



FEATURES |

Sunset Removed on Michigan Telecommunications Act

Effective March 28, 2008, the sunset provisions of the Michigan Telecommunications Act (“MTA”) are no longer in effect.

The MTA was first enacted in 1991 as 1991 Public Act No. 179, which replaced most of the regulatory framework for telecommunications services in Michigan. The MTA was considered experimental in nature, and was to be the first step toward allowing competition for telecommunications services in Michigan. Because the Act was experimental, the Legislature . . .

Continued on page 2

IN THIS ISSUE:

- 1 Features
 - ◆ Sunset Removed on Michigan Telecommunications Act
- 2 Pending Legislation
- 11 Public Acts of 2007 & 2008
- 12 Orders issued by MPSC
- 13 Applications & Complaints
- 16 Opportunities to Comment
- 16 Notices of Hearings
- 16 MPSC Hearings Schedule
- 17 MPSC Meetings
- 18 *MTR* Subscriptions

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INDEX OF HIGHLIGHTED CASES |

ORDERS |

- U-12374 Maxcess, Inc. (license)
- U-13003 AT&T Michigan and USXchange of Michigan, LLC d/b/a Choice One Communications (ica)
- U-13227 AT&T Michigan and Verizon Wireless Personal Communications Limited Partnership (ica)
- U-13378 AT&T Michigan and Comcast Phone of Michigan, LLC (ica)
- U-13513 AT&T Michigan and Sage Telecom, Inc. (ica)
- U-15523 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and CenturyTel Acquisition LLC, d/b/a KMC Telecom III, LLC (ica)
- U-15526 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and Bandwidth.com CLEC, LLC (ica)
- U-15533 AT&T Michigan and PhoneCo. L.P. (ica)
- U-15348 First Call of Ottawa County and Community Access Line of the Lakeshore, Inc. (2-1-1)
- U-15480 South American Communications, LLC (license)
- U-15498 Technology Experts Corporation v LDMI Telecommunications, Inc., and Talk America Inc., d/b/a Cavalier Telephone (billing dispute)
- U-15508 Howard D. Lerner v AT&T Michigan (billing dispute)

Continued on Page 2

APPLICATIONS AND COMPLAINTS |

- U-15115 AT&T Michigan and CBeyond Communications, Inc. (ica)
- U-15491 Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel West Corp v AT&T Michigan [amended complaint] (ica dispute)
- U-15520 Frontier Communications of Michigan, Inc. and Charter Fiberlink – Michigan, LLC (ica)
- U-15534 Sprint Communications Company L.P. v CenturyTel Midwest – Michigan, Inc. (interconnection arbitration)
- U-15535 Norlight, Inc. and Verizon North Inc. and Contel of the South Inc. d/b/a Verizon North Systems (ica)
- U-15538 AT&T Michigan and Bandwidth.com CLEC, LLC (ica)

FEATURES | CONTINUED FROM PAGE 1*Sunset Removed on Michigan Telecommunications Act* | continued from Page 1

. . . planned to revisit the legislation every few years. To that end, the Legislature included sunset provisions, i.e., a provision that repealed the entire Act as of a certain future date to force a review of regulation before that date. Major revisions, and extensions of the sunset date, were accomplished in 1995, 2000, and 2005.

The latest major revisions in 2005 eliminated most rate regulation except for residential primary basic local exchange service. Those amendments extended the sunset date to December 31, 2009.

The new Act, 2008 PA 52, repeals the sunset entirely as of March 28, 2008. This means that the MTA will remain in effect indefinitely, or at least until the Legislature makes further amendments. A copy of 2008 PA 52 may be obtained at the Michigan Legislature Website <<http://www.mileg.org>>, under Bill Number 5665.

