



FEATURES |

Michigan Public Service Commission Locates New Office Space |

At the annual State Bar of Michigan – Administrative & Regulatory Law Section “Luncheon with the Michigan Public Service Commission” held this week, Michigan Public Service Commission (“Commission”) Chairman John D. Quackenbush announced that the Commission has located new office space.

The Commission has signed a lease for an office building located at 7109 West Saginaw Highway, Lansing, Michigan 48917. The building is a three story office building that, according to the Chairman, is just about ready for move-in. . . .

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Prior to the Commission’s anticipated move-in date in August, the owner of the property will replace the roof, re-pave the parking lot, and do some interior renovations, such as moving walls, re-carpeting, and painting.



The three story building will allow all of the Commission’s staff, as well as the Attorney General’s Public Service Division, and the Michigan Administrative Hearing System’s Administrative Law Judges assigned to the Commission to be in one location for the first time since a flood damaged the Commission’s former offices on July 27, 2011.

The new office location will feature first floor hearing rooms, conference room spaces, free parking, and easy access and parking for eighteen wheel trucks requiring services of the Commission’s Motor Carrier Bureau. It is relatively close to both Interstates 69 and 96 and there are variety of hotels and restaurants nearby.

Chairman Quackenbush noted that at last year’s luncheon he had announced that the Commission was moving to Prudden Place in Lansing. Unfortunately, various structural challenges at Prudden Place made that space impractical. The Chairman was confident that the Commission will soon be under one roof at the 7109 West Saginaw Highway location.

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MPSC Updates Guidelines for Documents Filed Electronically at the Commission |

Note: The Michigan Public Service Commission issued the following Press Release on May 13, 2014. For additional information contact Judy Palnau at (517) 241-3323.

May 13, 2014 - The Michigan Public Service Commission (MPSC) today formally adopted updated guidelines applicable to documents filed electronically to the Commissions e-dockets website.

The MPSC on March 18 issued a notice of a proposed guideline designed to address certain issues related to electronic filings.

The guidelines cover privacy, volume, copyright, inappropriate language and removal of posted information.

The updated guidelines go into effect on June 1.

The MPSC is an agency within the Department of Licensing and Regulatory Affairs (“LARA”). For more information about LARA, please visit <<http://www.michigan.gov/lara>>. Follow us on Twitter <<http://www.twitter.com/michiganLARA>>, “Like” us on Facebook or find us on YouTube <<http://www.youtube.com/michiganLARA>>.

