

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

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

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## **FEATURES**

*Note: The following press release was issued by MIACT on October 4, 2005.*

### **CONSUMERS SAY TOTAL DEREGULATION OF BASIC PHONE SERVICES PREMATURE, POINT OUT THAT MILLIONS OF MICHIGAN CONSUMERS HAVE NO ACCESS TO CABLE PHONES, CELL PHONE SERVICE STILL UNRELIABLE**

Representatives of small business, consumer and senior groups today said it is essential that the Michigan Legislature reject proposals that would effectively end competition in the state's basic phone business, saying such a step is premature.

Officials from the Small Business Association of Michigan, AARP and the Michigan Consumer Federation said that the vast majority of Michigan families and businesses still rely on their basic land-line phone system for vital phone needs. Cell phone service is still spotty in much of the state, and cable phone service does not exist outside of a few wealthy suburban neighborhoods in metro Detroit.

The news conference pointed out that Verizon today has virtually no wireline competition, facing only the illusory "competition" from cable and cell phones. As a result, Verizon today charges \$65 a month for unlimited local and long distance service – while SBC, which faces real wireline competition, charges \$40 a month for this service.

"Total deregulation combined with an end to wireline competition will mean a \$300 a year phone bill increase for SBC customers who today are using this basic bundle of services,"

said Rick Gamber, executive director of the Michigan Consumer Federation. "That's like a \$300 a year tax increase that Michigan lawmakers are set to impose on those phone consumers."

Many seniors cannot afford to buy the expensive bundle of services needed to get cable phone service, said AARP Michigan State President Dr. George Rowan. They are reluctant to give up the traditional phone service they are used to, he added. That makes them vulnerable to price hikes on traditional phone service.

"Wireline competition has meant lower prices for seniors, even those who haven't wanted to change providers," Rowan said. "We need to ensure that there is sustained wireline competition before we deregulate phone rates. If there is sustained competition, we can deregulate rates. But not before."

Small businesses are particularly vulnerable to a deregulated wireline monopoly.

"We must have vigorous, permanent competition in the wireline phone business before we can deregulate the wholesale side of Michigan's phone system," said Barry Cargill, vice president for government relations at the Small Business Association of Michigan. "Small business cannot live on cell phones alone, and cable won't serve business yet today. We support deregulation, but only when there is sustainable competition. We are not there yet."

MiACT members said they would be meeting with lawmakers in the days ahead to make sure they keep the needs of consumers – not phone companies – foremost as the Legislature moves ahead in rewriting the Michigan Telecommunications Act, which expires at the end of this year.

*MiACT is a coalition whose membership includes customer groups such as the Michigan Consumer Federation, the Small Business Association of Michigan and alternative competitive carriers. For more information, visit [www.miact.org](http://www.miact.org).*

# **FCC ADOPTS ANNUAL REPORT ON STATE OF COMPETITION IN THE WIRELESS INDUSTRY**

*Note: the following press release was issued by the FCC on September 30, 2005:*

Washington, D.C. – Today, the Federal Communications Commission (FCC) adopted its Tenth Annual Report to Congress on the state of competition in the mobile telephone – or Commercial Mobile Radio Services (CMRS) – industry. This report examines the conditions prevailing in the CMRS marketplace as of the end of 2004 and the first half of 2005.<sup>1</sup> The FCC concluded that there continues to be effective competition in the CMRS marketplace based on its analysis of several measures of competition, including: the number of competing carriers providing service in an area, the extent of service deployment, prices, technological and product innovations, subscriber growth, usage patterns, churn, and investment. Although consolidation during the period covered by the report has reduced the number of nationwide mobile telephone carriers, the FCC found that none of the remaining carriers has a dominant share of the market and that the market continues to behave and perform in a competitive manner.

Today's report reviews competitive market conditions by grouping indicators of the status of competition into four categories: (1) market structure, (2) carrier conduct, (3) consumer behavior, and (4) market performance. The report also examines a number of related topics, including urban-rural and international comparisons.