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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 003 Hardiman	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 <i>et seq.</i>) 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).	03/27/08 Reported favorably without amendment by Senate Committee on Energy Policy; Referred to Committee of the Whole.
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.
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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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 <i>et seq.</i>) & adds secs. 401a, 401b & 401c. Tie Bar with SB 411.	12/27/2007 Signed by Governor Jennifer Granholm; assigned PA 164 with Immediate Effect.
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 <i>et seq.</i>) & repeals. Tie Bar with SB 410.	12/27/2007 Signed by Governor Jennifer Granholm; assigned PA 165 with Immediate Effect.
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.
SB 585 Patterson	06/12/2007	Public utilities; restructuring; oversight of proposed mergers, sales, or acquisitions of public utilities; clarify. Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding sec. 6r.	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 636 Thomas	07/17/2007	Communications; other; video service provider; clarify public, education, and government access fee. Amends sec. 6 of 2006 PA 480 (MCL 484.3306).	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 637 Thomas	07/17/2007	Communications; other; video service provider; clarify. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	Referred to Senate Committee on Energy Policy and Public Utilities.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 679 Patterson	08/22/2007	Communications; telecommunications; sunset on 9-1-1 emergency service district; extend. Amends sec. 717 of 1986 PA 32 (MCL 484.1717).	12/06/2007 Passed Senate 36 Yeas, 0 Nays, 1 Excused, 1 Not Voting; Referred to House Committee on Oversight and Investigations.
SB 783 Thomas	09/18/2007	Traffic control; violations; operation of a vehicle while using certain electronic devices; prohibit. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 815 Patterson	09/25/2007	Communications; telecommunications; technical and operational charge for emergency telephone service enabling act; extend sunset. Amends sec. 401 of 1986 PA 32 (MCL 484.1401).	03/27/2008 Signed by Governor Jennifer Granholm; assigned PA 48 with Immediate Effect.
SB 819 Garcia	10/04/2007	Communications; cellular telephone; active duty military personnel; allow to cancel cellular telephone contract without penalties. Amends 1991 PA 179 (MCL 484.2101 - 484.2604) by adding sec. 304b.	Referred to Senate Committee on Senior Citizens and Veterans Affairs.
SB 945 Patterson	12/04/2007	Communications; internet; obtaining personal information by false pretenses; prohibit. Amends secs. 3 & 7 of 2004 PA 452 (MCL 445.63 & 445.67) & adds sec. 7a.	03/18/2008 Sub. S-1 passed Senate, 38 Yeas, 0 Nays; referred to House Committee on Judiciary.
SB 1036 Basham	01/22/2008	Traffic control; violations; use of hand-free wireless phones while operating a motor vehicle; allow. Amends sec. 320a of 1049 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to Senate Committee on Transportation.
SB 1088 Patterson	02/13/2008	Communications; telecommunications; sunset; eliminate. Amends title of 1991 PA 179 (MCL 484.2101 - 484.2604) & repeals sec. 604 of 1991 PA 179 (MCL 484.2604).	Referred to Senate Committee on Energy Policy and Public Utilities.
SB 1201 Garcia	03/11/2008	Consumer protection; unfair trade practices; active duty military personnel; allow to cancel cellular telephone contract without penalties. Creates new act.	03/20/08 Sub S-1 Reported favorably by Senate Committee on Senior Citizens and Veterans Affairs; Referred to Committee of the Whole.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 1235 Olshove	03/26/2008	Communications; cable; access for subscriber to public, education, and government channels or lowest tier of service and without need for additional equipment; require. Amends sec. 4 of 2006 PA 480 (MCL 484.3304).	Referred to Senate Committee on Energy Policy and Public Utilities.

Senate Resolution # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SR 0135 Birkholz	01/09/2008	A resolution to request that the Michigan Public Service Commission create a Pole Attachment Remediation Fund and establish procedures to resolve pole attachment disputes.	Referred to Senate Committee on Energy Policy and Public Utilities.
SR 0140 Olshove	01/16/2008	A resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to Senate Committee on Energy Policy and Public Utilities.

