

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
FOCAL COMMUNICATIONS CORPORATION OF)	
MICHIGAN for a license to provide switched, resold,)	
and facilities-based local exchange telecommunication)	Case No. U-11715
services in the state of Michigan in all exchanges)	
currently served by Ameritech Michigan and GTE)	
North Incorporated.)	
_____)	

In the matter of FOCAL COMMUNICATIONS)	
CORPORATION OF MICHIGAN's application)	Case No. U-12037
to amend its geographic service area.)	
_____)	

In the matter of the application of)	
BROADWING COMMUNICATIONS, LLC, for)	
a license to provide basic local exchange service)	Case No. U-14294
throughout the state of Michigan in the zone and)	
exchange areas served by Verizon North Inc. and)	
Contel of the South, Inc., d/b/a Verizon North)	
Systems, and SBC Michigan.)	
_____)	

At the October 18, 2005 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. J. Peter Lark, Chairman
Hon. Laura Chappelle, Commissioner
Hon. Monica Martinez, Commissioner

ORDER

In an order issued on September 23, 1998 in Case No. U-11715, the Commission granted a license to provide basic local exchange service to Focal Communications Corporation of Michigan (Focal) throughout the area served by SBC Michigan f/k/a Ameritech Michigan (SBC).

In an order issued on September 28, 1999 in Case No. U-12037, the Commission granted Focal's request to extend its license to provide basic local exchange service to the area served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, f/k/a GTE North Incorporated (Verizon).

On September 2, 2004, Corvis Corporation, the corporate parent of Broadwing Communications, LLC (Broadwing), announced the completion of the acquisition of Focal and Corvis' intent to consolidate Focal's assets, functions, and customer base under the Broadwing brand once final regulatory approval is received.

In an order issued December 2, 2004 in Case No. U-14294, the Commission granted Broadwing's application for a license to provide basic local exchange service in the service areas of Verizon and SBC.

By letter dated August 31, 2005, Broadwing requested that the Commission cancel Focal's license to provide basic local exchange service that was granted in Case No. U-11715 and revised in Case No. U-12037.

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, 1999 AC, R 460.17101 *et seq.*
- b. The license to provide basic local exchange serve granted to Focal in Cases Nos. U-11715 and U-12037 should be rescinded.

THEREFORE, IT IS ORDERED that the license to provide basic local exchange service granted to Focal Communications Corporation of Michigan in Case Nos. U-11715 and U-12037 is rescinded.

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
Chairman

(S E A L)

/s/ Laura Chappelle
Commissioner

/s/ Monica Martinez
Commissioner

By its action of October 18, 2005.

/s/ Mary Jo Kunkle
Its Executive Secretary

THEREFORE, IT IS ORDERED that the license to provide basic local exchange service granted to Focal Communications Corporation of Michigan in Case Nos. U-11715 and U-12037 is rescinded.

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MICHIGAN PUBLIC SERVICE COMMISSION

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By its action of October 18, 2005.

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