

Walter S. Foster
1878-1961
Richard B. Foster
1908-1996
Theodore W. Swift
1928-2000
John L. Collins
1926-2001

Webb A. Smith
Allan J. Claypool
Gary J. McRay
Robert J. McCullen
Stephen I. Jurmu
William K. Fahey
Stephen O. Schultz
William R. Schulz
David H. Aldrich

Scott A. Storey
Charles A. Janssen
Charles E. Barbieri
James B. Jensen, Jr.
Scott L. Mandel
Michael D. Sanders
Sherry A. Stein
Brent A. Titus
Brian A. Kaser
Robert E. McFarland
Stephen J. Lowney
Patricia A. Calore
Jean G. Shtokal
Glen A. Schmiede
Brian G. Goodenough
Matt G. Hrebec
Eric E. Doster
Stephen J. Rhodes

Melissa J. Jackson
Steven H. Lasher
Nancy L. Kahn
Deanna Swisher
Mark J. Burzych
Alan G. Gilchrist
Thomas R. Meagher
Douglas A. Mielock
Scott A. Chernich
Donald E. Martin
Paul J. Millenbach
Dirk H. Beckwith
Brian J. Renaud
Bruce A. Vande Vusse
Lynwood P. VandenBosch
Lawrence Korolewicz
James B. Doezenia
Alan T. Rogalski

Francis G. Seyferth
Anne M. Seuryneck
Richard L. Hillman
Andrea J. Hool
Steven L. Owen
Jennifer Kildea Dewane
John P. Nicolucci
Francis C. Flood
Michael D. Homier
Keith A. Castora
Randall L. Harbour
Rebecca S. Davies
Barbara J. Oyer
Claire V. Groen
Kirsten M. McNelly
Emily L. Matthews
Benjamin J. Price
Ronald D. Richards, Jr.

Joseph E. Kozely
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Dana M. Bennett
Radhika P. Drake
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Sarah J. Gabis
Larry R. Jensen, Jr.
Alison R. Lievense
Eleanor M. Schroeder
Philip E. Hamilton
John W. Inhulsen
Andrew C. Vredenburg

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Frederick B. Bellamy
Gilbert M. Frimet
Deborah J. Williamson
Peter R. Tolley
Robert C. Greene
Scott H. Hogan
James B. Frakie
Mark J. Colon
Craig R. Petersen

Writer's Direct Phone: 517. 371.8154

Reply To: Lansing

July 20, 2006

E-file

Mary Jo Kunkle
Executive Secretary
Michigan Public Service Commission
6545 Mercantile Way
Lansing, MI 48911

Dear Ms. Kunkle:

Re: In the matter of the application of THE MICHIGAN EXCHANGE CARRIERS ASSOCIATION, INC., to resolve a dispute with VERIZON NORTH, INC. and CONTEL OF THE SOUTH d/b/a VERIZON NORTH SYSTEMS regarding measurement of usage and nonpayment of usage-based charges
Case No. U-14905

Enclosed for filing on behalf of The Michigan Exchange Carriers Association, Inc. is the revised Affidavit of Agris Pavlovskis and Certificate of Service, referenced during the motion hearing held today before Administrative Law Judge James N. Rigas and attended by representatives of MECA, Verizon and Staff. The attached is to be substituted for the Affidavit of Agris Pavlovskis previously attached as Exhibit A to MECA's previously-filed Brief in Response to Verizon's Motion for Summary Disposition, dated July 14, 2006.

Thank you for your assistance in this matter.

Sincerely,

FOSTER, SWIFT, COLLINS & SMITH, P.C.

Ron Richards Digitally signed by Ron Richards
DN: cn=Ron Richards, c=US, o=Foster Swift
Date: 2006.07.20 10:45:55 -04'00'

Ronald D. Richards Jr.