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.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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 Wenke	02/27/2007	Campaign finance; public disclosure; disclosure of persons who make automated telephone calls related to candidates or elections; require.	Referred to House 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 House Committee on Transportation.
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 House Committee on Tax Policy.
HB 4717 Opsommer	05/08/2007	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. Amends sec. 47 of 1976 PA 388 (MCL 169.247) & adds sec. 48.	Referred to House Committee on Oversight and Investigations.
HB 4726 Cushingberry	05/08/2007	Communications; telecommunications; amendments to the emergency telephone service enabling act; provide for. Amends sec. 102 of 1986 PA 32 (MCL 484.1102) & adds sec. 408a.	Referred to House Committee on Appropriations.
HB 4852 Cushingberry	05/24/2007	Communications; telecommunications; public safety charge; provide for. Amends 1986 PA 32 (MCL 484.1101 - 484.1717) by adding sec. 408a.	Referred to House Committee on Appropriations.
HB 4982 Polidori	06/27/2007	Traffic control; violations; use of mobile phones while operating a motor vehicle; prohibit. Amends sec. 320a of 1949 PA 300 (MCL 257.320a) & adds sec. 602b.	Referred to House Committee on Transportation.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5047 Johnson	07/24/2007	Communications; other; video service provider; clarify public, education, and government access fee. Amends sec. 6 of 2006 PA 480 (MCL 484.3306).	Referred to House Committee on Energy and Technology.
HB 5048 Accavitti	07/24/2007	Communications; other; video service provider; clarify. Amends sec. 10 of 2006 PA 480 (MCL 484.3310).	02/20/2008 Reported by House Committee on Energy and Technology, with recommendation; referred to second reading.
HB 5090 Stakoe	08/08/2007	Civil rights; public records; access to home address and telephone number of a public employee; exclude from freedom of information act. Amends sec. 13 of 1976 PA 442 (MCL 15.243).	Referred to House Committee on Government Relations.
HB 5112 Robertson	08/21/2007	Crimes; telecommunications; malicious use of service provided by telecommunications service provider; provide for increased penalty under certain circumstances. Amends sec. 540e of 1931 PA 328 (MCL 750.540e).	Referred to House Committee on Judiciary.
HB 5113 Robertson	08/21/2007	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of malicious use of service provided by telecommunications service provider; enact. Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z). TIE BAR WITH: HB 5112'07.	Referred to House Committee on Judiciary.
HB 5117 Bieda	08/21/2007	Traffic control; violations; penalties for operating a motor vehicle while reading, manually writing, or sending a message on an electronic wireless device; provide for. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 602b.	Referred to House Committee on Transportation.
HB 5131 Dean	08/22/2007	Criminal procedure; sex offender registration; registered sex offenders to provide certain information regarding their internet service; require.	Referred to House Committee on Judiciary.
HB 5133 Law	08/22/2007	Criminal procedure; sex offender registration; reporting requirements; expand to include a valid electronic mail address and user name. Amends sec. 7 of 1994 PA 295 (MCL 28.727).	Referred to House Committee on Judiciary.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5134 Law	08/22/2007	Crimes; criminal sexual conduct; access to commercial social networking websites by certain sex offenders; restrict. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 411u.	Referred to House Committee on Judiciary.
HB 5150 A. Smith	08/30/2007	Crimes; other; knowing an individual needs emergency help; require to call 9-1-1. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 499.	Referred to House Committee on Judiciary.
HB 5240 Garfield	09/18/2007	Communications; internet; Michigan broadband authority; eliminate. Repeals 2002 PA 49 (MCL 484.3201 - 484.3225).	Referred to House Committee on New Economy and Quality of Life.
HB 5338 Caul	10/23/2007	Communications; cellular telephone; individuals called into active duty; allow to cancel cellular telephone contract without penalties. Amends 1991 PA 179 (MCL 484.2101 - 484.2604) by adding sec. 304c.	01/23/2008 Substitute H-1 reported with recommendation by House Committee on Military and Veterans Affairs and Homeland Security. Referred to Second Reading.
HB 5361 Moss	10/24/2007	Crimes; other; tampering with, defacing, or stealing utility equipment; increase penalties. Amends sec. 383a of 1931 PA 328 (MCL 750.383a).	Referred to House Committee on Judiciary.
HB 5396 Sak	10/31/2007	Traffic control; violations; penalties for operating a motor vehicle while sending or receiving a message on an electronic wireless device; provide for.	Referred to House Committee on Transportation.
HB 5591 Walker	01/09/2008	Communications; cellular telephone; purchase, photo identification, and retention of certain purchase information; require. Amends 1991 PA 1179 (MCL 484.2101 - 484.2604) by adding pt. J.	Referred to House Committee on Judiciary.
HB 5665 Accavitti	01/24/2008	Communications; telecommunications; sunset; eliminate. Amends title of 1991 PA 179 (MCL 484.2101 - 484.2604) & repeals sec. 604 of 1991 PA 179 (MCL 484.2604).	03/27/2008 Signed by Governor Jennifer Granholm; assigned PA 52 with Immediate Effect.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5667 Rocca	01/24/2008	Communications; cable; access for subscriber to public, education, and government channels without need for additional equipment; require. Amends sec. 4 of 2006 PA 480 (MCL 484.3304).	Referred to House Committee on Energy and Technology.
HB 5684 Espinoza	02/06/2008	Communications; telecommunications; eligibility date to opt into METRO funds; revise.	Referred to House Committee on Energy and Technology.
HB 5693 Meadows	02/06/2008	Communications; cable; access for subscriber to public, education, and government channels or lowest tier of service and without need for additional equipment; require.	Referred to House Committee on Energy and Technology.
HB 5696 Law	02/06/2008	Traffic control; violations; use of cellular telephone while operating a vehicle by an individual in the graduated licensing program; prohibit, and establish penalties.	Referred to House Committee on Transportation.
HB 5892 Espinoza	03/13/2008	Communications; telecommunications; sunset for the emergency 9-1-1 service enabling act; extend. Amends sec. 717 of 1986 PA 32 (MCL 484.1717).	Referred to House Committee on Energy and Technology.

