



FEATURES |

Eligible Telecommunications Carrier Certification Reports Due June 1

In its April 13, 2006 order in Case U-14530 the Michigan Public Service Commission required all providers designated as Eligible Telecommunications Carriers (“ETC”) for purposes of receiving Universal Service Funds (“USF”) support to file annual submissions to maintain their designation as an ETC. These annual submissions are due on June 1 of each year, so as to allow the Commission adequate time to approve ETCs for the upcoming calendar . . .

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year and submit a list of approved ETCs to the Federal Communications Commission by October 1. The annual submission is required to include the following information:

- Company contact person, including name, address, telephone number and email;
- A list of wire centers (including switch names and CLLI codes) and study area numbers for the areas for which the company is requesting USF reimbursement;
- A 5-year improvement plan outlining specific proposed improvements and upgrades on a wire center by wire center basis for the designated service area (lifeline/linkup ETCs do not need to include a 5-year improvement plan);
- Demonstration of the company's ability to remain functional in emergency situations;
- Consumer privacy protection policies, including for wireless carriers a statement indicating a commitment to comply with the Cellular Telecommunications and Internet Association's ("CTIA") Consumer Code;
- A list of local calling plans, including bundles of long distance/local packages, and indicating whether or not such plans are included in USF offerings;
- Information regarding the company's ability to become the sole ETC and serve all of an area's customers.

Submissions filed by June 1, 2007 for the 2008 USF year are to be filed in MPSC Case No. U-15300. For additional information about ETC recertification filings, contact Clark Hill PLC.

MPSC to Hold Public Hearing on Proposed Revisions to Telecommunications Service Quality Rules

The MPSC issued the following press release on April 24, 2007. For additional information contact: Judy Palnau (517) 241-3323.

The Michigan Public Service Commission ("MPSC") today announced it will hold a public hearing on the proposed revisions to its telecommunications service quality rules at 9 a.m. on June 20 in Lansing.

The MPSC submitted the draft version of the proposed revised rules to the State Office of Administrative Hearings and Rules and the Legislative Service Bureau, both of which granted their informal approvals earlier this year.

The public hearing will provide interested parties with the opportunity to comment on the proposed revisions.

The proposed revised rules may be viewed at:

http://www.cis.state.mi.us/mpsc/orders/comm/2007/u-14962_04-24-2007.pdf

Interested persons may also submit written comments on the proposed revisions. Comments must be received by the MPSC by 5:00 p.m. on July 11. Comments may be e-mailed to mpscfilecases@michigan.gov. Written comments should be mailed to the Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, MI 48909 . All comments should

reference Case No. U-14962. All information submitted to the Commission in this matter will become public information, available on the Commission's Web site, and subject to disclosure.

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

MPSC requires Virtual NXX Tariff Filings from All Providers of Basic Local Exchange Service

In enacting the 2005 amendments to the Michigan Telecommunications Act (“MTA”) the Michigan legislature added Section 304(9) of the MTA, 484.2304(9), which provides:

“Effective December 31, 2007, a call made to a called party who is not located within the geographic area of the caller’s local calling area or an adjacent local calling area as defined by the commission’s order in case numbers U-12515 and U-12528, dated February 5, 2001, is not a local call if the tariff of the provider originating the call does not classify the call as a local call. . . .”

This section was added to the MTA to address compensation issues that arise from the use of Virtual NXX. Telephone exchanges in Michigan (the NXX in a typical NPA-NXX-XXX telephone number) are geographically assigned to local calling zone and exchanges. As defined in Section 304(9), “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.” For example, under a Virtual NXX arrangement a business located in Detroit might order an Ann Arbor telephone number (e.g. (734) 663-XXXX). This would allow Ann Arbor customers to make a “local” telephone call to the business, even though the business is physically located outside the Ann Arbor local calling area. Even though the call appears to be a local call in Ann Arbor, the call actually terminates in Detroit and typically travels over interexchange, and not local facilities. Compensation for the transport and termination of these calls, which explicitly avoid appearing to be toll calls, has been disputed. The Federal Communications Commission (“FCC”) is considering rule changes to address this compensation, but such changes have not been finalized. In June 2006, following several months of effort by a Michigan Public Service Commission Workgroup, commenced in MPSC Case No. U-14683, the Commission issued a report on recommendations for treatment of Virtual NXX in June 2006. The Commission’s report is available on the Internet at <http://www.michigan.gov/documents/vnxxreporttolegislature063006_164372_7.pdf>. Among the Commission’s recommendations was that if “by November 15, 2006, if the FCC has not resolved the intercarrier compensation issue, nor has taken action that would resemble a resolution to the issue, the Commission recommends that the Legislature and/or Governor provide formal communication to it regarding the December 31, 2007, statutory date and if reconvening of the workgroup or the holding of a more formal proceeding would be beneficial in formulating any policy or implementation decisions surrounding the [Virtual] NXX issue.”

