STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the request for Commission approval of a negotiated interconnection agreement between **AIRTOUCH PAGING** and **AMERITECH MICHIGAN.**	)))))	Case No. U-12045

At the August 17, 1999 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On July 20, 1999, AirTouch Paging and Ameritech Michigan filed a joint application for approval of an interconnection agreement dated May 11, 1999. The agreement expires on March 10, 2001, and establishes comprehensive financial and operational terms for the physical interconnection between Ameritech Michigan's and AirTouch Paging's networks, mutual and reciprocal compensation for the exchange of traffic originated on their respective networks, and a variety of other business relationships. The proposed agreement results from AirTouch Paging's decision to adopt the agreement between Ameritech Michigan and Paging Network of Michigan, Inc., which was approved by the Commission on May 27, 1999 in Case No. U-11943.

Section 252 of the federal Telecommunications Act of 1996, 47 USC 252, requires that any interconnection agreement that is adopted by negotiation be submitted to the Commission for approval. 47 USC 252(e) provides in part:

> (2) GROUNDS FOR REJECTION.--The State commission may only reject–
> (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that--
> (i) the agreement (or any 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; . . ..
>
> (3) PRESERVATION OF AUTHORITY.--Notwithstanding paragraph (2), but subject to section 253, 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.

47 USC 252(e)(2) and (3).

The Commission concludes, after reviewing the application and the agreement, that it should approve the interconnection agreement. The Commission finds that the agreement is consistent with federal and state law and is in the public interest. Under 47 USC 252(i) and MCL 484.2359(2); MSA 22.1469(359)(2), the services provided under this agreement must be made available to other telecommunications carriers upon the same terms and conditions.

The Commission FINDS that:

a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; MSA 22.1469(101) et seq.; the Communications Act of 1934, as amended by the Telecommunications Act of 1996, 47 USC 151 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.

b. The interconnection agreement should be approved.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreement between AirTouch Paging and Ameritech Michigan is approved.

B. Approval of the agreement does not alter the duty of Ameritech Michigan and AirTouch Paging to comply with relevant federal and state law and past and future Commission orders.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ John G. Strand
Chairman

(SEAL)

/s/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of August 17, 1999.

/s/ Dorothy Wideman
Its Executive Secretary