

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. )  
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At the April 20, 2004 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. J. Peter Lark, Chair  
Hon. Robert B. Nelson, Commissioner

**ORDER**

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

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| Case No. U-12465 | SBC Michigan and AT&T Communications of Michigan, Inc.<br>Application filed March 26, 2004 for approval of a sixth and a seventh amendment (the sixth amends the provisions relating to notices and the seventh incorporates provisions relating to alternatively billed calls). |
| Case No. U-12789 | Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and NPI-Omnipoint Wireless LLC<br>Application filed March 18, 2004 for approval of the first amendment (E911).  |
| Case No. U-12886 | SBC Michigan and 1-800-Reconex, Inc.<br>Application filed February 27, 2004 for approval of a seventh amendment (replaces and supersedes the Loop Qualification Process-Manual Rate noted as "TBD" in the agreement).  |
| Case No. U-13388 | SBC Michigan and Winstar Communications, LLC<br>Application filed March 17, 2004 for approval of the second amendment (reciprocal compensation update in accordance with   |

FCC 01-1218, CC Docket Nos. 96-98 and 99-68, the “Order on Remand”).

- Case No. U-14027      Century Michigan Cellular, Michigan Metronet Inc., Centennial Jackson Cellular Corp., Centennial Benton Harbor Cellular Corp., Centennial Michigan RSA 6 Cellular Corp., and Centennial Michigan RSA 7 Cellular Corp. Communications Group, Inc., and Verizon North Inc. f/k/a GTE North Inc., and Contel of the South, Inc., d/b/a Verizon North Systems  
Application filed March 16, 2004 for approval a first amendment (amend the terms and conditions with respect to interconnection architecture and compensation).
- Case No. U-14037      SBC Michigan and CIMCO Communications, Inc.  
Application filed February 27, 2004 for approval of an interconnection agreement plus a tenth amendment (adoption, pursuant to 47 USC 252(i), of the agreement approved on March 21, 2002 in Case No. U-12465 for AT&T Communications of Michigan, Inc.).
- Case No. U-14044      SBC Michigan and Midwestern Telecommunications, Inc.  
Application filed March 1, 2004 for approval of an interconnection agreement.
- Case No. U-14057      Universal Telecom and Chatham Telephone Company, Communication Corporation of Michigan, Island Telephone Company, Shiawassee Telephone Company, and Wolverine Telephone Company  
Application filed March 3, 2004 for approval of Joint Application
- Case No. U-14058      SBC Michigan and CAT Communications International, Inc.  
Application filed March 9, 2004 for approval of an interconnection agreement - adoption of the agreement approved in Case No. U-12465 including amendments (one through four). The agreement contains certain voluntarily provisions to replace reciprocal compensation appendix and a fifth amendment (Docket Nos. 96-98 and 99-68 order on remand).
- Case No. U-14061      Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and PNG Telecommunications, Inc., d/b/a PowerNet Global Communications  
Application filed March 4, 2004 for approval of an interconnection agreement.

- Case No. U-14062 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and EZ Phone, Inc.  
Application filed on March 4, 2004 for approval of an interconnection agreement (adoption, pursuant to 47 USC 252(i), of the agreement approved on July 16, 1999 in Case No. U-11165 for AT&T Communications of Michigan, Inc.).
- Case No. U-14063 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and ACC of Michigan Corporation  
Application filed March 4, 2004 for approval of an interconnection agreement (adoption, pursuant to 47 USC 252(i), of the agreement approved on December 12, 1999 in Case No. U-12178 for AT&T Wireless).
- Case No. U-14065 SBC Michigan and TransWorld Network, Corp.  
Application filed March 12, 2004 for approval of an interconnection agreement - adoption of the agreement approved in Case No. U-13710 including amendments (one through four). The agreement contains certain voluntarily provisions to replace reciprocal compensation appendix and a fifth amendment (Docket Nos. 96-98 and 99-68 order on remand).
- Case No. U-14082 Dobson Cellular Systems, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems (collectively, Verizon)  
Application filed on March 18, 2004 for approval of an interconnection agreement (adoption pursuant to agreement between AT&T Wireless previously approved by the MPSC – “Underlying Agreement”. Also, Dobson Cellular Systems, Inc., and Verizon signed a letter relating to adoption of terms of the Underlying Agreement (exhibits 1 & 2).
- Case No. U-14089 Century Tel and Dobson Cellular Systems, Inc., and affiliates  
Application filed on March 24, 2004 for approval of an interconnection agreement.
- Case No. U-14092 Frontier Communications of Michigan, Inc., and Universal Telecom, Inc.  
Application filed on March 24, 2004 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/ J. Peter Lark  
Chair

( S E A L )

/s/ Robert B. Nelson  
Commissioner

By its action of April 20, 2004.

/s/ Mary Jo Kunkle  
Its Executive Secretary

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

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Chair

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Commissioner

By its action of April 20, 2004.

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Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated April 20, 2004 approving interconnection agreements and amendments, as set forth in the order.”