

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission)
approval of interconnection agreements or)
amendments.)
_____)

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

The following parties have filed joint applications for approval of interconnection agreements
or amendments to an interconnection agreement:

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| Case No. U-11974 | AT&T Michigan and Lucre, Inc.
Application filed July 15, 2009 for approval of a second amendment to an interconnection agreement (replaces commingling and routine network modification language and conforms the agreement to the FCC's post-TRO remand order). |
| Case No. U-13513 | AT&T Michigan and Sage Telecom, Inc.
Application filed July 14, 2009 for approval of a nineteenth amendment to an interconnection agreement (revises local wholesale complete general terms and conditions, pricing schedule, and commercial inside wire maintenance plan). |
| Case No. U-15115 | AT&T Michigan and Cbeyond Communications, LLC
Application filed July 14, 2009 for approval of a tenth amendment to an interconnection agreement (revises the time and maintenance rates). |

- Case No. U-15543 AT&T Michigan and DayStarr LLC, d/b/a DayStarr Communications, Inc.
Application filed July 15, 2009 for approval of a thirteenth amendment to an interconnection agreement (adds Appendix Out of Exchange Traffic).
- Case No. U-16021 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and TC3 Telecom, Inc.
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.
- Case No. U-16022 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and ACD Telecom, Inc.
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.
- Case No. U-16023 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and Arialink Telecom, LLC
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.
- Case No. U-16024 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and Clear Rate Communications, Inc.
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.
- Case No. U-16025 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and DayStarr LLC
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.
- Case No. U-16026 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and Michigan Access, Inc.
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773.

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| Case No. U-16027 | Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and TelNet Worldwide, Inc.
Application filed July 20, 2009 for approval of an executed arbitrated interconnection agreement in compliance with the June 2, 2009 order in Case No. U-15773. |
| Case No. U-16052 | Verizon and NSW Telecom, Inc.
Application filed July 22, 2009 for approval of an interconnection agreement. |
| Case No. U-16058 | AT&T Michigan and NOS Communications, Inc.
Application filed July 28, 2009 for approval of an interconnection agreement (multi-state resale agreement). |

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 the applications, the Commission finds that they should be approved. The Commission finds that the agreements and amendments are consistent with federal and state law, are 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 agreements shall be made available to other telecommunications carriers upon the same terms and conditions.

THEREFORE, IT IS ORDERED that:

A. The arbitrated and negotiated interconnection agreements and amendments listed above are approved.

B. Approval of the interconnection agreements and amendments 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 11, 2009.

Mary Jo Kunkle, Executive Secretary

P R O O F O F S E R V I C E

STATE OF MICHIGAN)

Case No. U-11974

County of Ingham)

Mignon Middlebrook being duly sworn, deposes and says that on August 11, 2009 A.D. she served a copy of the attached Commission orders by first class mail, postage prepaid, or by inter-departmental mail, to the persons as shown on the attached service list.

Mignon Middlebrook

Subscribed and sworn to before me
this 11th day of August 2009

Lisa Felice
Notary Public, Eaton County, MI
As Acting in Ingham County
My Commission Expires April 15, 2014

Service List U-11974

AT&T Michigan
Robin Gleason
221 N. Washington Square
Ground Floor
Lansing MI 48933

Ms. Lisa M. Bruno
AT&T Michigan
444 Michigan Avenue, Room 1750
Detroit MI 48226

Lucre, Inc.
R. Steven Hale
4011 Plainfield, NE
Grand Rapids MI 49525