



FEATURES |

Michigan Telecommunications Report: Final Edition |

Times change and so must we. Thirty-one years ago when we started the *Michigan Telecommunication Report* (“MTR”) new case filings were kept on 3 x 5 cards and you had to go look them up daily to know what was pending, no one reported comprehensively on legislative and judicial developments in Michigan telecommunications, and notifications of important actions came out weeks after the fact. There was a clear need for the MTR and twice a month for 31 years, more than 800 issues, the MTR tried to fill that information gap. We did not have the Internet, web sites, and instant communications like today. . . .

... Continued on Page 2

IN THIS ISSUE:

- 1 Features
 - ♦ Michigan Telecommunications Report: Final Edition
 - ♦ Michigan Broadband Conference: October 20, 2015
- 3 2015 & 2016 Legislation
- 6 Public Acts of 2015 & 2016
- 7 Orders Issued by MPSC
- 7 Applications & Complaints
- 7 Opportunities to Comment
- 8 Notices of Hearings
- 9 MPSC Hearings Schedule
- 10 MPSC Meeting Schedule

Clark Hill PLC
212 East Grand River Avenue
Lansing, Michigan 48906-4328
P: 517.318.3100 | F: 517.318.3099

INDEX OF HIGHLIGHTED CASES |

Orders |

The Michigan Public Service Commission (“Commission”) has not issued any orders during the most recent fortnight.

Applications and Complaints |

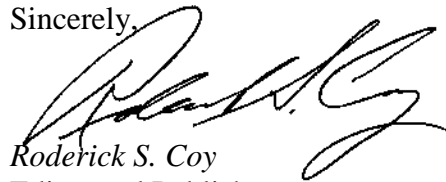
- U-17926 AT&T Michigan and AT&T Michigan and Vitcom, LLC and Vitcom Arkansas, LLC (ica)
- U-17927 Comcast of Michigan/Mississippi/Tennessee, Inc. v the City of Pontiac (video franchise)

Michigan Telecommunications Report: Final Edition | continued from Page 1

. . . The telecommunications industry itself has undergone dramatic changes over this time as well, moving from a highly concentrated and regulated telephone system, to a wide open innovative competitive era redefining communications with thousands of new players, and back to a much more concentrated industry of multi-media players. Through it all the MTR attempted to keep our readers engaged on what was happening in Michigan and what affected Michigan. We changed as well, even moving to an all-electronic publication. Nonetheless, it was not enough to persuade us that our mission remained uncompleted. Consequently, Vol. 31, No. 18 will be the last MTR.

Thanks to our loyal subscribers for sticking with us these many years. It's been an exciting ride, and I want to especially thank my co-editor of the last few years, Haran Rashes, for his great and meaningful contributions to the MTR over many years. Thanks to all the MTR staff and contributors as well as we move on to other endeavors.

Sincerely,



Roderick S. Coy
Editor and Publisher

Michigan Telecommunications Report

#

Michigan Broadband Conference: October 20, 2015 |

The 2015 Michigan Broadband Conference will be held October 20, 2015 in Lansing, Michigan at the Lansing Center, 333 E. Michigan Avenue. The Michigan Broadband Conference builds on the success of the 2013 and 2014 events by attracting nationally recognized broadband and technology experts to join local leaders and provide attendees with best practices and insights into leveraging technology for improved community and economic development, education, digital literacy, healthcare, and workforce development. Actionable information and case studies will be provided to empower participants to work with local stakeholders and broadband providers in their communities to expand technology access, adoption, and use.

Among the speakers at this year's Michigan Broadband Conference will be Jay Elliot and Matthew DelNero. Jay Elliot was a senior member of the original Macintosh development team and helped Steve Jobs develop the original user interface inspired by Xerox PARC. Becoming Senior Vice President of Apple reporting directly to Steve, Jay ran all corporate operations including business planning, IT operations, facilities, and HR for Apple worldwide. As a mentor, Jay was able to guide Steve in learning and applying the management principles Elliot had learned at IBM and Intel, which helped to boost Apple into a multibillion dollar company and helped develop Jobs into an inspirational leader with the ability to create the society-changing Apple products. Matthew S. DelNero is Chief of the FCC's Wireline Competition Bureau, where he leads a team of some 160 attorneys, economists, and other professionals who work to ensure that all Americans have access to robust, affordable broadband and voice services. FCC Chairman Tom Wheeler appointed Matt to this position in May 2015. Matt previously served as Deputy Chief of the Bureau, beginning in February 2014. During that time he played a leading role in the Bureau's efforts regarding the nation's transition to all-IP

networks, the development of rules to protect and promote the Open Internet, and consumer privacy. Matt joined the FCC from Covington & Burling LLP, where was a partner in the firm's Communications & Media and Privacy & Data Security practice groups. Matt received his law degree from Harvard Law School and his undergraduate degree from Tufts University. He is a member of the Federal Communications Bar Association (FCBA) and the International Association of Privacy Professionals (IAPP).