House Resolution # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HCR 0064 Bieda	01/09/2008	A concurrent resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to House Committee on Energy and Technology.
HR 0245 Bieda	01/09/2008	A resolution to encourage cable operators to maintain public access channels at their existing, lower tier location and provide these channels at no additional cost to subscribers.	Referred to House Committee on Energy and Technology.
HR 0283 Angerer	02/21/2008	A resolution declaring February 20, 2008, as Digital Transition Day in the State of Michigan.	02/21/2008 Adopted.

PUBLIC ACTS OF 2007 & 2008

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.

Public Act #	Effective Date	Description	Enrolled Bill No. and Sponsor
2007 PA 164	12/27/2007	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 <i>et seq.</i>) & adds secs. 401a, 401b & 401c. Tie Bar with Enrolled SB 411.	Enrolled SB 410 Brown
2007 PA 165	12/27/2007	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 <i>et seq.</i>) & repeals. Tie Bar with Enrolled SB 410.	Enrolled SB 411 Brown
2008 PA 48	03/27/2007	Communications; telecommunications; technical and operational charge for emergency telephone service enabling act; extend sunset. Amends sec. 401 of 1986 PA 32 (MCL 484.1401).	Enrolled SB 815 Patterson
2008 PA 52	01/24/2008	Communications; telecommunications; sunset; eliminate. Amends title of 1991 PA 179 (MCL 484.2101 - 484.2604) & repeals sec. 604 of 1991 PA 179 (MCL 484.2604).	Enrolled HB 5665 Accavitti

ORDERS ISSUED BY MPSC |

The Michigan Public Service Commission issued the following Orders at its regularly scheduled meeting held on April 1, 2008 at 1:30 p.m.:

Case No. U-12374 License
Maxcess, Inc.

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order rescinding the license of Maxcess, Inc. to provide basic local exchange service in Michigan. On February 26, 2008, Maxcess informed the Commission of its intent to surrender the license. According to the Order, Maxcess has no customers and has ceased operations in Michigan.

