



### FEATURES |

#### Telecommunications Division Reminds ETCs to Update Certifications |

On October 1st of each year, the Michigan Public Service Commission (“Commission”) is required to submit a list of Eligible Telecommunications Carriers (“ETCs”) to the Federal Communications Commission (“FCC”). To facilitate that process, the Commission’s Telecommunications Division has sent a letter to all ETCs in Michigan reminding them of the upcoming filing deadlines they must comply with to be listed as eligible to receive Universal Service Fund (“USF”) support for any part of the 2015 funding year. . . .

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

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**Telecommunications Division Reminds ETCs to Update Certifications** | continued from Page 1

ETCs are required to meet the new criteria as set forth in 47 CFR 54.202, 54.209, 54.313 and 54.314. According to the Telecommunications Division’s notice, without proper certification by the Commission by October 1, 2014, the ETCs will be unable to receive Universal Service Fund support for either some portion of or the entire 2015 funding year.

Existing ETCs can file the same Form 481 with the MPSC as they do with the FCC, though they must comply with the reporting requirements contained in the Commission’s Orders in Case No. U-14535. The Telecommunications Division noted that this means that the MPSC may seek further information not required by the FCC. Carriers seeking USF support in either the Lifeline/Linkup or High Cost categories must submit these annual reports to the MPSC by July 1, 2014.

The Telecommunications Division requests that the annual reports be filed in MPSC Case No. U-17545 with the following caption:

In the matter, on the Commission’s )  
Own Motion, on the Certification of ) Case No. U-17545  
Eligible Telecommunications Carriers )

The Telecommunications Division cautions that in order to avoid a delay, all appropriate documents, such as ICA’s and Tariffs, should be up to date. This case is designated a paperless electronic case. Documents filed in this case may be submitted electronically through the Commission’s E-Dockets System. Documents may also be submitted in Word or PDF format as an attachment to an email sent to [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov). If you require assistance, contact Commission staff at (517) 241-6170 or by e-mail at [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov) . All information submitted to the Commission in this matter will become public information available on the Commission’s website and subject to disclosure.

Carriers unable to take advantage of the electronic case filing service or those who wish to file any confidential documents may send an original paper copy to:

Ms. Mary Jo Kunkle, Executive Secretary  
Michigan Public Service Commission  
4300 W. Saginaw Highway  
P.O. Box 30221  
Lansing MI 48909  
Telephone: 517.241.6160  
Fax: 517.241.6181

Questions regarding the certification process should be directed to Jennifer Boyd at the Commission’s Telecommunications Division. Ms. Boyd can be reached at (517) 241-9795 or by email at [<boydj3@michigan.gov>](mailto:boydj3@michigan.gov).

# # #

## 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 Snyder; 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 Snyder; 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.
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.

Senate Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
<b>SB 0924 Bieda</b>	<b>05/01/2014</b>	<b>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.</b>	<b>Referred to Senate Committee on Judiciary.</b>
<b>SB 0925 Jones</b>	<b>05/01/2014</b>	<b>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.</b>	<b>Referred to Senate Committee on Judiciary.</b>

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.
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.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
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.

House Bill # Primary Sponsor	Date Introduced	Description	Status (revisions in bold)
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.
<b>HB 5499</b> <b>Oakes</b>	<b>04/30/2014</b>	<b>Communications; telecommunications; changes made by 2014 PA 52; eliminate. Amends secs. 103, 304, 310, 313, 317, 320 &amp; 502 of 1991 PA 179 (MCL 484.2103 et seq.).</b>	<b>Referred to House Committee on Energy and Technology.</b>

## **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.

Public Act #	Effective Date	Description	Enrolled Bill # and Sponsor
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 Friday, May 2, 2014, at 1:30 p.m. at the Commission’s temporary offices located at 4300 West Saginaw, Lansing, Michigan.

### **Case No. U-15362**

**Interconnection Agreement**

**New Cingular Wireless PCS, LLC and AT&T Michigan**

**<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=15362>**

**Application filed on April 14, 2014, for approval of seventh amendment to Interconnection Agreement.**

On May 2, 2014, the Michigan Public Service Commission (“Commission”) issued an Order approving the seventh amendment to the Interconnection Agreement between the parties. The amendment adds terms and conditions related to Transit Traffic Service, replaces the Notice Provision, and adds Joint and Several Liability terms.

### **Case No. U-17061**

**Eligible Telecommunications Carrier**

**True Wireless, LLC**

**<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17061>**

On May 2, 2014, the Michigan Public Service Commission (“Commission”), pursuant to True Wireless’s April 15, 2014 request to voluntarily withdraw its July 23, 2012 application for designation as an eligible telecommunications carrier, issued an Order dismissing True Wireless, LLC’s application without prejudice.

Case No. U-17561  
Wide Voice, LLC  
<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17561>

License

On May 2, 2014, the Michigan Public Service Commission (“Commission”) issued an order granting Wide Voice, LLC a temporary license to provide basic local exchange service throughout the state of Michigan in the zone and exchange areas in which Frontier North Inc., Frontier Midstates Inc., and AT&T Michigan are the incumbent local exchange carriers, pursuant to Wide Voice, Inc.’s February 3, 2014 application. The temporary license will expire upon issuance of the final order granting or denying the application for a permanent license.

## **APPLICATIONS AND COMPLAINTS |**

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Case No. U-17616  
Leatrice J. Handsor v AT&T

Consumer Complaint

On April 18, 2014, Leatrice J. Handsor, of Detroit, Michigan, filed a formal complaint against AT&T with the Michigan Public Service Commission (“Commission”). According to the Complaint, Ms. Handsor claims that her service disconnects for weeks or months at a time. Ms. Handsor claims that AT&T will not give her credit on her bill and does not timely repair her service.

Case No. U-17617  
Robert A. Hudson v AT&T

Consumer Complaint

On April 18, 2014, Robert A. Hudson, of Lansing, Michigan, filed a formal complaint against AT&T with the Michigan Public Service Commission (“Commission”). According to the Complaint, Mr. Hudson claims that he was inadvertently charged a \$70.00 service "reconnect" fee in March 2013 that has remained on his AT&T bill and incurred late fees.

Case No. U-17618  
Jupiter Networks, Inc.  
<http://efile.mpsc.state.mi.us/efile/viewcase.php?casenum=17618>

License

On May 5, 2014, Jupiter Networks, Inc. filed an application for temporary and permanent licenses to provide basic local exchange service throughout the State of Michigan. Jupiter Networks, Inc. is a Michigan corporation with its principal place of business in Branch, Michigan.

## **NOTICES OF OPPORTUNITIES TO COMMENT |**

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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](mailto:mpscefilecases@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 |**

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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.

## **MPSC HEARINGS SCHEDULE |**

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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 12, 2014 THROUGH MAY 23, 2014)**

*No known Telecom hearings are scheduled with the Michigan Public Service Commission during the upcoming fortnight.*

### **FUTURE TELECOM HEARINGS SCHEDULED**

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

Case No. U-17561/Evidentiary Hearing

Wide Voice, LLC (license)

## 2014 REGULAR MPSC MEETING DATES<sup>†</sup> |

MONTH & DATE	DAY	TIME
May 13	Tuesday	1:30 p.m.
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.

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<sup>†</sup> 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.

## **SUBSCRIPTION INFORMATION |**

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