The 2015 Michigan Broadband Conference is open to any person interested in learning more about the role of broadband technology as it relates to workforce development, economic development, education, libraries, as well as the role libraries play in communities, at the intersection of broadband and technology. Registration is available at: <http://www.connectmi.org/registration_2015>.

#

2015 & 2016 LEGISLATION |

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 Website, <<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 0301 Warren | 04/28/2015 | Environmental protection; recycling; consumer electronic waste; expand to include cellular telephones and tablet computers. Amends secs. 17301, 17305, 17307 & 17309 of 1994 PA 451 (MCL 324.17301 et seq.) & repeals sec. 17313 of 1994 PA 451 (MCL 324.17313). | Referred to Senate Committee on Natural Resources. |
| SB 0336 Schuitmaker | 05/15/2015 | Law enforcement; other; public safety communications; create Michigan blue alert plan to broadcast information regarding attacks on peace officers. Creates new act. | 06/10/2015 Passed Senate, 38 Yays, 0 Nays; Referred to House Committee on Criminal Justice. |
| SB 0399 Schmidt | 06/16/2015 | Counties; boards and commissions; permit fee required for a government entity or telecommunication provider working within a county right-of-way; clarify limits, and clarify bonding and insurance requirements for telecommunication providers working within a county right-of-way. Amends sec. 19b, ch. IV of 1909 PA 283 (MCL 224.19b). | Referred to Committee on Local Government. |

| House Bill # Primary Sponsor | Date Introduced | Description | Status (revisions in bold) |
|--------------------------------------|-----------------|---|---|
| HB 4006 Heise | 01/15/2015 | Law enforcement; investigations; disclosure of call location information by wireless providers to requesting law enforcement agency; require. Creates new act. | 02/18/2015 Substitute H-1 reported with recommendation by House Committee on Criminal Justice; referred to second reading. |
| HB 4038 Forlini 2015 PA 36 | 01/21/2015 | Housing; landlord and tenants; notification of evictions; allow by electronic mail. Amends sec. 5718 of 1961 PA 236 (MCL 600.5718). | 05/21/2015 Signed by Gov. Snyder; assigned 2015 PA 36 with immediate effect; 05/12/2015 Passed Senate, 116 Yeas, 26 Nays, 11 Excused, 1 Not Voting; Returned to House without amendments; Ordered Enrolled. |
| HB 4291 Love | 03/04/2015 | Environmental protection; recycling; consumer electronic waste; expand to include cellular telephones and tablet computers. Amends secs. 17301, 17305, 17307 & 17309 of 1994 PA 451 (MCL 324.17301 et seq.) & repeals sec. 17313 of 1994 PA 451 (MCL 324.17313) | Referred to House Committee on Communications and Technology. |
| HB 4373 Geiss | 03/24/2015 | Education; public school academies; cyber schools; require posting educational materials on website and submission to department. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 553b. | Referred to House Committee on Education. |
| HB 4378 Cole | 03/24/2015 | Administrative procedure; contested cases; award of costs and fees to prevailing party in a case involving this state; remove certain restrictions. Amends sec. 123 of 1969 PA 306 (MCL 24.323). | Referred to House Committee on Government Operations. |
| HB 4781 Kosowski | 07/14/2015 | Education; technology; Internet filtering, technology utilization, and digital citizenship policies and education in schools; require. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1292. | Referred to House Committee on Education. |

| House Bill # Primary Sponsor | Date Introduced | Description | Status (revisions in bold) |
|---------------------------------|-----------------|---|---|
| HB 4791 Zemke | 07/15/2015 | Education; school districts; policy regulating social media interaction between students and employees; require school districts to adopt and implement. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1319. | Referred to House Committee on Education. |

| House Resolution # Primary Sponsor | Date Introduced | Description | Status (revisions in bold) |
|---------------------------------------|-----------------|--|---|
| HR 0017 Tedder | 02/19/2015 | A resolution to memorialize the President of the United States, the U.S. Congress, and the U.S. Federal Communications Commission to rescind the ruling which regulates broadband Internet services as common carrier services under Title II of the Communications Act of 1934 | 03/04/2015 Substitute H-1 Adopted by the House. |
| HR 0039 Townsend | 03/17/2015 | A resolution to memorialize the President of the United States, the U.S. Congress, and the U.S. Federal Communications Commission to stand firm on the decision to regulate broadband Internet services as common carrier services under Title II of the Communications Act of 1934 in the interest of preserving net neutrality. | 03/17/2015 Referred to House Committee on Communications and Technology. |
| HCR 0004 Townsend | 03/17/2015 | A concurrent resolution to memorialize the President of the United States, the U.S. Congress, and the U.S. Federal Communications Commission to stand firm on the decision to regulate broadband Internet services as common carrier services under Title II of the Communications Act of 1934 in the interest of preserving net neutrality. | 03/17/2015 Referred to House Committee on Communications and Technology. |
| HJR N | 03/26/2015 | Criminal procedure; warrants; search and seizure protections; expand to include electronic communications and seizures. Amends sec. 11, art. I of the state constitution. | 05/26/2015 Reported by House Committee on Criminal Justice with recommendation and without amendment; referred to second reading. |