Though the FCC has not issued its rule changes regarding Virtual NXX, no changes have been made to the Michigan legislation. Recognizing that “unless [Virtual NXX] calls are affirmatively defined by tariff to be local, they will become subject to toll charges after December 31, 2007” pursuant to Section 304(9) of the MTA, on April 24, 2006 the Commission issued an Order to “ensure that customers do not suddenly and without notice or explanation begin receiving bills for calls previously treated as local calls.” The Commission ordered all basic local exchange providers to either alter their tariffs to define “as local a call made to a called party who is not located within the geographic area of the caller’s local calling area or an adjacent local calling area as defined by the commission’s order in Case Nos. U-12515 and U-12528, dated February 5, 2001, that is now rated as

local, in order to maintain the *status quo*,” or file proof that it has provided notice to its customers explaining the change in charges for these calls that will occur after December 31, 2007. Filings or tariff changes must be made by July 1, 2007. Filings should be made in MPSC Case No. U-15280.

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 # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 002 Hardiman	01/10/2007	Campaign finance; public disclosure; disclosure of committees that employ and registration of persons who make “robocalls” in campaigns; require. Amends sec. 6 of 1976 PA 388 (MCL 169.206) & adds sec. 48.	Referred to Senate Committee on Campaign and Election Oversight.
SB 003 Haridman	01/10/2007	Elections; campaign practices; do-not-call list for automated political telephone calls; provide for.	04/04/2007 Referred to Senate Committee of the Whole with Substitute S-3.
SB 004 Hardiman	01/10/2007	Communications; cellular telephone; customer consent to list numbers in a cell phone directory; require. Amends 1991 PA 179 (MCL 484.2101 et seq.) by adding sec. 360a.	Referred to Senate Committee on Homeland Security and Emerging Technologies.
SB 058 Stamas	01/24/2007	Campaign finance; campaign practices; telephonic communications; require disclosure stating who is paying for call and whether authorized by candidate.	Referred to Senate Committee on Campaign and Election Oversight.
SB 108 Basham	01/30/2007	Communications; telecommunications; eligibility date to opt into METRO funds; revise. Amends sec. 13 of 2002 PA 48 (MCL 484.3113).	Referred to Senate Committee on Energy Policy.
SB 131 Cherry	01/31/2007	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.	Referred to Senate Committee on Energy Policy.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 143 Brown	01/31/2007	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of installing spyware on another person's computer without consent; enact. Amends sec. 17c, ch. XVII of 1927 PA 175 (MCL 777.17c). Tie Bar with SB 144.	Referred to Senate Committee on Judiciary.
SB 144 Brown	01/31/2007	Crimes; computer; installing spyware on another person's computer without consent; prohibit, and provide penalties. Amends sec. 7 of 1979 PA 53 (MCL 752.797) & adds sec. 5b.	Referred to Senate Committee on Judiciary.
SB 145 Brown	01/31/2007	Civil procedure; civil actions; installing spyware or adware onto another individual's computer without consent; prohibit and provide remedies for. Creates new act.	Referred to Senate Committee on Judiciary.
SB 284 Richardville	02/27/2007	Campaign finance; campaign practices; telephonic communications; require disclosure stating who is paying for call and whether authorized by candidate. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	04/19/2007 Substitute S-2 passed Senate, 38 Yeas, 0 Nays. Referred to House Committee on Ethics and Elections.
SB 410 Brown	04/18/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends title & secs. 101, 102, 201, 202, 203, 205, 301, 302, 303, 306, 307, 308, 312, 319, 320 & 401 of 1986 PA 32 (MCL 484.1101 et seq.) & adds secs. 401a, 401b & 401c. Tie Bar with SB 411.	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 411 Brown	04/18/2007	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify. Amends secs. 402, 403, 404, 405, 406, 407, 408, 410, 412, 413, 502, 504, 506, 601, 602, 605, 712, 714, 716 & 717 of 1986 PA 32 (MCL 484.1402 et seq.) & repeals. Tie Bar with SB 410.	Referred to Senate Committee on Energy Policy and Public Utilities.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 449 Kahn	04/26/2007	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.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4041 Lemmons	01/22/2007	Corrections; state facilities; telephone system for state correctional facilities; impose requirements.	Referred to House Committee on Judiciary.
HB 4057 Nofs	01/22/2007	Campaign finance; public disclosure; telephone or electronic campaigning; require message to include payer's identification and whether approved by candidate, and revise identifying statement for radio or television campaign ads.	Referred to House Committee on Ethics and Elections.
HB 4239 Sak	03/14/2007	Campaign finance; public disclosure; telephone or electronic campaigning; require message to include payer's identification and whether approved by candidate, and revise identifying statement for radio or television campaign ads.	Substitute H-1 Passed House, 107 Yeas, 0 Nays; referred to Senate Committee on Campaign and Election Oversight.
HB 4293 Miller	02/20/2007	Law enforcement; investigations; use of eavesdropping devices in hostage or other emergency situations; allow. Amends secs. 539a & 539g of 1931 PA 328 (MCL 750.539a & 750.539g) & adds sec. 539l.	Referred to House Judiciary Committee.
HB 4333 Wenks	02/27/2007	Campaign finance; public disclosure; disclosure of persons who make automated telephone calls related to candidates or elections; require.	Referred to Committee on Ethics and Elections.
HB 4461 Rocca	03/15/2007	Transportation; school vehicles; use of cellular telephone while operating a school bus; prohibit. Amends 1990 PA 187 (MCL 257.1801 - 257.1877) by adding sec. 58.	Referred to Committee on Transportation.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4581 Condino	04/05/2007	Communications; telecommunications; tax on satellite television sales; provide for at same rate as cable franchise agreements. Amends secs. 1 & 2 of 1933 PA 167 (MCL 205.51 & 205.52).	Referred to Committee on Tax Policy.