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<sup>1</sup> Consequently, while the report acknowledges that the Sprint-Nextel and ALLTEL-Western Wireless mergers have occurred, these transactions closed too recently for their effects to be reflected in the indicators of market structure, carrier conduct, and market performance.

Regarding market structure, today's report presents several indicators to support its conclusion that there is effective competition in the CMRS marketplace. For instance, the report notes that 97 percent of the total U.S. population lives in counties with three or more different operators providing mobile telephone service, the same level as in the previous year, and up from 88 percent in 2000, the first year for which these statistics were kept. Furthermore, 93 percent of the U.S. population lives in counties with four or more different mobile telephone operators, and 87 percent lives in counties with five or more; both figures are roughly the same as in the previous year.

The report's analysis of carrier conduct shows that competitive pressures continue to incite carriers to introduce innovative pricing plans and service offerings, and to respond to the pricing and service innovations offered by rival carriers. Examples of price rivalry over the past year include the proliferation of "family plan" offerings, the introduction of a variety of new prepaid plans, and the launch of entirely new brands targeted at previously-untapped segments of the market. One result of these offerings has been a significant increase in the percentage of wireless users who subscribe to prepaid plans; this figure rose from 6 percent in 2003 to between 8 and 11 percent in 2004.

In addition, non-price rivalry among wireless carriers is illustrated by their continued deployment of next-generation networks and their pursuit of product differentiation based on attributes such as network coverage and service quality. Over the past year, several wireless carriers deployed CDMA 1xEV-DO networks, which allow typical download speeds of 400-700 kilobits per second, in markets across the country. Many have announced plans to launch or expand these networks, as well as UMTS (Universal Mobile Telecommunications System, or Wideband CDMA) with HSDPA (High Speed Data Packet Access) technology, in the future.

Consumer behavior metrics provide further evidence that mobile telephone carriers have an incentive to compete on price and quality of service. For example, churn rates, or the percentage of customers who switch providers each month, averaged 1.5 to 3.0 percent per month during 2004, a slight decline from the previous year. The implementation of local number portability (LNP) beginning in November 2003 has lowered consumer switching costs by enabling wireless subscribers to keep their phone numbers when changing wireless providers. While the advent of LNP has not resulted in an increase in churn, evidence continues to suggest that LNP has put added pressure on carriers to improve service quality in order to retain existing customers and to avoid increased churn.

Indicators of market performance show that competition continues to afford many significant benefits to consumers. During 2004, the number of mobile telephone subscribers in the United States rose from 160.6 million to 184.7 million, increasing the nationwide penetration rate to approximately 62 percent at the end of 2004. The amount of time mobile subscribers spend talking on their mobile phones has also increased, with the average minutes of use per subscriber per month rising to more than 580 in the second half of 2004, up from 507 in 2003 and 427 in 2002. Two

indicators of mobile pricing – revenue per minute (RPM) and the cellular Consumer Price Index (Cellular CPI) – showed a continued decline in the price of mobile telephone service during 2004. The RPM, which can be used to measure the per-minute price of mobile telephone service, fell 12 percent during 2004, and the Cellular CPI declined 1.0 percent during 2004 while the overall CPI increased 2.7 percent. Finally, the volume of text messaging traffic grew to 4.7 billion messages per month in December 2004, more than double the 2 billion messages per month reported in December 2003.

Action by the Commission September 26, 2005 by Tenth Report (FCC 05-173). Chairman Martin, Commissioners Abernathy and Adelstein with Commissioner Copps concurring and issuing a separate statement.

For additional information, contact Heidi Kroll, Wireless Telecommunications Bureau, at (202) 418-2361 or [Heidi.Kroll@fcc.gov](mailto:Heidi.Kroll@fcc.gov); or Ben Freeman, Wireless Telecommunications Bureau, at (202) 418-0628 or [Ben.Freeman@fcc.gov](mailto:Ben.Freeman@fcc.gov).

