

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission )  
approval of interconnection agreements and )  
amendments. )  
\_\_\_\_\_ )

At the June 16, 2003 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

**ORDER**

The following parties have filed joint applications for approval of interconnection agreements  
and amendments:

- |                  |   |
|------------------|---|
| Case No. U-11989 | SBC Ameritech Michigan and Thumb Cellular Limited Partnership<br>Application filed April 29, 2003 for approval of the second<br>amendment (Extends Reverse Billing Option, Revises Term and<br>Scope of Agreement). |
| Case No. U-12382 | SBC Ameritech Michigan and Coast to Coast Telecommunications,<br>Inc.<br>Application filed May 1, 2003 for approval of the fourth amendment<br>(Backbilling and Procedures for Payment of Disputed Amounts).        |
| Case No. U-12382 | SBC Ameritech Michigan and Coast to Coast Telecommunications,<br>Inc.<br>Application filed May 1, 2003 for approval of the fifth amendment<br>(IntraLATA MOU Volume Commitments).                                   |
| Case No. U-12958 | SBC Ameritech Michigan and AT&T Wireless PCS, LLC<br>Application filed May 22, 2003 for approval of a second amendment<br>(Extend Term and Add, Delete and Replace Various Sections).                               |

- Case No. U-12987 SBC Ameritech Michigan and Allegiance Telecom of Michigan, Inc. Application filed May 1, 2003 for approval of the seventh amendment (Backbilling and Procedures for Payment of Disputed Amounts).
- Case No. U-12987 SBC Ameritech Michigan and Allegiance Telecom of Michigan, Inc. Application filed May 1, 2003 for approval of the eighth amendment (IntraLATA MOU Volume Commitments).
- Case No. U-13027 SBC Ameritech Michigan and Quick Communications, Inc. Application filed April 24, 2003 for approval of the third amendment (non-recurring HFPL Line and Station Transfer Rate-Maintenance Phase).
- Case No. U-13175 SBC Ameritech Michigan and XO Michigan, Inc. Application filed April 22, 2003 for approval of the fifth amendment (UNE Combination Tariff Amendment).
- Case No. U-13272 SBC Ameritech Michigan and CenturyTel Solutions, LLC Application filed April 29, 2003 for approval of the third amendment (non-recurring HFPL Line and Station Transfer Rate-Maintenance Phase).
- Case No. U-13453 SBC Ameritech Michigan and Comm South Companies, Inc. Application filed May 6, 2003 for approval of the first amendment (GT&C, Merger Conditions and Merger Promotion Template, UNE Price Schedule, and UNE Combining Appendix and Schedule UNE Combos).
- Case No. U-13453 SBC Ameritech Michigan and Comm South Companies, Inc. Application filed May 9, 2003 for approval of the second amendment (non-recurring HFPL Line and Station Transfer Rate-Maintenance Phase).
- Case No. U-13493 SBC Ameritech Michigan and Navigator Telecommunications, L.L.C. Application filed May 28, 2003 for approval of the first amendment (non-recurring HFPL Line and Station Transfer Rate-Maintenance Phase).
- Case No. U-13687 SBC Ameritech Michigan and Excel Telecommunications, Inc. Application filed May 9, 2003 for approval of the third amendment (White Pages Subscriber Listings).

- Case No. U-13788      SBC Michigan and CloseCall America, Inc.  
Application filed May 13, 2003 for approval of an interconnection agreement.
- Case No. U-13792      SBC Ameritech Michigan and Range Telecommunications  
Application filed May 19, 2003 for approval of an interconnection agreement. The application included a first amendment (Reciprocal Compensation Rates).
- Case No. U-13794      Ameritech Mobile Communications, LLC d/b/a Cingular and  
Buckeye TeleSystem, Inc.  
Application filed May 19, 2003 for approval of an interconnection agreement.
- Case No. U-13799      Cricket Communications, Inc. and Buckeye TeleSystem, Inc.  
Application filed on May 29, 2003 for approval of an interconnection agreement.
- Case No. U-13800      Sprint Spectrum L.P. d/b/a Sprint PCS and Buckeye TeleSystem, Inc.  
Application filed May 30, 2003 for approval of an interconnection agreement.

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 applications, agreements, and amendments, that it should approve the applications. The Commission finds that the agreements and amendments are consistent with federal and state law and are in the public interest. Under 47 USC 252(i) and MCL 484.2359(2), the services provided under the agreements, as amended, 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.; 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.; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.
- b. The interconnection agreements and amendments listed above should be approved.

THEREFORE, IT IS ORDERED that:

- A. The interconnection agreements and amendments listed above are approved.
- B. Approval of the interconnection agreements and amendments does not alter the duty of the parties 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.

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/ Laura Chappelle  
Chairman

( S E A L )

/s/ David A. Svanda  
Commissioner

/s/ Robert B. Nelson  
Commissioner

By its action of June 16, 2003.

/s/ Robert W. Kehres  
Its Acting Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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By its action of June 16, 2003.

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Suggested Minute:

“Adopt and issue order dated June 16, 2003 approving interconnection agreements and amendments, as set forth in the order.”