PUBLIC ACTS OF 2007 |

Listed below are Public Acts related to telecommunications that have been passed during the current legislative session (2007-2008). 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.

*To date, no telecommunications legislation
has been enacted during the 2007-2008 Legislative Sessions.*

ORDERS ISSUED BY MPSC |

The Michigan Public Service Commission issued the following Orders at its regularly scheduled meeting held on April 24, 2007 at 1:30 p.m.:

Case No. U-11230 Tele-Phone-Communication, Inc.	License
Case No. U-11348 Image Paging of Michigan, Inc. d/b/a IM-Tel	License
Case No. U-11755 Mid-American Telephone Company	License
Case No. U-11809 United States Telecommunications, Inc. d/b/a Tel Com Plus	License
Case No. U-11810 Call UP, Inc.	License
Case No. U-12029 JATO Operating Two Corp.	License
Case No. U-12040 Omniplex Communications Group, LLC	License

Case No. U-12048 Net-Tel Corporation	License
Case No. U-12055 NTegrity Telecontent Services, Inc.	License
Case No. U-12056 The Free Network, LLC	License
Case No. U-12171 One Communications of Michigan, LLC	License
Case No. U-12355 USBG, Inc.	License
Case No. U-12425 Tall Grass Communications, Inc.	License
Case No. U-12455 Maverix.Net, Inc.	License
Case No. U-12522 Servisense.Com, Inc.	License
Case No. U-12663 Telicor Inc.	License
Case No. U-12673 Pathnet Operating, Inc.	License
Case No. U-12785 Zephion Networks Communications, Inc. f/k/a Domino Networks Communications, Inc.	License
Case No. U-12788 EZ Phone, Inc.	License
Case No. U-13057 Joy Lines, Inc. (license	License
Case No. U-13130 Ciera Network Systems, Inc.	License
Case No. U-13443 Max-Tel Communications, Inc.	License
Case No. U-13535 Talk Unlimited Now, Inc. http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13535	License
Case No. U-13651 Sun Communications, LLC	License

Case No. U-13692 License
Alticom, Inc.

Case No. U-13829 License
Barnes Engineering, LLC d/b/a Bellecom, LLC

Case No. U-13996 License
Norvergence, Inc.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=13996>

Case No. U-15237 License
Commission's Own Motion
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15237>

On April 24, 2007 the Michigan Public Service Commission ("Commission") issued an Order in the above-captioned proceedings commencing formal basic local exchange service license revocation proceedings against Alticom, Inc., Barnes Engineering, LLC, d/b/a BelleCom, LLC, Call-Up, Inc., Ciera Network Systems, Inc., EZPhone, Inc., Image Paging of Michigan, Inc., JATO Operating Two Corp., Joy Lines, Inc., Maverix.net, Inc., Max-Tel Communications, Inc., Mid-American Telephone Company, NET-Tel Corporation, NorVergence, Inc., Ntegrity Telecontent Services, Inc., O1 Communications of Michigan, LLC, Omniplex Communications Group, LLC, Pathnet Operating, Inc., ServiSense.com, Inc., Sun Communications, LLC, Talk Unlimited Now, Inc., Tall Grass Communications Inc., Tele-Phone Communications, Inc., Telicor Inc., The Free Network, L.L.C., United States Telecommunications, Inc., d/b/a Tel Com Plus, USBG, Inc., and Zephion Networks Communications. According to the Order, it has been brought to the Commission's attention that these providers "have been grossly deficient in attending to the statutory and regulatory responsibilities of licensed basic local exchange service providers." If these providers desire to retain their licenses to provide basic local exchange service the Commission has ordered them to file an intervention in Case No. U-15237 by May 22, 2007 and to appear at a June 18, 2007 joint hearing before Administrative Law Judge Mark E. Cummins ("ALJ") that will take place at 9:00 a.m. at the Commission's Offices. The ALJ has been instructed to issue an oral Proposal for Decision ("PFD") with regard to the issue of whether or not to immediately revoke the license of any provider who does not intervene and/or attend the June 18, 2007 hearing. For those providers that intervene and attend the June 18, 2007 hearing, the ALJ is instructed to treat the hearing as a prehearing conference in a separate complaint case brought in the docket for the provider's license, unless the provider agrees to voluntarily relinquish its license or the Commission's Staff requests dismissal of further proceedings against the provider.