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2013 & 2014 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 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 033 Schuitmaker	01/16/2013	Campaign finance; campaign practices; automated campaign telephone calls; require to identify who paid for call. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	Referred to Senate Committee on Local Government and Elections.
SB 0294 Jones	04/10/2013	Gaming; lottery; sale of lottery tickets; prohibit sale over internet. Amends sec. 9 of 1972 PA 239 (MCL 432.9).	Referred to Senate Committee on Regulatory Reform.
SB 0493 Jones	09/17/2013	Communications; broadcasting; local zoning restrictions for amateur radio; require to conform to federal regulations. Amends 2006 PA 110 (MCL 125.3101 - 125.3702) by adding sec. 205a.	Referred to Senate Committee on Energy and Technology.
SB 0539 Nofs 2013 PA 173	09/24/2013	Torts; governmental immunity; underground facility damage prevention; define as proprietary function. Amends sec. 7 of 1964 PA 170 (MCL 691.1407). Tie Bar with SB 0540.	12/3/2013 Signed by Governor Synder; assigned 2013 PA 173 with immediate effect.
SB 0540 Nofs 2013 PA 174	09/24/2013	Public utilities; consumer services; MISS DIG underground facility damage prevention and safety act; create. Creates new act & repeals 1974 PA 53 (MCL 460.701 - 460.718). Tie Bar with SB 0539.	12/3/2013 Signed by Governor Synder; assigned 2013 PA 174 with immediate effect.
SB 0599 Hansen	10/03/2013	Crimes; criminal sexual conduct; use of internet or computer system to solicit prostitute less than 21 years of age; prohibit. Amends sec. 145d of 1931 PA 328 (MCL 750.145d).	Referred to Senate Committee on Families, Seniors, and Human Services.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
SB 0636 Nofs 2014 PA 52	10/22/2013	Communications; telecommunications; general amendments; provide for. Amends secs. 304, 310, 313, 315, 317, 320 & 502 of 1991 PA 179 (MCL 484.2304 et seq.).	03/27/2014 Signed by Governor Snyder; assigned 2014 PA 52, with immediate effect.
SB 0734 Caswell	01/08/2014	Holidays; other; "Utility Workers Safety Awareness Day"; designate as December 6. Creates new act.	Referred to Senate Committee on Government Operations.
SB 0824 Pappageorge	02/25/2014	State financing and management; authorities; process for transferring METRO Act authority powers; revise, and provide other general amendments. Amends secs. 2 & 3 of 2002 PA 48 (MCL 484.3102 & 484.3103). Tie Bar with SB 822.	04/01/2014 Signed by Governor Snyder; assigned 2014 PA 88, with immediate effect.
SB 0924 Bieda	05/01/2014	Crimes; other; posting of sexually explicit image of another person on internet with intent to frighten, intimidate, or harass; prohibit, and require removal of sexually explicit images under certain circumstances. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 145e. Tie Bar with SB 0925.	05/08/2014 Substitute S-1 reported favorably by Senate Committee on Judiciary; recommended immediate effect; referred to Committee of the Whole.
SB 0925 Jones	05/01/2014	Crimes; penalties; penalties for posting sexually explicit image on internet or failing to remove posted sexually explicit image from internet under certain circumstances; provide for. Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 145f. Tie Bar with SB 0924.	05/08/2014 Reported favorably by Senate Committee on Judiciary; recommended immediate effect; referred to Committee of the Whole.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4011 Heise	01/22/2013	Communications; emergency 9-1-1; recordings from 9-1-1 calls; prohibit disclosure under certain circumstances. Amends sec. 13 of 1976 PA 442 (MCL 15.243)	Referred to House Committee on Oversight.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 4032 Geiss	01/22/2013	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 4237 Haines	02/12/2013	Communications; other; authorized use of Michigan public safety communications system; expand. Amends title & secs. 1, 2 & 3 of 1929 PA 152 (MCL 28.281 et seq.).	Referred to House Committee on Energy and Technology.
HB 4531 Cotter	04/11/2013	Gaming; lottery; sale of lottery tickets; prohibit sale over internet. Amends sec. 9 of 1972 PA 239 (MCL 432.9).	Referred to House Committee on Government Operations.
HB 4671 Poleski 2013 PA 113	05/02/2013	Communications; emergency 9-1-1; distribution of service charge fees for 9-1-1; revise. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	09/24/2013 Signed by Gov. Synder; assigned 2013 PA 113; with immediate effect.
HB 4702 Franz	05/07/2013	Communications; telecommunications; public service commission report regarding pole attachment rates; require. Amends sec. 6g of 1939 PA 3 (MCL 460.6g).	Referred to House Committee on Energy and Technology.
HB 4843 Forlini	06/13/2013	Campaign finance; other; automated campaign telephone calls; require to identify entity making or paying for call. Amends 1976 PA 388 (MCL 169.201 - 169.282) by adding sec. 48.	Referred to House Committee on Elections and Ethics.
HB 4853 Walsh	06/20/2013	Communications; emergency 9-1-1; additional PSAPs or secondary PSAPs within a 9-1-1 service district; allow county to designate by resolution. Amend sec. 312 of 1986 PA 32 (MCL 484.1312).	Referred to House Committee on Energy and Technology.
HB 4984 Lori	09/17/2013	Communications; emergency 9-1-1; procedure to determine which public safety service unit is closest to a request for public safety service; modify. Amends secs. 102 & 204 of 1986 PA 32 (MCL 484.1102 & 484.1204).	Referred to House Committee on Local Government.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
HB 5042 McMillin	10/02/2013	Law enforcement; state police; posting of information concerning speed limit engineering and traffic investigation requests on website; require of state police. Amends sec. 628 of 1949 PA 300 (MCL 257.628).	Referred to House Committee on Transportation and Infrastructure.
HB 5110 Heise	10/29/2013	Law enforcement; investigations; disclosure of call location information by wireless providers to requesting law enforcement agency; require. Creates new act.	02/26/2014 Reported by House Committee on Criminal Justice with recommendation with substitute H-2; referred to second reading..
HB 5246 Rogers	01/28/2014	Criminal procedure; warrants; use of electronic video equipment for issuance of warrants; allow for law enforcement officials. Amends sec. 1, ch. IV of 1927 PA 175 (MCL 764.1).	03/20/2014 Reported by House Committee on Judiciary with substitute H-2; referred to second reading.
HB 5260 Shirkey	01/29/2014	Public utilities; other; telephone solicitations regarding electric or natural gas service; require certain disclosures. Amends secs. 9 & 10a of 1939 PA 3 (MCL 460.9 & 460.10a).	Referred to House Committee on Energy and Technology.
HB 5431 Hobbs	03/26/2014	Education; curriculum; internet safety instruction; require. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1162.	Referred to House Committee on Education.
HB 5499 Oakes	04/30/2014	Communications; telecommunications; changes made by 2014 PA 52; eliminate. Amends secs. 103, 304, 310, 313, 317, 320 & 502 of 1991 PA 179 (MCL 484.2103 et seq.).	Referred to House Committee on Energy and Technology.