| Senate Resolution # Primary Sponsor | Date Introduced | Description | Status (revisions in bold) |
|--|-----------------|---|-----------------------------------|
| SR 0016 Kowall | 02/24/2015 | A resolution to memorialize the President of the United States, the U.S. Congress, and the U.S. Federal Communications Commission to refrain from regulating broadband Internet services as common carrier services under Title II of the Communications Act of 1934. | 02/25/2015 Adopted by the Senate. |
| SR 0031 Kowall | 03/25/2015 | A resolution to urge the adoption of Intelligent Transportation System technologies throughout the state, further research into vehicle communication systems, and the testing and operation of connected and automated vehicles. | 03/25/2015 Adopted by the Senate. |

PUBLIC ACTS OF 2015 & 2016 |

Listed below are Public Acts related to telecommunications that were passed during the current legislative session (2015-2016). Copies of Public Acts may be obtained by contacting your state Senator or Representative, on the Michigan Legislature Website, <<http://www.michiganlegislature.org/>>, or from the Legislative Service Bureau Document Room at (517) 373-0169. Acts passed since the previous edition of the Michigan Telecommunications Report are in bold.

| Public Act # | Effective Date | Description | Enrolled Bill # and Sponsor |
|--------------|----------------|---|-----------------------------|
| 2015 PA 36 | 05/21/2015 | Housing; landlord and tenants; notification of evictions; allow by electronic mail. Amends sec. 5718 of 1961 PA 236 (MCL 600.5718). | HB 4038 Forlini |

ORDERS ISSUED BY THE COMMISSION |

*The Michigan Public Service Commission (“Commission”)
has not issued any orders during the most recent fortnight.*

APPLICATIONS AND COMPLAINTS |

Case No. U-17926

Interconnection Agreement

AT&T Michigan and Vitcom, LLC and Vitcom Arkansas, LLC

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17926>

On August 25, 2015, AT&T Michigan and Vitcom, LLC and Vitcom Arkansas, LLC jointly filed an Application with the Michigan Public Service Commission (“Commission”) seeking approval of an Interconnection Agreement.

Case No. U-17927

Video Franchise

Comcast of Michigan/Mississippi/Tennessee, Inc. v the City of Pontiac

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17927>

On August 24, 2015, Comcast of Michigan/Mississippi/Tennessee, Inc. (“Comcast”) filed a formal Complaint with the Michigan Public Service Commission (“Commission”) against the City of Pontiac. According to the Complaint, the city of Pontiac is attempting to impose a unlawfully high fee for the support for the cost of public, education, and government (“PEG”) access facilities and services, in violation of the Section 6(8) of Uniform Video Services Local Franchise Act, MCL 484.3106(8).

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-17906

License

Comcast Phone of Michigan, LLC

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17906>

Comments Due: Monday, September 28 2015

The Michigan Public Service Commission (“Commission”) has invited interested parties to file comments on the July 23, 2015, Application of Comcast Phone of Michigan, LLC, as amended on August 12, 2015, for approval to amend the geographic scope of its license to provide basic local exchange service. Comcast requests authority to expand its existing Michigan local exchange territory to include service throughout the State of Michigan. Written and electronic comments may be filed with the Commission and must be received no later than **5:00 p.m. on Monday September 28, 2015**. Written comments should be sent to the: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, Michigan 48909. Electronic comments may be emailed to:

<mpscedockets@michigan.gov>. All comments should reference Case No. U-17906. Comments received in this matter become public information, will be posted on the Commission's website, and are subject to disclosure. Comments should not include information commenters wish to remain private.

Case No. U-17903

Rulemaking

Commission's Own Motion

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17903>

Hearing: Tuesday, October 6, 2015 at 9:00 a.m.

Comments Due: Tuesday, October 20, 2015

On August 14, 2015, the Michigan Public Service Commission ("Commission") issued an Order and Notice of hearing regarding the Commission's request to re-adopt rules for the provision of unbundled network elements and local interconnection. Pursuant to Section 202(1)(c)(ii) of the Michigan Telecommunications Act, MCL 484.2202(1)(c)(ii), the Commission is required to establish and enforce quality standards for the provision of unbundled network elements and local interconnection services to providers that are used in the provision of basic local exchange service. The Commission last formally adopted such rules through an Order issued in MPSC Case No. U-17065 on March 13, 2013. The rules, R 484.71 through R 484.75, would expire after 3 years, pursuant to R 484.73, unless the Commission re-adopts them.