Case No. U-13003 Interconnection Agreement
AT&T Michigan and US Xchange of Michigan, L.L.C., d/b/a Choice One Communications
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=13003>
Application filed March 7, 2008 for approval of a Seventh Amendment to an Interconnection Agreement (replaces performance measures and remedies with new appendix).

Case No. U-13227 Interconnection Agreement
AT&T Michigan and Verizon Wireless Personal Communications Limited Partnership,
db/a Verizon Wireless
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=13227>
Application filed March 20, 2008 for approval of a Fifth Amendment to an Interconnection Agreement (replaces Wireless Collocation Appendix).

Case No. U-13378 Interconnection Agreement
AT&T Michigan and Comcast Phone of Michigan, LLC
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=13378>
Application filed March 4, 2008 for approval of a Sixth Amendment to an Interconnection Agreement (extends agreement for three years).

Case No. U-13513 Interconnection Agreement
AT&T Michigan and Sage Telecom, Inc.
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=13513>
Application filed March 18, 2008 for approval of a Seventeenth Amendment to an Interconnection Agreement (extends agreement for three years).

Case No. U-15523 Interconnection Agreement
Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and
CenturyTel Acquisition LLC, d/b/a KMC Telecom III, LLC
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15523>
Application filed February 29, 2008 for approval of an Interconnection Agreement.

Case No. U-15526 Interconnection Agreement
Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and
Bandwidth.com CLEC, LLC
<http://efile.mpssc.cis.state.mi.us/efile/viewcase.php?casenum=15526>
Application filed March 5, 2008 for approval of an Interconnection Agreement.

Case No. U-15533

Interconnection Agreement

AT&T Michigan and PhoneCo, L.P.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15533>

Application filed March 14, 2008 for approval of an Interconnection Agreement (the existing Interconnection agreement approved in Case No. U-14592 on August 16, 2005 will terminate upon the approval of this Interconnection Agreement).

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order approving the above-listed Interconnection Agreements and Amendments.

Case No. U-15348

2-1-1

First Call of Ottawa County and Community Access Line of the Lakeshore, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15348>

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order denying the November 26, 2007, Petition for Rehearing filed by the Telecommunications Association of Michigan (“TAM”) of the Commission’s October 25, 2007, Opinion and Order granting the July 20, 2007 joint Application of First Call of Ottawa County (“First Call”) and Community Access Line of the Lakeshore, Inc. (“CALL, Inc.”) requesting the transfer of the 2-1-1 designation for Ottawa County from First Call to CALL, Inc., located in Muskegon County. Despite the fact that TAM had filed comments regarding the Application, the Commission found that the only “parties” to this proceeding were First Call and CALL, Inc. As a non-party to the proceeding, the Commission found that TAM’s petition was not properly before the Commission. Even if the Commission considered TAM a party to this proceeding, the Commission stated that the petition should be denied. TAM had sought rehearing on the basis that it believed that the Commission had “erred in granting the application without requiring CALL to provide additional information regarding its financial situation.”

Case No. U-15480

License

South American Communications, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15480>

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order granting the December 7, 2007 Application of South American Communications, LLC for a license to provide basic local exchange service throughout the state of Michigan in the areas served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and AT&T Michigan.

Case No. U-15498

Consumer Complaint: Billing Dispute

Technology Experts Corporation v LDMI Telecommunications, Inc., and Talk America Inc., d/b/a Cavalier Telephone

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order dismissing, with prejudice, the January 10, 2008 Complaint of Technology Experts Corporation against LDMI Telecommunications, Inc., and Talk America Inc., d/b/a Cavalier Telephone, alleging a billing dispute. On March 5, 2008 Technology Experts Corporation filed a request to withdraw the Complaint with prejudice.

