

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of	)	
<b>BANDWIDTH.COM CLEC, LLC</b> , for a temporary	)	
license to provide local exchange services	)	
throughout the state of Michigan in the zones and	)	Case No. U-15446
exchanges served by AT&T Michigan, Verizon	)	
North Inc., Contel of the South, Inc., d/b/a Verizon	)	
North Systems, and other incumbent providers.	)	
_____	)	

At the December 4, 2007 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman  
Hon. Monica Martinez, Commissioner  
Hon. Steven A. Transeth, Commissioner

**OPINION AND ORDER**

On October 29, 2007, Bandwidth.com CLEC, LLC (Bandwidth.com), filed an application, under the Michigan Telecommunications Act (MTA), MCL 484.2101 *et seq.*, for a license to provide basic local exchange service throughout the state of Michigan in the zone and exchange areas currently served by AT&T Michigan, Verizon North Inc., Contel of the South, Inc., d/b/a Verizon North Systems, and other incumbent providers. On November 15, 2007, the company submitted an amended application. It also requested a temporary license.

MCL 484.2301(2) states: "Pending a determination of an application for a license, the commission without notice and hearing may issue a temporary license for a period not to exceed

1 year.” Bandwidth.com states that it seeks a temporary license to allow it to begin the prompt negotiation of interconnection agreements.

After a review of the application and testimony, the Commission finds that approval of the application is in the public interest.

The Commission FINDS that:

a. Jurisdiction is pursuant to 1991 PA 179, MCL 484.2101 *et seq.*; 1969 PA 306, MCL 24.201 *et seq.*; and the Commission’s Rules of Practice and Procedure, 1999 AC, R 460.17101 *et seq.*

b. Bandwidth.com should be granted a temporary license.

THEREFORE, IT IS ORDERED that:

A. Bandwidth.com CLEC, LLC, is granted a temporary license to provide basic local exchange service throughout the state of Michigan in the zone and exchange areas currently served by AT&T Michigan, Verizon North Inc., Contel of the South, Inc., d/b/a Verizon North Systems, and other incumbent providers. The temporary license shall expire upon issuance of the final order granting or denying its application for a permanent license.

B. Bandwidth.com CLEC, LLC, shall provide basic local exchange service under the temporary license in accordance with the regulatory requirements specified in the Michigan Telecommunications Act, MCL 484.2101 *et seq.*, including the number portability provisions of MCL 484.2358, the anti-slamming procedures adopted in Case No. U-11900, and the number reclamation process adopted in Case No. U-12703.

C. Before commencing basic local exchange service under the temporary license, Bandwidth.com shall submit its tariff reflecting the services that it will offer and identifying the exchanges in which it will offer service.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so by the filing of a claim of appeal in the Michigan Court of Appeals within 30 days of the issuance of this order, under MCL 484.2203(12).

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Orjiakor N. Isiogu  
Chairman

( S E A L )

/s/ Monica Martinez  
Commissioner

/s/ Steven A. Transeth  
Commissioner

By its action of December 4, 2007.

/s/ Mary Jo Kunkle  
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Case No. U-15446

Suggested Minute:

“Adopt and issue order dated December 4, 2007 granting Bandwidth.com CLEC, LLC, a temporary license to provide basic local exchange service, as set forth in the order.”