

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint request for Commission)
approval of an interconnection agreement or)
amendment.)
_____)

At the August 25, 2009 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

ORDER

The following parties have filed a joint application for approval of an amendment to an
interconnection agreement:

Case No. U-13541 AT&T Michigan and Nexus Communications, Inc.
Application filed August 6, 2009 for approval of a seventh
amendment to an interconnection agreement (adds provisions
pertaining to the FCC’s reciprocal compensation plan for ISP-bound
traffic and extends the Term of Agreement for an additional three
years).

47 USC 252(e)(2) and (3) 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;
 - (B) an agreement (or any portion thereof) adopted by arbitration . . . if it finds that the agreement does not meet the requirements of

subsection 251, including the regulations prescribed by the Commission pursuant to section 251, or the standards set forth in subsection (d) of this section.

- (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.

After reviewing this application, the Commission finds that it should be approved. The Commission finds that the amendment is consistent with federal and state law, is in the public interest, and meet the requirements of 47 USC 252(e)(2)(B) and (d). Under 47 USC 252(i) and MCL 484.2359(2), the services provided under the agreement shall be made available to other telecommunications carriers upon the same terms and conditions.

THEREFORE, IT IS ORDERED that:

- A. The interconnection agreement amendment listed above is approved.
- B. Approval of the interconnection agreement and amendment 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 aggrieved by this order may file an action in the appropriate federal District Court pursuant to 47 USC 252(e)(6).

MICHIGAN PUBLIC SERVICE COMMISSION

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Steven A. Transeth, Commissioner

By its action of August 25, 2009.

Mary Jo Kunkle, Executive Secretary