

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
MICHIGAN ACCESS, INC. , to amend the)	
geographic service area of its license to)	Case No. U-16137
provide basic local exchange service.)	
_____)	

At the January 25, 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 November 25, 2009, Michigan Access, Inc., (Michigan Access) filed an application, under the Michigan Telecommunications Act (MTA), MCL 484.2101 *et seq.*, to amend the geographic service area of its license to provide basic local exchange service to include two unserved territories in the northeast lower peninsula of Michigan as described in Exhibits C and D of the application. Michigan Access amended its application on December 1, 2009. The Commission granted Michigan Access a temporary license on December 16, 2009.

On December 23, 2009, Michigan Access issued notice of the opportunity to comment on its application to all county clerks, and all licensed competitive local exchange carriers and incumbent local exchange carriers in the state. Comments were due by January 12, 2010. No comments were received.

After a review of the application, the Commission finds that approval of the application is in the public interest. On numerous occasions, the Commission has found that competition can be advantageous to the citizens of this state. Approval of the request for a license to provide basic local exchange service will expand the opportunities for competition. Accordingly, the application is approved. The grant of a license is conditioned on full compliance with the provisions of the MTA, as well as the anti-slamming procedures adopted in Case No. U-11900 and the number reclamation process adopted in Case No. U-12703. Failure to comply fully may result in revocation of the license and other penalties. The grant of a license is conditioned upon the provision of service to customers within a reasonable time. Failure to do so may result in revocation of the license. Finally, the Commission notes that any numbers obtained by the applicant are a public resource and are not owned by the applicant. If the applicant fails to provide service or goes out of business, any numbers assigned to it are subject to reclamation.

THEREFORE, IT IS ORDERED that:

A. Michigan Access, Inc., is granted a permanent amendment of its license to provide basic local exchange service to include two unserved territories in the northeast lower peninsula of Michigan as described in Exhibits C and D of the application.

B. Michigan Access, Inc., shall provide basic local exchange service under the amended 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 amended license, Michigan Access, Inc., 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

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Greg R. White, Commissioner

By its action of January 25, 2010.

Mary Jo Kunkle, Executive Secretary