Case No. U-14530 ETC
Commission's Own Motion
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14530>

On April 24, 2007 the Michigan Public Service Commission ("Commission") issued an Order closing the above-captioned docket. This case was initially commenced to consider application of new requirements for Eligible Telecommunications Carriers ("ETCs") set out by the Federal Communications Commission in Docket 05-46. The Commission's April 13, 2006 order in this case required all ETCs to file annual certification reports to maintain their designation as an ETC. Because future certification reports will be made in new dockets, the Commission has ordered this docket closed.

Commission's Own Motion

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14749>

On April 24, 2007 the Michigan Public Service Commission ("Commission") issued an Order closing the above-captioned docket. On November 21, 2005, Governor Jennifer M. Granholm signed into law 2005 PA 235, amending the Michigan Telecommunications Act, MCL 484.2101 *et seq.* (Act 235). Prior to the amendment, the statute required the Commission to submit an annual report on the status of competition in telecommunication services to the Governor and the House and Senate standing committees with oversight of telecommunications issues. This docket had initially been opened for purposes of receiving the information necessary for compilation of that report from telecommunications providers. Because the Staff report has been completed, and is available on the Internet at <<http://efile.mpsc.cis.state.mi.us/efile/docs/14749/0005.pdf>>, the Commission has ordered this docket closed.

Case No. U-14962

Service Quality Rules

Commission's Own Motion

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14962>

On April 24, 2007 the Michigan Public Service Commission ("Commission") issued an Order and Notice of Hearing commencing a formal rulemaking proceeding to consider revisions to the Service Quality Rules applicable to telecommunications providers, MAC R 484.519 through MAC R 484.579. Along with this order, the Commission issued draft rules, in red line format, that have been preliminarily approved by the State Office of Administrative Hearings and Rules. The Commission has scheduled a Public Hearing for 9:00 a.m. on June 20, 2007, at the Commission's offices at 6545 Mercantile Way in Lansing, Michigan to provide the public with an opportunity to comment on the proposed rule revisions. In addition the Commission has invited interested parties to submit written comments regarding the proposed revisions. Written comments should be filed no later than 5:00 p.m. on July 11, 2007. Unless new rules are approved by August 5, 2008, the existing rules will expire pursuant to Section 202 of the Michigan Telecommunications Act.

Case No. U-15101

Interconnection Agreement

CenturyTel Midwest – Michigan, Inc., CenturyTel of Michigan, Inc., CenturyTel of Northern Michigan, Inc., CenturyTel of Upper Michigan, Inc., and Universal Telecom, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15101>

Application filed on October 17, 2006 for approval of an Interconnection Agreement.

Case No. U-15255

Interconnection Agreement

Verizon North Inc., Contel of the South, Inc., d/b/a Verizon North Systems, and Cost Plus Communications, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15225>

Application filed April 5, 2007 for approval of an Interconnection Agreement.

Case No. U-15267

Interconnection Agreement

Climax Telephone Company and Alltel Communications, Inc.

Application filed on April 2, 2007 for approval of an Interconnection Agreement.

On April 24, 2007, the Michigan Public Service Commission ("Commission") issued an Order approving the Interconnection Agreements and Amendments listed above.

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order dismissing, with prejudice, the December 11, 2006 Complaint of Emon Dawkins against AT&T Michigan alleging a billing dispute. On March 26, 2007, Mr. Dawkins filed a request to withdraw the complaint with prejudice.

Case No. U-15189

License

Communications Lines, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15189>

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order granting to Communications Lines, Inc. 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 local exchange carriers.

