

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of )  
**XO MICHIGAN, INC.**, to expand the geographic )  
area of its license and request for temporary )  
license. )  
\_\_\_\_\_ )

Case No. U-13617

At the December 6, 2002 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

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

**OPINION AND ORDER**

On October 30, 2002, XO Michigan, Inc., (XO) filed an application, pursuant to the Michigan Telecommunications Act (MTA), MCL 484.2101 et seq., to expand its license to provide basic local exchange service to include all exchanges currently served by Ameritech Michigan, Verizon North Inc., and Contel of the South, Inc., d/b/a Verizon North Systems.

MCL 484.2301(2) states: "Pending the determination of an application for a license, the commission without notice and hearing may issue a temporary license for a period not to exceed 1 year." XO states that it seeks a temporary license because it has the immediate potential to serve customers in certain areas.

After a review of the application and testimony, the Commission finds that approval of the application is in the public interest.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACRS, R 460.17101 et seq.
- b. XO should be granted a temporary license.

THEREFORE, IT IS ORDERED that:

A. XO Michigan, Inc., is granted a temporary license to provide basic local exchange service in all exchanges currently served by Ameritech Michigan, Verizon North Inc., and Contel of the South, Inc., d/b/a Verizon North Systems. The temporary license shall expire upon issuance of the final order granting or denying its application for a permanent license.

B. XO Michigan, Inc., shall provide basic local exchange service under the temporary license in accordance with the regulatory requirements specified in the Michigan Telecommunications Act, MCL 484.2101 et seq., including the number portability provisions of Section 358, the anti-slamming procedures adopted in Case No. U-11900, and the number reclamation process adopted in Case No. U-12703.

C. Before commencing basic local exchange service under the temporary license, XO Michigan, Inc., shall submit its tariff reflecting the services that it will offer and identifying the exchanges in which it will offer service.

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

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

( S E A L )

/s/ David A. Svanda  
Commissioner

/s/ Robert B. Nelson  
Commissioner

By its action of December 6, 2002.

/s/ Dorothy Wideman  
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Commissioner

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Commissioner

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Suggested Minute:

“Adopt and issue order dated December 6, 2002 granting XO Michigan, Inc., a temporary license to provide basic local exchange service, as set forth in the order.”