

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
ACD TELECOM OF THE NORTH, LLC,)	
for designation as an eligible telecommunications)	Case No. U-15967
carrier pursuant to Section 214(e)(2) of the)	
Communications Act of 1934, as amended.)	
_____)	

At the August 11, 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

On April 29, 2009, ACD Telecom of the North, LLC (ACD North), filed an application, pursuant to Section 214(e)(2) of the federal Communications Act of 1934, 47 USC § 214(e)(2), for designation as an eligible telecommunications carrier (ETC) for purposes of universal service fund (USF) support. On May 8, 2009, ACD North filed an amended application.

On June 2, 2009, in Case No. U-15911, the Commission granted ACD North a permanent license to provide basic local exchange service in eight unassigned territories in the Upper Peninsula. ACD North requests that the Commission enter an order immediately designating it as an ETC for purposes of high cost and lifeline/linkup support in these eight unassigned territories.

After reviewing ACD North’s application, the Commission finds that it should be granted. ETC designation is in the public interest, especially in the areas of Michigan that do not currently

have telephone service. The application for ETC designation is granted on condition that ACD North comply with enhanced service requirements, as required by the FCC Report and Order 05-46, CC Docket 96-45, and the Commission's October 18, 2005 order in Case No. U-14530. In addition, the Commission directs ACD North to work with the Commission Staff, early in this process, regarding the federal telephone numbering requirements necessary to apply for the Study Area Code(s).

This approval is for the remainder of 2009 and 2010. ACD North is required to re-apply to the Commission for ETC designation in 2010, and thereafter.

Finally, the Commission concludes, as it did in its November 20, 2001 order in Case No. U-13145, that it need not solicit comment, which would only further delay action on the application.

THEREFORE, IT IS ORDERED that the application filed by ACD Telecom of the North, LLC, for designation as an eligible telecommunications carrier for purposes of universal service fund support is granted.

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, pursuant to MCL 484.2203(12).

MICHIGAN PUBLIC SERVICE COMMISSION

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Steven A. Transeth, Commissioner

By its action of August 11, 2009.

Mary Jo Kunkle, Executive Secretary