Case No. U-15208

PBLES Rates

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

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15208>

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order requiring Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems (collectively, “Verizon”) to file an Application under Section 203 of the Michigan Telecommunications Act, MCL 484.2203, requesting approval of Verizon’s proposed rates for Primary Basic Local Exchange Service (“PBLES”). Verizon initially moved all of its Value Pak-60 customers to its PBLES plan which had a 100-call allowance and increased the rate for the PBLES plan by \$1.20 over that of the Value Pak-60 and reduced the number of outgoing minutes per month from unlimited to 12,000 minutes per month as part of its PBLES tariff filing, effective April 1, 2006. Michigan Attorney General Michael Cox filed a complaint (MPSC Case No. U-14917) against Verizon alleging that Verizon’s \$1.20 increase and reduction in outgoing minutes violated Section 304(1) of the Michigan Telecommunications Act (“MTA”) which provided that the cost of Verizon’s PBLES plan was not to exceed the rate for the lowest calling plan that was in effect before the PBLES plan was implemented. On January 10, 2007 (*See MTR Vol 23, No. 1*) the Commission found that the statute “appears to be internally inconsistent” and gave Verizon thirty (30) days in which to file an application with the Commission in this docket, pursuant to Section 304(2)(d) of the MTA, for permission to increase its PBLES rate in an amount greater than the rate of its previous lowest cost calling plan.

Staff, the Attorney General, and AARP Michigan filed comments on Verizon’s Application. AARP and the Attorney General argued in their Comments that Verizon’s proposed PBLES rate was not just and reasonable and should not be approved without a full hearing. The Attorney General also noted that the information relied on by Verizon to justify its proposed PBLES rates “is sufficiently doubtful and outdated so as to require a hearing or to reject Verizon’s application until [Verizon’s new] cost study is completed in Case No. U-15210.”

Under Section 304(2)(d) of the MTA, the Commission is required to either approve a rate alteration as just and reasonable or to determine that a full contested case filing under Section 203 of the MTA is necessary to review a rate alteration. The Commission found that a Section 203 filing is

necessary and has Ordered Verizon to file a Section 203 application requesting approval of its PBLES rates within 30 days.

Case No. U-15249

Temporary License

Sigecom, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15249>

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order granting to Sigecom, Inc. 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 local exchange carriers. The temporary license shall expire upon issuance of a final order granting or denying Sigecom, Inc.’s Application for a regular license.

Case No. U-15268

Video Franchise

AT&T Michigan v. Township of Gross Ile

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15268>

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order dismissing the petition for resolution of a dispute filed by AT&T Michigan against the Township of Gross Ile. The April 2, 2007 Complaint, which was filed under the Uniform Video Services Local Franchise Act, 2006 PA 480; MCL 484.3301 *et seq.*, alleged that the Township had improperly rejected AT&T Michigan’s proposed video franchise agreement. On April 6, 2007, AT&T filed a request to withdraw its April 2, 2007 complaint because the Township had rescinded its rejection of the proposed video franchise agreement.

Case No. U-15280

Virtual NXX Calls

Commission’s Own Motion

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15280>

On April 24, 2007, the Michigan Public Service Commission (“Commission”) issued an Order implementing the provisions of Section 304(9) of the Michigan Telecommunications Act, 484.2304(9), which provides:

“Effective December 31, 2007, a call made to a called party who is not located within the geographic area of the caller’s local calling area or an adjacent local calling area as defined by the commission’s order in case numbers U-12515 and U-12528, dated February 5, 2001, is not a local call if the tariff of the provider originating the call does not classify the call as a local call. . . .”

The Commission, “in order to ensure that customers do not suddenly and without notice or explanation begin receiving bills for calls previously treated as local calls,” has ordered all basic local exchange providers to either alter their tariffs to define “as local a call made to a called party who is not located within the geographic area of the caller’s local calling area or an adjacent local calling area as defined by the commission’s order in Case Nos. U-12515 and U-12528, dated February 5, 2001, that is now rated as local, in order to maintain the *status quo*,” or file proof that it has provided notice to its customers explaining the change in charges for these calls that will occur after December 31, 2007. Filings or tariff changes must be made by July 1, 2007.

The Michigan Public Service Commission issued the following Order at a specially scheduled meeting held on May 3, 2007 at 1:30 p.m.:

Case No. U-15281

Video Franchise

AT&T Michigan v. City of Southfield

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15281>

On May 3, 2007, the Michigan Public Service Commission (“Commission”) issued an Order Establishing an Expedited Hearing and Directing the City of Southfield to Show Cause in response to AT&T Michigan’s April 19, 2007, Complaint for Resolution of a Dispute with the City of Southfield (“City”) under the Uniform Video Services Franchise Act (the “Act”), MCL 484.3301 *et seq.* The Commission, after consideration of materials filed by AT&T, found, “that the Complaint raises, and documents, allegations, if proven, would appear to be manifestly contrary to both the black-letter requirements of the Act as well as the legislative policy to streamline the franchising process and handle any disputes that arise thereunder expeditiously.”