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### PENDING LEGISLATION

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

Senate Bill # Senator	Date Introduced	Description	Status
SB 48 Johnson	1/25/05	State; authorities; issuance of bonds for equipment associated with telecommunications on the campuses of Michigan institutions of higher	To Senate Committee on Appropriations

		education with lease options back to the institutions and the state; provide for. Amends sec. 7 of 1964 PA 183 (MCL 830.417).	
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
SB 737 Thomas III	9/6/05	Traffic control; violations; use of cellular telephone while operating a vehicle driving in a left lane of a highway; prohibit and provide	To Senate Committee on Transportation

		penalties. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 682c.	
SB 754 Brown	9/13/05	Communications; telecommunications; general amendments; provide for. Amends secs. 102, 202, 208 & 304 of 1991 PA 179 (MCL 484.2102 et seq.) & repeals sec. 304b of 1991 PA 179 (MCL 484.2304b).	Discharged S-5 from Senate Committee on Technology and Energy; reported favorably with Substitute S-5; referred to Committee of the Whole with Substitute S-5
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
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

<b>House Bill # Representative</b>	<b>Date Introduced</b>	<b>Description</b>	<b>Status</b>
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 Miller	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
HB 5115 Bieda	9/6/05	Environmental protection; recycling; collection for recycling or disposal of used cellular telephones by retailers; require. Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 175.	To Committee on Natural Resources, Great Lakes, Land Use, and Environment
HB 5122 Vander Veen	9/6/05	Trade; antitrust; refusals to deal by providers of electronic data interchange and value added network services; prohibit. Amends title & sec. 1 of 1984 PA 274 (MCL 445.771) & adds sec. 3a.	To Committee on Energy and Technology
HB 5133 Law	9/7/05	Traffic control; violations; use of cell phone while operating a vehicle by an individual in the graduated licensing program; prohibit and establish penalties. Amends sec. 907 of 1949 PA 300 (MCL 257.907) & adds sec. 602b.	To Committee on Judiciary
HB 5237 Nofs	9/27/05	Communications; telecommunications; general amendments; provide for.	To Committee on Energy and Technology
HB 5272 Elsenheimer	10/06/05	Communications; telecommunications; disclosure of early termination fees or penalties; require.	To Committee on Energy and Technology

## 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

*Note: No telecommunications orders have been issued by the Michigan Public Service Commission ("Commission") since September 21, 2005, however the Commission's Executive Secretary did issue the following erratum pertaining to a minute action issued June 30, 2005 and to a minute action issued September 20, 2005.*

### **METRO ACT**

#### **Section 8(14) of Public Act 48 of 2002**

#### **ERRATUM issued September 27, 2005**

"The Commission's minute action issued June 30, 2005 approved tax credits under the METRO Act. Subsequent to that date, additional providers have filed for tax credits. They have been added to the list of providers approved for the allowable tax credit under the METRO Act. McLeodUSA Telecommunications Services, Inc. is approved for an allowable tax credit of \$389,308.00. MCImetro Access Transmission Services, LLC is approved for an allowable tax credit of \$112,332.54."

### **Federal Universal Service Fund Case No. U-14612**

#### **Certification of ETCs**

#### **ERRATUM issued September 30, 2005**

"On September 20, 2005, the Commission issued a minute action designating eligible telecommunications carriers for the purpose of receiving federal universal service funds to be expended in the year 2006, consistent with the Federal Communications Commission order in CC Docket No. 96-45, and the New Rate Comparability Review Criteria, as set forth in 47 CFR 54.313 and 54.314. The minute action indicates an incorrect name of an eligible telecommunications carrier. TDS:

Communications Solutions, Inc. is corrected to read Communications Corporation of Michigan, d/b/a TDS Telecom/Communications Corp. of MI (CCM). The service area code of 310672 remains unchanged.”

\* \* \*

### 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-14475**  
**Phone Express Michigan, Inc.**  
**(license)**

Phone Express Michigan’s April 6, 2005 application to the Michigan Public Service Commission ("Commission") for a license to provide basic local exchange service in the zone and exchange areas throughout the Lower Peninsula LATA presently served by Ameritech Michigan, Verizon North Incorporated, and Verizon North Systems, is set for an evidentiary hearing at **9:00 a.m. on October 19, 2005**. Interventions are due on or before **October 17, 2005**. The Commission also directed Phone Express Michigan, Inc. to issue a notice of hearing in accordance with 1991 PA 179, as amended.

