

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the petition of)	
AT&T COMMUNICATIONS OF MICHIGAN, INC.,)	
for arbitration to establish an interconnection)	Case No. U-11151
agreement with AMERITECH MICHIGAN.)	
_____)	

In the matter of the petition of)	
AMERITECH MICHIGAN for arbitration to)	
establish an interconnection agreement with)	Case No. U-11152
AT&T COMMUNICATIONS OF MICHIGAN, INC.)	
_____)	

At the March 3, 2000 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On February 9, 2000, AT&T Communications of Michigan, Inc., (AT&T) and Ameritech Michigan filed a joint application for approval of the third amendment to their interconnection agreement.

On April 4, 1997, the Commission issued an order approving an interconnection agreement between AT&T and Ameritech Michigan. Subsequently, AT&T and Ameritech Michigan negotiated amendments to the agreement, which the Commission approved on February 25 and March 24, 1998.

Section 252 of the federal Telecommunications Act of 1996, 47 USC 252, requires that any interconnection agreement that is adopted by negotiation be submitted to the Commission for approval. 47 USC 252(e) provides in part:

- (2) The State commission may only reject
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) of this section if it finds that--
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
 - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity;

- (3) Notwithstanding paragraph (2), but subject to section 253 of this title, nothing in this section shall prohibit a State commission from establishing or enforcing other requirements of State law in its review of an agreement, including requiring compliance with intrastate telecommunications service quality standards or requirements.

47 USC 252(e)(2) and (3).

The Commission concludes, after reviewing the application and the amendment to the interconnection agreement, that it should approve the amendment. The Commission finds that the amendment is consistent with federal and state law and is in the public interest. Under 47 USC 252(i) and MCL 484.2359(2); MSA 22.1469(359)(2), the services provided under this amendment must be made available to other telecommunications carriers upon the same terms and conditions.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; MSA 22.1469(101) et seq.; the Communications Act of 1934, as amended by the Telecommunications Act of 1996, 47 USC 151 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.;

MSA 3.560(101) et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACRS, R 460.17101 et seq.

b. The amendment should be approved.

THEREFORE, IT IS ORDERED that:

A. The third amendment to the interconnection agreement between AT&T Communications of Michigan, Inc., and Ameritech Michigan is approved.

B. Approval of the amendment does not alter the duty of AT&T Communications of Michigan, Inc., and Ameritech Michigan to comply with relevant federal and state law and past and future Commission orders and rules.

The Commission reserves jurisdiction and may issue further orders as necessary.

MICHIGAN PUBLIC SERVICE COMMISSION

(S E A L)

/s/ John G. Strand
Chairman

By its action of March 3, 2000.

/s/ David A. Svanda
Commissioner

/s/ Dorothy Wideman
Executive Secretary

/s/ Robert B. Nelson Its
Commissioner

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MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

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Commissioner By

Executive Secretary

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AT&T COMMUNICATIONS OF MICHIGAN, INC.)

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Suggested Minute:

“Adopt and issue order dated March 3, 2000 approving the third amendment to the interconnection agreement between AT&T Communications of Michigan, Inc., and Ameritech Michigan, as set forth in the order.”