The Commission noted in response to the City’s citation of a failure to include the amount related to public, education and government (“PEG”) programming fees, in its letter rejecting AT&T’s Uniform Video Franchise Application (“Application”), that “the Commission’s January 30, 2007 order in Case No. U-15169 provides that it is the responsibility of the franchising entity to fill in the applicable franchise fee or PEG fee in a franchise agreement. Similarly, Section VIII(A)(1)-(3) of the Commission’s January 30, 2007 order require that the franchising entity enter the applicable PEG fee amount paid to the incumbent provider.” The Commission also noted in response to the City’s finding that the Application was incomplete because AT&T’s listing of executive officers differed from what was on file with the Michigan Department of Labor and Economic Growth, that “the Act does not include any requirement that a provider’s principle executive officers be the same as those persons identified to the Department of Labor & Economic Growth. Nor does Act 480 place any conditions on the persons identified by a provider to represent the provider before the franchising entity and the Commission.” In addition, the Commission found that the confidential maps provided by AT&T did comply with Section 2(3)(e) of the Act, despite the City’s allegations that they did not. The Commission also found that AT&T had properly identified the date upon which it expects to offer service and that AT&T could maintain such a date as confidential and a trade secret. In addition, the Commission directed the parties to address “if an incumbent provider pays a one-time or recurring dollar amount for PEG support, [does that] determine a new entrant’s PEG fees.”

While “setting a complaint for a hearing on a show cause basis is outside the Commission’s usual procedures,” the Commission “considers AT&T Michigan’s well-documented allegations to be of utmost gravity and wishes to underscore that it does not intend to tolerate actions that are unfounded and are meant primarily to hinder or frustrate the streamlined procedures set forth in the Act.” The Commission Ordered the City to appear at a prehearing conference on May 8, 2007 at 9:00 a.m. at the Commission’s offices to show cause why it should not be found to have violated the Act.

APPLICATIONS AND COMPLAINTS |

Case No. U-15284

License

Upper Peninsula Telephone Company

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15284>

On April 20, 2007, Upper Peninsula Telephone Company filed with the Michigan Public Service Commission (“Commission”) an Application to expand its license to provide basic local exchange service in the State of Michigan to include all of the zone and exchange areas in which AT&T Michigan, Verizon North Inc., and Contel of the South, Inc. d/b/a Verizon North Systems are the incumbent local exchange carriers. Upper Peninsula Telephone Company is currently licensed to provide basic local exchange service in the Amble, Carney, Chester, Donken, Drummond Island, Faithorn, Felch, Fence River, Grace Harbor, Lake Gogebic, Manistee River, Marenisco, Michigamme Forest, North Land o’Lakes, Rexton, Scott Point, Smoky Lake, Wallace, and Watson exchanges, pursuant to the Commission’s Order in MPSC Case No. U-10054 issued August 14, 1992.

Case No. U-15285

Consumer Complaint: Service Quality

Ability Bail Bonds v LDMI and Cavalier

On April 19, 2007, Ability Bail Bonds, of Highland, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against LDMI and Cavalier alleging that LDMI was unable to provide reliable telephone service. According to the Complaint, LDMI was unable to correct a “mysterious number of dropped calls.” These dropped calls ended when the Complainant switched service to AT&T. Ability Bail Bonds seeks reimbursement for lost income caused by the poor service and dropped calls and reimbursement of its costs.

Case No. U-15286

Consumer Complaint: Billing Dispute

A Bail Bonds v LDMI and Cavalier

On April 19, 2007, A Bail Bonds, of Highland, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against LDMI and Cavalier alleging that LDMI continued to charge for service after A Bail Bonds service had been moved to AT&T Michigan. The Complaint further alleges that because they failed to pay for disputed services, LDMI is refusing to release three “800” numbers to AT&T. A Bail Bonds seeks fines, penalties and reimbursement of its costs.

Case No. U-15287

Consumer Complaint: Cramming

Gulala Abraham v AT&T Michigan

On April 23, 2007, Gulala Abraham, of Livonia, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against AT&T Michigan alleging that AT&T Michigan had charged him for internet service which he never received. The Complaint further alleges that AT&T sent his name to a collection agency for failure to pay for the Internet service, causing an adverse impact on his credit score. Mr. Abraham seeks reimbursement for loss of points on credit score, repayment of amounts paid, and a letter of explanation sent to clear his credit record.

Case No. U-15288
Sylvester Berry, Jr. v AT&T Michigan

Consumer Complaint: Service Interruptions

On April 23, 2007, Sylvester Berry, Jr., of Detroit, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against AT&T Michigan alleging that AT&T Michigan had disconnected his service without notice. Mr. Berry indicates that such disconnect violates a settlement he reached with AT&T in MPSC Case No. U-14835. The Complainant seeks restoration of service and \$360.00 in costs.

Case No. U-15292
AT&T Michigan and Trophy Technologies, Inc. d/b/a Rural Communications
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15292>

Interconnection Agreement

On April 26, 2007, AT&T Michigan and Trophy Technologies, Inc. d/b/a Rural Communications jointly applied to the Michigan Public Service Commission (“Commission”) for approval of an Interconnection Agreement.