**Case No. U-14521**  
**Verizon North Inc and Contel of the South Inc,**  
**d/b/a Verizon North Systems**  
**(waiver of billing standards rule)**

On August 25, 2005 Verizon North Inc. and Contel of the South, Inc, d/b/a Verizon North Systems (“Verizon”) requested a permanent waiver of Rule 84(1) within the Billing Standards for Basic Residential Telecommunications Services, if the Michigan Public Service Commission approves its request. • The Commission will hold a public hearing will be held at **9:00 a.m. on October 26, 2005**. This hearing will be a prehearing conference to set future hearing dates and decide other procedural matters. Verizon requests approval for a permanent waiver of the first class mail requirement in R 484 384 Notice of Shutoff of Service Rule 84(1) of the Billing Standard Rules and to allow, as an alternative, an electronic notification via e-mail to the customer not less than five (5) days before the date of the proposed shut off of service. Verizon does not oppose making the waiver temporary for the first 12 months. If the alternative notice is unsuccessful as evidenced by comments or complaints from the public during the 12-month period, the waiver will be terminated, and the alternative notice discontinued.

\* \* \*

### PSC HEARINGS SCHEDULE

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

<b>Hearings Scheduled for Last Week (September 26 - 30, 2005)</b>
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September 27, 2005, 9:00 a.m.  
Case No. U-14540/evidentiary hearing  
Vota Telephone, d/b/a Votatel (license)

### **Hearings Scheduled for This Week (October 3 – 7, 2005)**

October 5, 2005, 9:00 a.m.

Case No. U-14528/2<sup>nd</sup> prehearing

Commission's Own Motion (DE: pole attachments)

October 5, 2005, 9:00 a.m.

Case No. U-14563/motion hearing

Pigeon Telco v Verizon (LNP dispute)

### **Future Hearings Scheduled**

October 11, 2005, 9:00 a.m.

Case No. U-14563/motion hearing

Pigeon Telco v Verizon (LNP dispute)

October 26, 2005, 9:00 a.m.

Case No. U-14521/prehearing conference

Verizon (waiver of Billings Standards rule)

October 19, 2005

Case No. U-14475/evidentiary hearing

Phone Express Michigan Inc (license)

## **APPLICATIONS AND COMPLAINTS**

### **Case No. U-13371**

#### **First Communications LLC and SBC Michigan (interconnection agreement)**

On September 30, 2005 First Communications LLC and SBC Michigan jointly applied to the Michigan Public Service Commission for approval of the Fourth Amendment to their Interconnection Agreement ("Agreement"). The parties state that the Fourth Amendment, fully executed as of September 22, 2005, is adding Appendix Alternate Billed Services (ABS) into the Agreement.

### **Case No. U-14640**

#### **Lightyear Network Solutions LLC and SBC Michigan (interconnection agreement)**

On September 23, 2004 Lightyear Network Solutions LLC and SBC Michigan jointly applied to the Michigan Public Service Commission ("Commission") for approval of their multi-state Interconnection Agreement and a Temporary Rider-TRRO Embedded Base Amendment, executed as of September 12, 2005.

### **Case No. U-14641**

#### **Judith Ann and Michael Hansel v Global Crossing (consumer complaint: slamming)**

On September 22, 2005 Judith Ann and Michael Hansel ("Complainants"), of Canton, filed a formal complaint with the Michigan Public Service Commission against Global Crossing alleging that their telephone service provider was switched without their authorization. Complainant seeks reimbursement for out-of-pocket expenses, the imposition of fines and the entry of a cease and desist order against Global Crossing.

**Case No. U-14642**  
**Brenda Sweeney v AT&T**  
**(consumer complaint: unauthorized charges)**

On September 22, 2005 Brenda Sweeney (“Complainant”), of Lansing, filed a formal complaint with the Michigan Public Service Commission against AT&T alleging that her telephone services were assessed charges without her authorization or knowledge. Complainant seeks reimbursement for out-of-pocket expenses, the imposition of fines and the entry of a cease and desist order against AT&T.