On April 1, 2008, the Michigan Public Service Commission (“Commission”) issued an Order dismissing, with prejudice, the February 6, 2008 Complaint of Howard D. Lerner against AT&T Michigan, alleging unauthorized service charges.. On March 17, 2008, Dr. Lerner filed a request to withdraw the Complaint with prejudice.

APPLICATIONS AND COMPLAINTS |

Case No. U-15115

Interconnection Agreement

AT&T Michigan and CBeyond Communications, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15115>

On March 31, 2008, AT&T Michigan and CBeyond Communications, Inc. jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of the Eighth Amendment to their Interconnection Agreement. According to the Application, the Eighth Amendment replaces existing Schedule 2.1 Implementation Schedule with a revised Schedule 2.1 Implementation Schedule.

Case No. U-15491

Interconnection Agreement Dispute

Sprint Communications Company L.P., Sprint Spectrum L.P.,
and Nextel West Corp v AT&T Michigan

[Amended Complaint]

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15491>

On March 26, 2008, Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel West Corp. (collectively, “Sprint”) filed an Amended Formal Complaint with the Michigan Public Service Commission (“Commission”) against AT&T Michigan petitioning the Commission to direct AT&T Michigan to execute an adoption amendment to port in and adopt the Interconnection Agreement between BellSouth Telecommunications Inc. d/b/a AT&T Southeast and Sprint Communications Company L.P. and Sprint Spectrum L.P., as extended and approved in Kentucky in accordance with *Merger Commitments* made by AT&T. According to the Complaint, under the *Merger Commitments*, adopted by the Federal Communications Commission in *In the Matter of AT&T Inc. and BellSouth Corporation Application for Transfer of Control, Memorandum Opinion and Order*, FCC 06-189, (released March 26, 2007), AT&T Michigan “shall make available to any requesting telecommunications carrier any entire effective interconnection agreement, whether negotiated or arbitrated, that an AT&T/BellSouth ILEC entered into in any state in the AT&T/BellSouth 22-state ILEC operating territory, subject to state-specific pricing and performance plans and technical feasibility . . .” The Complaint also alleges that in refusing Sprint’s Request, AT&T Michigan has violated various provisions of the Michigan Telecommunications Act. The Amended Complaint was made pursuant to a stipulation between the parties and replaces Sprint’s initial complaint filed on December 21, 2007.

Case No. U-15520

Interconnection Agreement

Frontier Communications of Michigan, Inc. and Charter Fiberlink – Michigan, LLC

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15520>

On April 3, 2008, Frontier Communications of Michigan, Inc. and Charter Fiberlink – Michigan, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval of an Interconnection Agreement.

Case No. U-15534

Interconnection Arbitration

Sprint Communications Company L.P. v CenturyTel Midwest – Michigan, Inc.

<http://efile.mpsc.cis.state.mi.us/efile/viewcase.php?casenum=15534>

On March 27, 2008, Sprint Communications Company L.P. (“Sprint”) filed a Petition for Arbitration with the Michigan Public Service Commission (“Commission”) seeking arbitration of an Interconnection Agreement with CenturyTel Midwest – Michigan, Inc. pursuant to Section 252 of the Federal Telecommunications Act. Among the issues raised in the Petition are: 1.) Should disputes under the Interconnection Agreement be submitted to the Commission or to commercial arbitration?; 2.) What are the appropriate terms for indemnification and limitation of liability?; 3.) How should the bill and keep arrangement be incorporated in the agreement?; 4.) What Direct Interconnection Terms should be included in the Interconnection Agreement?; 5.) Should Sprint and CenturyTel share the cost of the Interconnection Facility between their networks based on their respective percentages of originated traffic?; 6.) What are the appropriate rates for direct interconnection facilities?; 7.) Should the Interconnection Agreement contain provisions limiting indirect interconnection?; 8.) Should Sprint be required to reimburse CenturyTel when CenturyTel is acting as a transit provider if CenturyTel compensates third parties for the termination of Sprint-originated traffic?; 9.) Should the Interconnection Agreement permit the Parties to combine traffic subject to reciprocal compensation charges and traffic subject to access charges on the interconnection trunks?; 10.) What terms for virtual NXX should be included in the Interconnection Agreement?; 11.) What are the appropriate terms for reciprocal compensation under the bill and keep arrangement agreed to by the Parties?; 12.) Should terms be included that provide for the opportunity of refunds and the ability to pursue dispute resolution if appropriate remedies are not agreed to when performance is not adequate?; 13.) What are the appropriate rates for transit service?; 14.) What are the appropriate rates for services provided in the Interconnection Agreement, including rates applicable to the processing of orders and number portability?; and, 15.) If CenturyTel sells, assigns or otherwise transfers its territory or certain exchanges, should CenturyTel be permitted to terminate the agreement in those areas?

