STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the adoption of an interconnection agreement among **ALPINE PCS, INC., VERIZON NORTH INC.,** and **CONTEL OF THE SOUTH, INC., d/b/a VERIZON NORTH SYSTEMS.**	)))))	Case No. U-13039

At the September 7, 2001 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Laura Chappelle, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On August 1, 2001, Alpine PCS, Inc., (Alpine) and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, (collectively, Verizon) filed a joint application for approval of an interconnection agreement. The agreement results from the decision of Alpine to adopt the terms and conditions of the interconnection agreement between Verizon and AT&T Wireless Services, Inc., that was approved on December 6, 1999 in Case No. U-12178.

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) 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; . . ..

(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.

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

The Commission concludes, after reviewing the application and 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), the services provided under the 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.; 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.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.

b. The agreement should be approved.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreement between Alpine PCS, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, is approved.

B. Approval of the agreement does not alter the duty of Alpine PCS, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, 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.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle
Chairman

(S E A L)

/s/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of September 7, 2001.

/s/ Dorothy Wideman
Its Executive Secretary



U-13040



9-7-2001





STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the adoption of an interconnection agreement among **RFB CELLULAR, INC.**, and **VERIZON NORTH INC.** and **CONTEL OF THE SOUTH, INC., d/b/a VERIZON NORTH SYSTEMS.**	)))))	Case No. U-13040

At the September 7, 2001 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Laura Chappelle, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On August 1, 2001, RFB Cellular, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, (collectively, Verizon) filed a joint application for approval of an interconnection agreement. The agreement results from the decision of RFB Cellular to adopt the terms and conditions of the interconnection agreement between Verizon and AT&T Wireless Services, Inc., that was approved on December 6, 1999, in Case No. U-12178.

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) 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; . . ..

(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.

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

The Commission concludes, after reviewing the application and 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), the services provided under the 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.; 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.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.

b. The agreement should be approved.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreement between RFB Cellular, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, is approved.

B. Approval of the agreement does not alter the duty of RFB Cellular, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, 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.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle
Chairman

(S E A L)

/s/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of September 7, 2001.

/s/ Dorothy Wideman
Its Executive Secretary