**Case No. U-14643**  
**T2 Communications LLC**  
**(amended license)**

On September 27, 2005 T2 Communications, LLC (“T2”) applied to the Michigan Public Service Commission (“Commission”) for authorization to temporarily and permanently amend its license to provide basic local exchange service to include all the zone and exchange areas in which either Verizon North Inc. or Contel of the South, Inc., d/b/a Verizon North Systems is the incumbent local exchange carrier. T2, a privately-held domestic limited liability company with principal offices located in Holland, Michigan, was granted a license in a Commission order issued on July 8, 2003 in Case No. U-13755 to provide basic local exchange service in the areas served by SBC Michigan.

**Case No. U-14645**  
**Winn Telephone Co d/b/a Winn Telecom and**  
**Trinsic Communications Inc**  
**(interconnection agreement)**

On September 28, 2005 Winn Telephone Company, d/b/a Winn Telecom and Trinsic Communications, Inc. (formerly Z-Tel Communications, Inc.) jointly applied to the Michigan Public Service Commission (“Commission”) for approval of their Local Call Termination Service Agreement dated July 14, 2005.

**Case No. U-14646**  
**Comtel Telcom Assets LP**  
**(license)**

On September 27, 2005 Comtel Telcom Assets LP (“Comtel”) applied to the Michigan Public Service Commission (“Commission”) for a temporary and a permanent license to provide basic local exchange service, on both a reseller and facilities-based basis, in the areas in which SBC Ameritech Michigan, Verizon North Incorporated, and Verizon North Systems are the incumbent local exchange carriers. Comtel states that it is a limited partnership organized under the laws of the State of Texas and its principal office is located in Houston, Texas. Further, Comtel states that concurrently with this filing, Comtel in combination with VarTec Telecom, Inc., Excel Telecommunications, Inc. and VarTec Solutions, Inc., (“the VarTec Companies”) have submitted to the Commission a Joint Notice of Transfer of Assets, and as noted in the Joint Notice, Comtel requests the authority to assume the VarTec Companies’ tariffs and operate under the trade names VarTec Telecom, Clear Choice Communications, Excel Telecommunications and VarTec Solutions in addition to the Comtel Name.

**Case No. U-14647**  
**Cingular Wireless LLC and Chatham Telephone Co,**  
**Communication Corp of Michigan, Island Telephone Co,**  
**Shiawassee Telephone Co, and Wolverine Telephone Co**  
**(interconnection agreement)**

On September 28, 2005 Cingular Wireless L.L.C. and Chatham Telephone Company, Communication Corporation of Michigan, Island Telephone Company, Shiawassee Telephone Company, and Wolverine Telephone Company (collectively, the TDS Companies”) jointly applied to the Michigan Public Service Commission for approval of their Wireless Traffic Exchange Agreement dated June 1, 2005

**Case No. U-14650**  
**Idelle Trelley v Talk America**  
**(consumer complaint: false, misleading and deceptive statements)**

On September 29, 2005 Idelle Trelley (“Complainant”), of Trenton, filed a formal complaint with the Michigan Public Service Commission ("Commission") against Talk America, alleging that the company used false, misleading and deceptive statements upon which Complainant made a decision to switch telephone providers. Complainant requests an order directing Talk America to remove a \$62.80 charge.

\* \* \*

**PSC NOTICES OF OPPORTUNITY FOR COMMENT**

**Case No. U-14643**  
**T2 Communications, LLC**  
**(license)**

On September 27, 2005, T2 Communications, LLC (T2) 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. T2 requests authority to serve all zones and exchange areas currently served by Verizon North Inc. and Contel of the South, Inc. d/b/a Verizon North Systems in the state of Michigan. T2 shall issue notice of its request by October 25, 2005. Written and electronic comments may be filed with the Commission and must be received no later than **5:00 p.m. on November 15, 2005**. 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>
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.

## SUBSCRIPTION INFORMATION

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