PUBLIC ACTS OF 2013 & 2014 |

Listed below are Public Acts related to telecommunications that were passed during the current legislative session (2013-2014). 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
2013 PA 113	09/24/2013	Communications; emergency 9-1-1; distribution of service charge fees for 9-1-1; revise. Amends sec. 408 of 1986 PA 32 (MCL 484.1408).	HB 4671 Poleski.
2013 PA 173	12/3/2013	Torts; governmental immunity; underground facility damage prevention; define as proprietary function. Amends sec. 7 of 1964 PA 170 (MCL 691.1407).	SB 0539 Nofs
2013 PA 174	12/3/2013	Public utilities; consumer services; MISS DIG underground facility damage prevention and safety act; create. Creates new act & repeals 1974 PA 53 (MCL 460.701 - 460.718).	SB 0540 Nofs
2014 PA 52	03/27/2014	Communications; telecommunications; general amendments; provide for. Amends secs. 304, 310, 313, 315, 317, 320 & 502 of 1991 PA 179 (MCL 484.2304 et seq.).	SB 636 Nofs
2014 PA 88	04/01/2014	State financing and management; authorities; process for transferring METRO Act authority powers; revise, and provide other general amendments. Amends secs. 2 & 3 of 2002 PA 48 (MCL 484.3102 & 484.3103). Tie Bar with SB 822 (2014 PA 80).	SB 824 Pappageorge

ORDERS ISSUED BY THE COMMISSION |

The Michigan Public Service Commission (“Commission”) issued the following Orders at its regularly scheduled meeting held on Tuesday, May 13, 2014, at 1:30 p.m. at the Commission’s temporary offices located at 4300 West Saginaw, Lansing, Michigan.

Case No. U-17454

Eligible Telecommunications Carrier

Sage Telecom Communications, LLC

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17454>

On May 13, 2014, the Michigan Public Service Commission (“Commission”) issued an order designating Sage Telecom Communications, LLC an Eligible Telecommunications Carrier (“ETC”) for purposes of universal service fund (“USF”) support for wireless services in the State of Michigan. According to Sage Telecom Communications, LLC’s August 6, 2013 Application, as supplemented on February 3, 2014, and March 24, 2014, Sage requested that the Commission enter an order designating it as an ETC, for purposes of Lifeline, in specific the wire centers. Sage stated that it currently offers wireless service through Sprint Spectrum’s wireless services, using their network infrastructure and wireless facilities such as Mobile Virtual Network Operator.

Case No. U-17565

License

ATI Networks, Inc.

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17565>

On May 13, 2014, the Michigan Public Service Commission (“Commission”) issued an order amending ATI Networks, Inc.’s license to provide basic local exchange service to include all zone and exchange areas currently served by an incumbent carrier in the State of Michigan. The Commission had previously, on August 18, 2003, granted ATI Networks, Inc. a license in Case No. U-13795 to provide basic local exchange service in Michigan in the areas served by Verizon North Inc., and Contel of the South, Inc., d/b/a Verizon North Systems, and SBC Ameritech Michigan. This amended license replaces the temporary amended license issued by the Commission on April 1, 2014.

Case No. U-17573

License

RCLEC, Inc.

