

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 December 21, 2004 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. J. Peter Lark, Chair  
Hon. Robert B. Nelson, Commissioner  
Hon. Laura Chappelle, 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 TCG Detroit<br>Application filed November 18, 2004 for approval of an eleventh<br>amendment to an interconnection agreement (collocation DC power<br>charges).                          |
| Case No. U-12535 | SBC Michigan and American Fiber Network, Inc.<br>Application filed December 8, 2004 for approval of the eighth<br>amendment (amends UNEs).   |
| Case No. U-12927 | SBC Michigan and DIECA Communications, Inc., d/b/a Covad<br>Communications Company<br>Application filed December 1, 2004 for approval of the ninth<br>amendment (add manual loop qualification process). |
| Case No. U-13211 | SBC Michigan and Ameritech Advanced Data Services of<br>Michigan, Inc.<br>Application filed December 1, 2004 for approval of the eleventh<br>amendment (adds lawful UNEs).                               |

- Case No. U-13302      SBC Michigan and BullsEye Telecom, Inc.  
Application filed December 6, 2004 for approval of the second amendment (MLQ rate).
- Case No. U-13791      The Winn Telephone Company, d/b/a Winn Telecom, and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems  
Application filed November 24, 2004 for approval of a first amendment to an interconnection agreement (reciprocal compensation).
- Case No. U-13980      SBC Michigan and Granite Telecommunications, LLC  
Application filed December 13, 2004 for approval of the first amendment (pricing schedule per TELRIC).
- Case No. U-14058      SBC Michigan and CAT Communications International, Inc.  
Application filed December 8, 2004 for approval of the sixth amendment (pricing schedule per TELRIC).
- Case No. U-14117      SBC Michigan and Ameritech Mobile Services, Inc., d/b/a SBC Paging  
Application filed December 8, 2004 for approval of the third amendment (pricing schedule per TELRIC).
- Case No. U-14350      McLeodUSA Telecommunications Services, Inc., and TDS Metrocom, LLC  
Application filed November 15, 2004 for approval of an interconnection agreement.
- Case No. U-14358      McLeodUSA Telecommunications Services, Inc., and Nextel West Corp.  
Application filed November 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

/s/ Laura Chappelle

Commissioner

By its action of December 21, 2004.

/s/ Mary Jo Kunkle

Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Chair

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Commissioner

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Commissioner

By its action of December 21, 2004.

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Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated December 21, 2004 approving interconnection agreements and amendments, as set forth in the order.”