Case No. U-15293
Angela Pettit v Rural Communications

Consumer Complaint: Billing Dispute

On April 27, 2007, Angela Pettit, of Three Rivers, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against Rural Communications alleging that Rural Communications billed her at a higher rate than she had been promised for service and disconnected her account, without notice, on two occasions. Ms. Pettit seeks correction of her bills, \$391.50 in costs, and fines under the Michigan Telecommunications Act.

Case No. U-15294
Kaleva Telephone Company
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15294>

License

On May 2, 2007, Kaleva Telephone Company filed with the Michigan Public Service Commission (“Commission”) an Application to expand its license to provide basic local exchange service in the State of Michigan to include all of the zone and exchange areas in which AT&T Michigan, Verizon North Inc., and Contel of the South, Inc. d/b/a Verizon North Systems are the incumbent local exchange carriers. Kaleva Telephone Company is currently licensed to provide basic local exchange service in the Brethren, Dublin, Kaleva and Wellston exchanges, pursuant to the Commission’s Order in MPSC Case No. U-10054 issued August 14, 1992.

Case No. U-15295
CenturyTel Midwest Michigan, Inc., CenturyTel of Michigan, Inc., CenturyTel of Northern Michigan, Inc., CenturyTel of Upper Michigan, Inc., and 1-800-RECONEX, Inc.
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15295>

Interconnection Agreement

On May 3, 2007, CenturyTel Midwest Michigan, Inc., CenturyTel of Michigan, Inc., CenturyTel of Northern Michigan, Inc., CenturyTel of Upper Michigan, Inc., and 1-800-RECONEX, Inc. jointly applied to the Michigan Public Service Commission (“Commission”) for approval of an Interconnection Agreement. According to the Application, the Interconnection Agreement is an adoption, pursuant to Section 252(i) of the Federal Telecommunications Act of 1996 of the Interconnection Agreement between CenturyTel Midwest Michigan, Inc., CenturyTel of Michigan,

Inc., CenturyTel of Northern Michigan, Inc., CenturyTel of Upper Michigan, Inc., and Universal Telecom, Inc., which was approved by the Commission on April 24, 2007 in Case No. U-15101.

Case No. U-15296
Richard Hughes v CMC Telecom

Consumer Complaint: Billing Dispute

On May 2, 2007, Richard Hughes of Detroit, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against CMC Telecom alleging that CMC Telecom improperly charged him a \$100 cancellation fee for cancelling service. The Complaint seeks reversal of all late fees and the \$100 cancellation fee.

Case No. U-15297
David Taivalkoski v MCI

Consumer Complaint: Billing Dispute

On May 2, 2007, David Taivalkoski of Calumet, filed a formal complaint with the Michigan Public Service Commission (“Commission”) against MCI alleging that MCI improperly continues to bill him for telecommunications service after his residence was destroyed by fire, rendering phone service at that residence. The Complaint states that MCI was notified of the fire a month after the fire and MCI advised the Complainant that the bill would be adjusted to pro-rate the service for only the days that it was used. The Complaint seeks reversal of the charges, a correction made to Mr. Taivalkoski’s credit worthiness, and costs.

NOTICES OF OPPORTUNITIES TO COMMENT |

The following Notices of Opportunity to Comment have been issued by the Michigan Public Service Commission’s Executive Secretary. Any interested person may submit comments on the application by sending written comments to the Commission by mail to: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, Michigan 48909. Electronic comments may be e-mailed to: <mpscfilecases@michigan.gov>. Any comments should reference the applicable docket number.

Case No. U-14962
Commission’s Own Motion
<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14962>
Written Comments Due: Wednesday, July 11, 2007

Service Quality Rules

On April 24, 2007 the Michigan Public Service Commission (“Commission”) issued an Order and Notice of Hearing commencing a formal rulemaking proceeding to consider revisions to the Service Quality Rules applicable to telecommunications providers, MAC R 484.519 through MAC R 484.579. Along with this order, the Commission issued draft rules, in red line format, that have been preliminarily approved by the State Office of Administrative Hearings and Rules. The Commission has scheduled a Public Hearing for 9:00 a.m. on Wednesday, June 20, 2007, at the Commission’s offices at 6545 Mercantile Way in Lansing, Michigan to provide the public with an opportunity to comment on the proposed rule revisions. In addition the Commission has invited interested parties to submit written comments regarding the proposed revisions. Written comments should be filed no later than 5:00 p.m. on **Wednesday, July 11, 2007**. Unless new rules are approved by August 5, 2008, the existing rules will expire pursuant to Section 202 of the Michigan Telecommunications Act.

