffs of SBC Michigan, to the Lake of the North exchange as defined in the filed tariffs of Pigeon Telephone Company, to the Moorestown exchange as defined in the filed tariffs of CenturyTel, and to the South Boardman exchange as defined in the filed tariffs of Ace Telephone Company, 12) offer expanded local calling from the Marenisco exchange to the Bergland, Bessemer, Ironwood, Wakefield, and Watersmeet exchanges as defined in the filed tariffs of SBC Michigan and to the Bruce Crossing exchange as defined in the filed tariffs of Ontonagon County Telephone Company, 13) offer expanded local calling from the Michigamme Forest exchange to the Gwinn, Ishpeming, Negaunee, and Republic exchanges as defined in the filed tariffs of SBC Michigan and to the Felch and Watson exchanges as defined in the filed tariffs of the UP Telephone Company, 14) offer expanded local calling from the North Land O' Lakes exchange to the Golden Lake exchange as defined in the filed tariffs of Midway Telephone Company, to the Smokey Lake exchange as defined in the defined tariffs of UP Telephone Company, and to the Watersmeet exchange as defined in the filed tariffs of SBC Michigan, 15) offer expanded local calling from the Rexton exchange to the Brevort, Engadine, Newberry, and Trout Lake exchanges as defined in the filed tariffs of SBC Michigan and to the Eckerman and Hulbert exchanges as defined in the filed tariffs of Hiawatha Telephone Company, 16) offer expanded local calling from the Scott Point exchange to the Engadine exchange as defined in the filed tariffs of SBC Michigan and to the Gulliver exchange as defined in the filed tariffs of CenturyTel, 17) offer expanded local calling from the Smoky Lake exchange to the Golden Lake exchange as defined in the filed tariffs of Midway Telephone Company, to the Iron River exchange as defined in the filed tariffs of SBC Michigan, and to the North Land O' Lakes exchange as defined in the filed tariffs of UP Telephone Company, 18) offer expanded local calling from the Wallace exchange to the Carney exchange as defined in the filed tariffs of Verizon North Incorporated, and to the Escanaba and Menominee exchanges as defined in the filed tariffs of SBC Michigan, and 19) offer expanded local calling from the Watson exchange to the Cornell, Gwinn and Rock exchanges as defined in the filed tariffs of SBC Michigan and to the Felch and Michigamme Forest exchanges as defined in the filed tariffs of UP Telephone Company. The Michigan Public Service Commission directs Upper Peninsula Telephone Company to issue a notice in accordance with the Michigan Telecommunications Act, 1991 PA 179, as amended. In addition, Ace Telephone Company, Baraga Telephone Company, Ontonagon County Telephone Company, Midway Telephone Company, Pigeon Telephone Company, Hiawatha Telephone Company, CenturyTel and all 1+ toll providers in the exchanges must be noticed. The MPSC further directs that comments may be filed with the Commission and must be received no later than **5:00 p.m. on September 8, 2005**. 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: [mpscfilecases@michigan.gov](mailto:mpscfilecases@michigan.gov). All comments should reference Case No. U-14588. Comments received in this matter will become public information.

**Case No. U-14562**  
**CenturyTel of Michigan, Inc.**  
**(amended license)**

On June 24, 2005, CenturyTel of Michigan, Inc. (CenturyTel) filed an application with the Michigan Public Service Commission for approval to amend the geographic area of its license to provide basic local exchange service. CenturyTel requests authority for a boundary revision to portions of its boundary in Lake Ann, Glen Lake, and Homer exchanges. The company requests authority to move a portion of its Lake Ann exchange to its Glen Lake exchange and move another portion of its Lake Ann exchange to its Homer exchange. CenturyTel shall issue notice of its request by August 2, 2005. Written and electronic comments may be filed with the Commission and must be received no later than **5:00 p.m. on August 23, 2005**. 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: [mpscfilecases@michigan.gov](mailto:mpscfilecases@michigan.gov). All comments should reference Case No. U-14562. Comments received in this matter will become public information.

\* \* \*

**2005 REGULAR COMMISSION MEETING DATES\***

<b>Month &amp; Date</b>	<b>Day</b>	<b>Time</b>
August 16	Tuesday	1:30 p.m.
September 20	Tuesday	1:30 p.m.
October 18	Tuesday	1:30 p.m.
November 3	Thursday	1:30 p.m.
December 20	Tuesday	1:30 p.m.

\*Special meetings may be scheduled, as needed, on 18 hours' notice.

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