

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,)
to commence a collaborative proceeding to monitor)
and facilitate implementation of Accessible Letters) Case No. U-14447
issued by SBC Michigan and Verizon.)
_____)

At the June 30, 2005 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. J. Peter Lark, Chairman
Hon. Robert B. Nelson, Commissioner
Hon. Laura Chappelle, Commissioner

ORDER

On March 29, 2005, the Commission issued an order commencing a dispute resolution procedure for disputes regarding self-certification for access to high-capacity loops or transport in any wire center that SBC Michigan (SBC) has determined to be non-impaired.

On April 8, 2005, SBC challenged the self-certifications by Cbeyond Communications, LLC (Cbeyond), and Covad Communications Company (Covad). On April 13, 2005, Cbeyond withdrew its self-certification. On April 27, 2005, Covad withdrew its self-certification. On April 28, 2005, SBC filed a motion for entry of an order terminating the dispute resolution procedure.

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. SBC's challenges to the self-certifications of Cbeyond and Covad should be dismissed.

THEREFORE, IT IS ORDERED that SBC Michigan's challenges to the self-certifications of Cbeyond Communications, LLC, and Covad Communications Company are dismissed.

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/ Robert B. Nelson

Commissioner

/s/ Laura Chappelle

Commissioner

By its action of June 30, 2005.

/s/ Mary Jo Kunkle

Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of June 30, 2005.

Its Executive Secretary