

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)
TC3 TELECOM, INC., for designation as an)
eligible telecommunications carrier pursuant to) Case No. U-16118
Section 214(e)(2) of the Communications Act)
of 1934, as amended.)
_____)

At the February 8, 2010 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman
Hon. Monica Martinez, Commissioner
Hon. Greg R. White, Commissioner

ORDER

On October 19, 2009, TC3 Telecom, Inc. (TC3 Telecom) 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 January 21, 2010, TC3 Telecom filed a revised application.

On October 13, 2009, in Case No. U-16069, TC3 Telecom was granted a permanent license to provide basic local exchange service throughout the state of Michigan. TC3 Telecom requests that the Commission enter an order designating it as an ETC, for purposes of High Cost and Lifeline/Link-up, in the wire centers listed in Exhibit B to the January 21, 2010 revised application.

After reviewing TC3 Telecom's application, the Commission finds that it should be granted because the Commission is persuaded that ETC designation for TC3 Telecom promotes the availability of universal service and is in the public interest. The application for ETC designation is granted on condition that TC3 Telecom 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. This approval is for the remainder of 2010. TC3 Telecom will be required to re-apply to the Commission for ETC designation for 2011, and in following years, to retain its ETC designation.

Moreover, 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 TC3 Telecom, Inc., for designation as an eligible telecommunications carrier for purposes of universal service fund support in the wire centers listed on Exhibit B to the January 21, 2010 application 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, under MCL 484.2203(12).

MICHIGAN PUBLIC SERVICE COMMISSION

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Greg R. White, Commissioner

By its action of February 8, 2010.

Mary Jo Kunkle, Executive Secretary