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17573>

On May 13, 2014, the Michigan Public Service Commission (“Commission”) issued an order granting RCLEC, Inc. a temporary license to provide basic local exchange service throughout the state of Michigan in the zone and exchange areas in which AT&T Michigan, Frontier North Inc., Frontier Midstates Inc., CenturyTel of Michigan, Inc., CenturyTel Midwest – Michigan, Inc., CenturyTel of Northern Michigan, Inc., and CenturyTel of Upper Michigan, Inc. are the incumbent local exchange carriers. The temporary license will expire upon issuance of the final order granting or denying RCLEC, Inc.’s February 28, 2014 Application for a permanent license, as amended on April 24, 2014.

Case No. U-17574

Commission Guidelines

Commission’s Own Motion

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17574>

On May 13, 2014, the Michigan Public Service Commission (“Commission”) issued an order adopting updated guidelines applicable to documents filed electronically to the Commissions e-

dockets website. The guidelines cover privacy, volume, copyright, inappropriate language and removal of posted information and go into effect on June 1, 2014.

Case No. U-17583

Consumer Complaint

Willard E. Last v CenturyTel of Michigan, Inc. d/b/a CenturyLink

On May 13, 2014, the Michigan Public Service Commission (“Commission”) issued an Order dismissing the March 19, 2014 Complaint of Willard E. Last against CenturyTel of Michigan, Inc. d/b/a CenturyLink. On May 5, 2014, Mr. Last requested to withdraw the Complaint.

APPLICATIONS AND COMPLAINTS |

Case No. U-12627

Interconnection Agreement

AT&T Michigan and New Edge Network, Inc. d/b/a New Edge

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=12627>

On May 22, 2014, AT&T Michigan and New Edge Network, Inc., d/b/a New Edge, jointly filed an Application with the Michigan Public Service Commission requesting approval of the Eleventh Amendment to their Interconnection Agreement. According to Application, the Eleventh Amendment changes the carrier name in the underlying agreement to Earthlink Business, LLC.

Case No. U-17118

Interconnection Agreement

AT&T Michigan and TC3 Telecom, Inc.

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17118>

On May 20, 2014, AT&T Michigan and TC3 Telecom, Inc. jointly filed an Application with the Michigan Public Service Commission requesting approval of the Second Amendment to their Interconnection Agreement. According to Application, the Second Amendment updates the Notice Information and Notice Language in the Agreement.

Case No. U-17619

Intercarrier Compensation

Westphalia Telephone Company and Great Lakes Comnet, Inc. v AT&T Corp

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17618>

On May 12, 2014, Westphalia Telephone Company and Great Lakes Comnet, Inc. (“GLC”) filed a formal Complaint with the Michigan Public Service Commission (“Commission”) against AT&T Corp. According to the Complaint, AT&T “has recently refused to pay the tariffed switching access charges for intrastate calls routed by a third party carrier to GLC’s tandem switch located in Westphalia, Michigan.” Westphalia Telephone Company and Great Lakes Comnet, Inc. seek an Order by the Commission allowing them to recover tariffed intrastate switched access charges, including late payment charges, as well as costs allowed by law, and other relief as this Commission deems appropriate.

Case No. U-17622

Interconnection Agreement

Sprint Spectrum, L.P. and Chatham Telephone Company, Communication Corporation of Michigan, Island Telephone Company, Shiawassee Telephone Company and Wolverine Telephone Company

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17622>

On May 12, 2014, Sprint Spectrum, L.P. and Chatham Telephone Company, Communication Corporation of Michigan, Island Telephone Company, Shiawassee Telephone Company and

Wolverine Telephone Company jointly filed an Application with the Michigan Public Service Commission (“Commission”) seeking approval of a Commercial Mobile Radio Service Interconnection Agreement.

Case No. U-17626

2-1-1

United Way of the Battle Creek and Kalamazoo Region

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17626>

On May 19, 2014, United Way of the Battle Creek and Kalamazoo Region, a Michigan nonprofit corporation (the survivor of a merger with HandsOn Battle Creek, Inc., which was formerly the Volunteer Center of Battle Creek, Inc.) (“UWBCKR”) filed an Application with the Michigan Public Service Commission (“Commission”) seeking to be designated as the community resource information and referral entity and 2-1-1 answering point for following rate centers, each located totally or partially in Barry County: Delton, Hickory Corners, Pine Lake, Woodland, Nashville, and Freeport.