RDR:ib
Enclosures

cc: James N. Rigas, Administrative Law Judge (via e-mail)
Emmanuel B. Odunlami (via e-mail)
Michael G. Oliva (via e-mail)
A. Randall Vogelzang (via e-mail)
Glen A. Schmiede (via e-mail)

AFFIDAVIT OF AGRIS PAVLOVSKIS

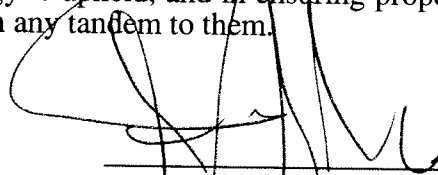
I, Agris Pavlovskis, being duly sworn, state:

1. I have personal knowledge of the facts set forth below, and I am competent to testify to them as a witness.
2. I am President of the Michigan Exchange Carriers Association, Inc. (MECA).
3. I have been employed by MECA for nearly 18 years and am familiar with MECA's corporate status, the members of the association, and telecommunications issues of interest to them and MECA. I have testified before the Michigan Public Service Commission previously.
4. MECA is an association whose membership is comprised of 33 small incumbent local exchange carriers in Michigan (the Members or Rural ILECs). MECA is a voluntary association formed as a non-profit corporation on a non-stock basis. It is organized on a membership basis under state law.
5. MECA's purpose is to provide information, representation and general assistance to its Members in intercompany relations, regulatory matters, legislative matters, and general business matters relating to rural telecommunications issues of interest to incumbent local exchange carriers and to administer tariffs filed by the Association on behalf of its Members. MECA has expert knowledge and information regarding the issues involved in this case (U-14905) and many aspects of the telecommunications industry. MECA has filed and administers MECA's MPSC Tariff No. 25 (access service) and MECA's MPSC Tariff No. 23 (local transport and termination service). MECA also addresses general access and inter-company issues between the Rural ILECs and other providers. MECA has been involved in the Rural ILECs' attempts to resolve the dispute with Verizon that is at the center of MPSC Case No. U-14905, and to convince Verizon to pay all amounts due. At the request of several MECA Members, Verizon approached MECA to address many of the issues involved in the dispute. MECA negotiated in good faith and attempted to reach an agreement on the issues, but Verizon and MECA did not reach an agreement.
6. MECA has been involved in many proceedings at the Commission on behalf of its Members, including Case No. U-11298, which MECA initiated by filing a formal complaint on behalf of the Rural ILECs against Ameritech arising out of Ameritech's attempt to impose changes in terminating access usage on the Rural ILECs and unilaterally change the T/O ratios and use ITAC to calculate new ones, similar to Verizon's attempts here. MECA also filed Case No. U-9590 on behalf of its Members, which is the case MECA initiated on behalf of its Members and which resulted in the settlement agreement—signed by MECA on behalf of its Members and joined in by Verizon—that continued the use of the T/O ratios that were used to determine the access usage for billing during a portion of the time involved in the dispute at issue here.
7. Since 1987, MECA has vigorously advocated on behalf of its Members on numerous issues, including interconnection and the use of tariffs, before the Michigan Public Service Commission and the Federal Communications Commission. For the past 19 years, MECA

has routinely assisted its Members and provided subject matter expertise in negotiations with large telephone companies such as Verizon and AT&T Michigan. Indeed, MECA prepared and filed tariffs at issue in U-14905 (MECA's MPSC Tariff No. 25 and MPSC Tariff No. 23), with MECA acting as tariff administrator for its Members.