Case No. U-15284

License Amendment

Upper Peninsula Telephone Company

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15284>

Written Comments Due: Tuesday, June 19, 2007

The Michigan Public Service Commission (“Commission”) has issued a Notice of Opportunity to Comment on the April 20, 2007 Application of Upper Peninsula Telephone Company for approval to amend the geographic area of its license to provide basic local exchange service. Upper Peninsula Telephone Company requests authority to serve all zones and exchange areas in Michigan, in which AT&T Michigan, Verizon North Inc., and Contel of the South, Inc. d/b/a Verizon North Systems are the incumbent local exchange carriers. Interested parties are invited to file comment on this Application, in this docket, by Tuesday, June 19, 2007.

NOTICES OF HEARINGS |

The following notices of hearing 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-14962

Service Quality Rules

Commission’s Own Motion

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=14962>

Public Hearing: Wednesday, June 20, 2007, 9:00 a.m.

On April 24, 2007 the Michigan Public Service Commission (“Commission”) issued an Order and Notice of Hearing commencing a formal rulemaking proceeding to consider revisions to the Service Quality Rules applicable to telecommunications providers, MAC R 484.519 through MAC R 484.579. Along with this order, the Commission issued draft rules, in red line format, that have been preliminarily approved by the State Office of Administrative Hearings and Rules. The Commission has scheduled a Public Hearing for **9:00 a.m. on Wednesday, June 20, 2007**, at the Commission’s offices at 6545 Mercantile Way in Lansing, Michigan to provide the public with an opportunity to comment on the proposed rule revisions. In addition the Commission has invited interested parties to submit written comments regarding the proposed revisions. Written comments should be filed no later than 5:00 p.m. on Wednesday, July 11, 2007. Unless new rules are approved by August 5, 2008, the existing rules will expire pursuant to Section 202 of the Michigan Telecommunications Act.

Case No. U-15249

License

Sigecom, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15249>

Evidentiary Hearing: May 10, 2007, at 9:00 a.m.

The March 15, 2007 Application of Sigecom, LLC for a license to provide basic local exchange service throughout the State of Michigan in the zone and exchange areas served by Verizon North, Incorporated, Contel of the South, Inc., d/b/a Verizon North Systems, and AT&T Michigan is set for an evidentiary hearing at 9:00 a.m. on **Thursday, May 10, 2007**, at the offices of the Michigan Public Service Commission, 6545 Mercantile Way, Suite 7, Lansing, Michigan before Administrative Law Judge Mark D. Eyster. Parties wishing to intervene in this proceeding must do so by **Tuesday, May 8, 2007**.

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 **(MAY 7, 2007 THROUGH MAY 18, 2007)**

May 8, 2007, 1:00 p.m. and,
May 9, 2007, 9:00 a.m.
Case No. U-15212/evidentiary hearing
Sprint v US Xchange (access charges)

May 8, 2007, 9:00 a.m.
Case No. U-15281/show cause hearing
AT&T v City of Southfield (video franchise)

May 10, 2007, 9:00 a.m.
Case No. U-15249/evidentiary hearing
Sigecom, LLC (license)

May 18, 2007, 9:00 a.m.
Case No. U-15204/evidentiary hearing
ACLU v AT&T and Verizon (Request for
investigation)

FUTURE TELECOM HEARINGS SCHEDULED

May 31, 2007, 9:00 a.m.
Case No. U-15248/evidentiary hearing
McGraw Communications, Inc. (license)

June 6, 2007, 9:00 a.m.
Case No. U-15230/prehearing conference
Neutral Tandem, Inc. v Level 3 Communications
(interconnection dispute)

June 7, 2007, 9:00 a.m.
Case No. U-15226/evidentiary hearing
Blanchard Telephone Company (license)

June 18, 2007, 9:00 a.m.
Case No. U-15237/prehearing conference
Commission's Own Motion and Multiple Carriers
(license revocation)

June 20, 2007, 9:00 a.m.
Case No. U-14962/public hearing
Commission's Own Motion (quality service rules)

2007 REGULAR MPSC MEETING DATES |

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
May 8	Tuesday	1:30 p.m.
May 22	Tuesday	1:30 p.m.
June 12	Tuesday	1:30 p.m.
June 26	Tuesday	1:30 p.m.
July 12	Thursday	1:30 p.m.
July 26	Thursday	1:30 p.m.
August 7	Tuesday	1:30 p.m.
August 21	Tuesday	1:30 p.m.
September 11	Tuesday	1:30 p.m.
September 25	Tuesday	1:30 p.m.

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
October 11	Thursday	1:30 p.m.
October 25	Thursday	1:30 p.m.
November 6	Tuesday	1:30 p.m.
December 4	Tuesday	1:30 p.m.
December 18	Tuesday	1:30 p.m.

On April 24, 2007, the Michigan Public Service Commission announced that it has canceled its May 8, 2007 Regular Commission Meeting. The next Regular Commission Meeting is scheduled for May 22, 2007 at 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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