To provide the public with an opportunity to comment on the proposed re-adoption, the Commission has scheduled a public hearing, which will be held at **9:00 a.m. on Tuesday, October 6, 2015**, at the Commission's Offices at 7109 W. Saginaw Hwy., Lansing, Michigan. Any person may attend the public hearing and may offer comments on the proposed re-adoption. In addition, any person may submit written comments regarding the proposed re-adoption. The comments should reference Case No. U-17903, and must be received no later than **5:00 p.m. on Tuesday, October 20, 2015**. Mailed comments may be sent to: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, MI 48909. Electronic comments may be e-mailed to <mpscedockets@michigan.gov> or filed on the Commission's E-Docket System.

NOTICES OF HEARINGS |

The following Notices of Hearings have been issued by the Michigan Public Service Commission's Executive Secretary. Unless otherwise noted, all hearings are held at the Michigan Public Service Commission, 7109 W. Saginaw, Lansing, Michigan.

Case No. U-17903

Rulemaking

Commission's Own Motion

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17903>

Hearing: Tuesday, October 6, 2015 at 9:00 a.m.

Comments Due: Tuesday, October 20, 2015

On August 14, 2015, the Michigan Public Service Commission ("Commission") issued an Order and Notice of hearing regarding the Commission's request to re-adopt rules for the provision of unbundled network elements and local interconnection. Pursuant to Section 202(1)(c)(ii) of the Michigan Telecommunications Act, MCL 484.2202(1)(c)(ii), the Commission is required to establish and enforce quality standards for the provision of unbundled network elements and local interconnection services to providers that are used in the provision of basic local exchange service.

The Commission last formally adopted such rules through an Order issued in MPSC Case No. U-17065 on March 13, 2013. The rules, R 484.71 through R 484.75, would expire after 3 years, pursuant to R 484.73, unless the Commission re-adopts them.

To provide the public with an opportunity to comment on the proposed re-adoption, the Commission has scheduled a public hearing, which will be held at **9:00 a.m. on Tuesday, October 6, 2015**, at the Commission's Offices at 7109 W. Saginaw Hwy., Lansing, Michigan. Any person may attend the public hearing and may offer comments on the proposed re-adoption. In addition, any person may submit written comments regarding the proposed re-adoption. The comments should reference Case No. U-17903, and must be received no later than **5:00 p.m. on Tuesday, October 20, 2015**. Mailed comments may be sent to: Executive Secretary, Michigan Public Service Commission, P.O. Box 30221, Lansing, MI 48909. Electronic comments may be e-mailed to <mpscdockets@michigan.gov> or filed on the Commission's E-Docket System.

MPSC HEARINGS SCHEDULE |

Note: Unless indicated otherwise, hearings are held at the Michigan Public Service Commission's new offices at 7109 W. Saginaw, 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 TELECOMMUNICATIONS HEARINGS SCHEDULED FOR THE NEXT FORTNIGHT (AUGUST 31, 2015 THROUGH SEPTEMBER 11, 2015)

*There are no known Telecommunications
Hearings scheduled during the current fortnight.*

FUTURE TELECOM HEARINGS SCHEDULED

September 28, 2015, 1:00 p.m.
Case No. U-17891/Show Cause
CMC Telecom (show cause - trs)

October 6, 2015, 9:00 a.m.
Case No. U-17903/Rulemaking
Commission's Own Motion (rulemaking)

2015 REGULAR MPSC MEETING DATES[†] |

| MONTH & DATE | DAY | TIME |
|--------------|-----------|-----------|
| September 10 | Thursday | 1:30 p.m. |
| September 24 | Thursday | 1:30 p.m. |
| October 7 | Wednesday | 1:30 p.m. |
| October 22 | Thursday | 1:30 p.m. |
| November 5 | Thursday | 1:30 p.m. |
| November 19 | Thursday | 1:30 p.m. |
| December 8 | Tuesday | 1:30 p.m. |
| December 22 | Tuesday | 1:30 p.m. |

[†] Additional meetings of the Michigan Public Service Commission (“Commission”) 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).

All meetings of the Commission are open to the public and will be held at the Commission’s offices, which are located at 7109 W. Saginaw, Lansing, Michigan, 48917, unless posted and notified in accordance with the Open Meetings Act. Visitors should park in the south side, rear parking lot, which is in the back of the building and enter through the doors posted for “Visitors.” The meeting site is accessible, including handicapped parking. People with disabilities requiring additional accommodations such as information in alternative formats in order to participate in the meeting should contact the Commission’s Executive Secretary at (517) 284-8090.

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 Commission may make an inquiry by calling the Commission’s Executive Secretary at (517) 248-8090.