

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,)
to issue a report concerning broadband internet)
access issues to the Legislature and the Governor)
as required by Section 322 of the Michigan Telecom-)
munications Act.)
_____)

Case No. U-12855

At the March 7, 2001 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Laura Chappelle, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

The Michigan Telecommunications Act, MCL 484.2101 et seq.; MSA 22.1469(101) et seq.,
(MTA) requires that the Commission issue a report to the Legislature and the Governor on or
before July 1, 2001 as follows:

The commission shall study whether the state should require each wireline
broadband internet access transport provider who is, or is an affiliate of, an internet
service provider to provide any other requesting internet service provider access to
its broadband internet access transport services, unbundled from the provision of
content, on rates, terms, and conditions that are at least as favorable as those on
which it provides the access to itself, to its affiliate, or to any other person.

MCL 484.2322(2); MSA 22.1469(322)(2).

To fulfill its obligation, the Commission must obtain much of the information required for the
July 1, 2001 report directly from the providers of telecommunications, cable, and internet services.

To accomplish this task, the Commission has determined that surveys would be useful in obtaining factual as well as opinion data from stakeholders. The Commission Staff (Staff) will prepare one or more surveys to be distributed to local exchange providers, cable service providers, internet service providers, and business end-users. The Staff will compile the results and submit the compilation in this docket.

In addition, all interested persons may file comments in this docket. Written comments should be filed no later than April 30, 2001.

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.; 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 AACCS, R 460.17101 et seq.
- b. Surveys regarding broadband internet access should be sent to providers of telecommunications, cable, and internet services in Michigan as well as business end-users.
- c. Any person wishing to file comments regarding the issue of broadband internet access should file comments no later than April 30, 2001.

THEREFORE, IT IS ORDERED that:

- A. Surveys regarding broadband internet access shall be sent to telecommunications, cable, and internet service providers as well as business end-users.
- B. Any interested person may file written comments no later than April 30, 2001.

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

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle
Chairman

(S E A L)

/s/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of March 7, 2001.

/s/ Dorothy Wideman
Its Executive Secretary

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

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of March 7, 2001.

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated March 7, 2001 providing an opportunity for parties to comment on broadband internet access, as set forth in the order.”