Case No. U-17627

Consumer Complaint

Paul Marinelli v Comcast Cable

On May 21, 2014, Paul Marinelli, of Lansing, Michigan, filed a formal Complaint with the Michigan Public Service Commission against Comcast Cable. According to Mr. Marinelli’s Complaint, Comcast continued to charge him for service after he sought to have his service disconnected.

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.

No known telecommunications Notices of Opportunities to Comment are currently pending before the Michigan Public Service Commission

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 Constitution Hall, 525 W. Allegan, Lansing, Michigan.

Case No. U-17561

License

Wide Voice, LLC

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17561>

Evidentiary Hearing: Thursday, May 29, 2014, 10:00 a.m.

The Michigan Public Service Commission (“Commission”) will consider the February 3, 2014 Application, as amended on April 3, 2014 by Wide Voice, LLC, for a temporary and permanent

license to provide basic local exchange service throughout the State of Michigan in the zones and exchanges served by Frontier North, Inc., Frontier Midstates Inc. and AT&T Michigan, at an evidentiary hearing at 10:00 a.m. on Thursday, May 29, 2014, in downtown Lansing at Constitution Hall, 525 West Allegan, Lansing, Michigan before Administrative Law Judge Sharon Feldman. Interested parties may intervene in this proceeding by filing an Intervention with the Commission no later than Tuesday, May 27, 2014 at 5:00 p.m.

Case No. U-17573

License

RCLEC, LLC

<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17573>

Evidentiary Hearing: Tuesday, June 10, 2014, 9:00 a.m.

The Michigan Public Service Commission (“Commission”) will consider the February 28, 2014 Application, as amended on April 24, 2014, of RLEC, LLC, for a temporary and permanent license to provide basic local exchange service throughout the State of Michigan in the zones and exchanges served by AT&T Michigan, Frontier North Inc., Frontier Midstates Inc., CenturyTel of Michigan, Inc., CenturyTel Midwest – Michigan, Inc., CenturyTel of Northern Michigan, Inc., and CenturyTel of Upper Michigan, Inc., at an evidentiary hearing at 9:00 a.m. on Tuesday, June 10, 2014, in downtown Lansing at Constitution Hall, 525 West Allegan, Lansing, Michigan before Administrative Law Judge Suzanne D. Sonneborn. Interested parties may intervene in this proceeding by filing an Intervention with the Commission no later than Friday, June 6, 2014 at 5:00 p.m.

MPSC HEARINGS SCHEDULE |

Note: Unless indicated otherwise, hearings are held in Constitution Hall, 525 W. Allegan, 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 (MAY 27, 2014 THROUGH JUNE 6, 2014)

May 29, 2014, 10:00 a.m.

Case No. U-17561/Evidentiary Hearing

Wide Voice, LLC (license)

FUTURE TELECOM HEARINGS SCHEDULED

June 10, 2014, 9:00 a.m.

Case No. U-17561/Evidentiary Hearing

RCLEC, LLC (license)

July 30, 2014, 9:00 a.m.

Case No. U-17619/Prehearing Conference

Westphalia Telephone Company, and Great Lakes
Comnet, Inc. v AT&T Corp (intercarrier
compensation)

2014 REGULAR MPSC MEETING DATES[†] |

MONTH & DATE	DAY	TIME
June 6	Friday	1:30 p.m.
June 24	Tuesday	1:30 p.m.
July 8	Tuesday	1:30 p.m.
July 22	Tuesday	1:30 p.m.
August 5	Tuesday	1:30 p.m.
August 19	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 23	Thursday	1:30 p.m.
November 6	Thursday	1:30 p.m.
November 21	Friday	1:30 p.m.
December 4	Thursday	1:30 p.m.
December 18	Thursday	1:30 p.m.

[†] Additional 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).

All meetings of the Michigan Public Service Commission (“Commission”) are open to the public. Until further notice, all meetings will be held at the Commission’s temporary offices, which are located at 4300 W. Saginaw St., Lansing, MI 48917, unless posted and notified in accordance with the Open Meetings Act. 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) 241-6160.

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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