8. MECA was constituted in its articles of incorporation and bylaws to represent its Members in regulatory matters or litigation before regulatory bodies; and the Members have authorized MECA in writing to initiate and represent them in Case No. U-14905, and to resolve the dispute with Verizon in U-14905. MECA's Members are aware of the proceeding that is U-14905. By pursuing this matter through MECA, MECA's Members have committed to being bound by the outcome in U-14905. The MECA Members were given notice of the pending matter in U-14905 and an opportunity to participate personally or through representation, and have opted to have MECA represent them.
9. Resolution of issues relating to identification of traffic, measurement, and billing will affect all MECA's Members when traffic is routed to or from them through a Verizon tandem. Most telecommunications traffic throughout the state is routed to and from tandems, including Verizon's tandems. Twelve of MECA's Members have made claims for monetary relief in this proceeding due to the very significant amounts of traffic that flowed and is flowing between them and Verizon—either through a tandem or over direct trunks. With the exception of 6 Members that provide service exclusively in the Upper Peninsula, the remaining Members are located in LATAs where Verizon has tandems that route telecommunications traffic to or from them on occasion. Even when a Member does not subtend a Verizon tandem within the same LATA, some intraLATA telecommunications traffic is routed through one of Verizon's tandems to the tandem that the Member subtends and to the Member. These Members have the right to bill Verizon for intraLATA traffic and are affected by Verizon's attempts to use ITAC. Members outside a LATA where Verizon has a tandem have an interest in ensuring that MECA's tariffs are given effect, in ensuring that their billing methodology is upheld, and in ensuring proper signaling and call identification for calls passing through any tandem to them.

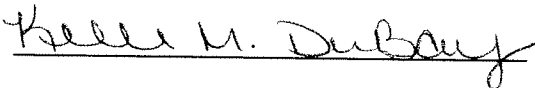
Further, affiant sayeth not.



Agris Pavlovskis

Subscribed and sworn to before me, this 18th day of July, 2006

Notary Public, State of Michigan, County of Ingham
My Commission Expires 06/24/08



S:\154\MECA\Verizon\Pleads\AP.Affidavit.revised.071306.doc

KELLE M. DUBAY
Notary Public, Ingham County, MI
My Commission Expires 06-24-2008

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of THE
MICHIGAN EXCHANGE CARRIERS
ASSOCIATION, INC., to resolve a dispute with
VERIZON NORTH, INC. and CONTEL OF THE
SOUTH *d/b/a* VERIZON NORTH SYSTEMS
regarding measurement of usage and nonpayment
of usage-based charges.

Case No. U-14905

Glen A. Schmiede (P37112)
Ronald D. Richards Jr. (P61007)
FOSTER, SWIFT, COLLINS & SMITH, P.C.
313 South Washington Square
Lansing, MI 48933
(517) 371-8100

CERTIFICATE OF SERVICE

Ronald D. Richards Jr., being duly sworn, deposes and says that he is an employee of Foster, Swift, Collins & Smith, P.C., and that on July 20, 2006, copies of: (1) the revised **Affidavit of Agris Pavlovskis** (filed in substitution of the Affidavit of Agris Pavlovskis attached as Exhibit A to MECA's previously filed Brief in Response to Verizon's Motion for Summary Disposition), and (2) this Certificate of Service, were served by electronic mail upon:

See Attached Service List

The above statements are true to the best of my knowledge, information, and belief.

Ron Richards

Digitally signed by Ron Richards
DN: cn=Ron Richards, c=US,
o=Foster Swift
Date: 2006.07.20 10:47:36 -04'00'

Ronald D. Richards Jr.

**Michigan Public Service Commission
Case No. U-14905
Service List
Page 1 of 1**

Administrative Law Judge

James N. Rigas
Administrative Law Judge
Michigan Public Service Commission
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Lansing, MI 48911

E-Mail: jnrigas@michigan.gov

**Michigan Public Service Commission
Staff**

Emmanuel B. Odunlami
Assistant Attorney General
Public Service Division
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Lansing, MI 48911

E-Mail: odunlamie@michigan.gov

**Verizon North, Inc., and Contel of the
South**

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Loomis, Ewert, Parsley, Davis & Gotting
232 South Capitol Avenue, Suite 1000
Lansing, MI 48933

E-Mail: mgoliva@loomislaw.com

A. Randall Vogelzang
600 Hidden Ridge Dr.
Irving, TX 75038

E-Mail: randy.vogelzang@verizon.com

THIS SERVICE LIST BY:

**Michigan Exchange Carrier Association,
Inc.**

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