

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
CLEAR RATE COMMUNICATIONS, INC.,)	
to expand the geographic scope of its license)	Case No. U-16056
to provide local exchange service.)	
_____)	

At the September 29, 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 July 30, 2009, Clear Rate Communications, Inc., (Clear Rate) filed an application, under the Michigan Telecommunications Act (MTA), MCL 484.2101 *et seq.*, to amend its license to provide basic local exchange service by expanding its geographic area to include all zones and exchange areas served by incumbent local exchange carriers throughout the state of Michigan. Clear Rate was granted a license to provide basic local exchange service in the May 28, 2003 order in Case No. U-13662.

Clear Rate served a notice of opportunity to comment on other local exchange carriers and all county clerk offices. Comments were due by September 14, 2009. No comments were filed with the Commission.

The Commission finds that approval of Clear Rate’s application is in the public interest. The expansion of the license is conditioned on compliance with the anti-slamming procedures

adopted in Case No. U-11900, the number portability provisions of the MTA, and the number reclamation process adopted in Case No. U-12703. Further, the expansion of the license is conditioned upon the provision of service to customers in the added exchanges within a reasonable time. Failure to comply fully with those procedures may result in revocation of the license or other penalties.

THEREFORE, IT IS ORDERED that:

A. The license of Clear Rate Communications, Inc., to provide basic local exchange service is expanded to include all zones and exchange areas served by incumbent local exchange carriers throughout the state of Michigan.

B. Clear Rate Communications, Inc., shall provide basic local exchange service 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 in the areas added to the license by this order, Clear Rate Communications, Inc., shall submit its tariff identifying the additional 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, 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 September 29, 2009.

Mary Jo Kunkle, Executive Secretary