Case No. U-15535

Interconnection Agreement

Norlight, Inc. and 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=15535>

On March 27, 2008, Norlight, Inc. and Verizon North Inc. and Contel of the South Inc. d/b/a Verizon North Systems jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval an Interconnection Agreement.

On April 3, 2008, AT&T Michigan and Bandwidth.com CLEC, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) requesting approval an Interconnection Agreement.

NOTICES OF OPPORTUNITIES TO COMMENT

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

The Michigan Public Service Commission has not issued any pending Opportunities to Comment.

NOTICES OF HEARINGS

The Michigan Public Service Commission has not issued any pending Notices of Hearings.

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 **(APRIL 7, 2008 THROUGH APRIL 18, 2008)**

There are no known hearings scheduled for this period.

FUTURE TELECOM HEARINGS SCHEDULED

May 1, 2008, 9:00 a.m.
Case No. U-15517/prehearing conference
AT&T Michigan v Zenk Group Limited, Inc. d/b/a
Planet Access (discontinuance of service)

May 6, 2008, 1:00 p.m.
Case No. U-15491/motion hearing
Sprint Communications Company L.P., Sprint
Spectrum L.P., and Nextel West Corp., v AT&T
Michigan (interconnection dispute)

May 20-21, 9:00 a.m.
Case No. U-15374/evidentiary hearing
Walsa & Lyons v AT&T Michigan (consumer
complaint: quality of service)

July 1-2, 2008, 9:00 a.m.
Case No. U-15491/evidentiary hearing
Sprint Communications Company L.P., Sprint
Spectrum L.P., and Nextel West Corp., v AT&T
Michigan (interconnection dispute)

July 7-9, 2008, 9:00 a.m.
 Case No. U-15434/evidentiary hearings
 Michigan Cable Telecommunications Association
 and Charter Communications Operating, LLC v
 Consumers Energy Company (pole attachments)

2008 REGULAR MPSC MEETING DATES*

<u>Month & Date</u>	<u>Day</u>	<u>Time</u>
April 22	Tuesday	1:30 p.m.
May 6	Tuesday	1:30 p.m.
May 20	Tuesday	1:30 p.m.
June 3	Tuesday	1:30 p.m.
June 24	Tuesday	1:30 p.m.
July 15	Tuesday	1:30 p.m.
July 29	Tuesday	1:30 p.m.
August 12	Tuesday	1:30 p.m.
August 26	Tuesday	1:30 p.m.
September 9	Tuesday	1:30 p.m.
September 23	Tuesday	1:30 p.m.
October 7	Tuesday	1:30 p.m.
October 21	Tuesday	1:30 p.m.
November 13	Thursday	1:30 p.m.
December 9	Tuesday	1:30 p.m.
December 23	Tuesday	1:30 p.m.

* Additional Special Meetings may be scheduled, as needed, on 18-hours notice as permitted by Section 5(4) of the Michigan Open Meetings Act, MCL 15.265(4). Agendas for all Regular and Special Meetings will be posted on 18 hours notice. A posted agenda is subject to Amendment as determined by the Commission. Any person with a question about a Regular or a Special Meeting of the Michigan Public Service Commission may make an inquiry by calling the Commission's Executive Secretary at (517) 241-6160

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