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In the matter of the complaint of
MICHIGAN PAY TELEPHONE ASSOCIATION
et al. against **AMERITECH MICHIGAN** and
GTE NORTH INCORPORATED.

At the July 10, 2002 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

OPINION AND ORDER

On March 8, 1999, the Commission issued an order resolving a complaint filed by the Michigan Pay Telephone Association (MPTA) against Ameritech Michigan and GTE North Incorporated, now known as Verizon North Inc. The MPTA appealed the order. On October 23, 2001, the Court of Appeals affirmed the Commission's order. Michigan Pay Telephone Ass'n v Michigan Public Service Comm, unpublished opinion per curiam of the Court of Appeals, decided October 23, 2001 (Docket No. 219950). The MPTA filed an application for leave to appeal. On June 24, 2002, the Michigan Supreme Court vacated the decision of the Court of Appeals and remanded the case to the Commission for reconsideration in light of the order of the Federal Communications Commission in In the Matter of Wisconsin Public Service Commission; Order Directing Filings, CCB/CPD No. 00-01, Memorandum Opinion and Order, FCC 02-05 (rel.

January 31, 2002). Michigan Pay Telephone Ass'n v Michigan Public Service Comm, ___ Mich ___; ___ NW2d ___ (2002) (Docket No. 120386).

To implement the remand, the Commission concludes that it should establish a briefing schedule. Briefs should address whether refunds of amounts collected pursuant to the March 8, 1999 order would be appropriate.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACCS, R 460.17101 et seq.
- b. The parties should brief the issues remanded to the Commission.

THEREFORE, IT IS ORDERED that the parties shall file briefs addressing the issues remanded to the Commission on or before August 7, 2002 and reply briefs on or before August 28, 2002.

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

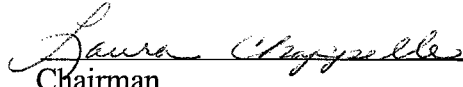
By its action of July 10, 2002.

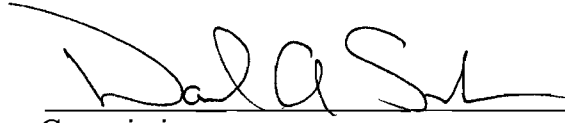
/s/ Dorothy Wideman

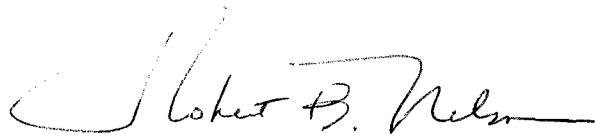
Its Executive Secretary

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

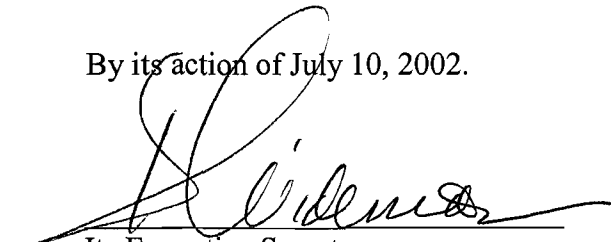
MICHIGAN PUBLIC SERVICE COMMISSION


Chairman


Commissioner


Commissioner

By its action of July 10, 2002.


Its Executive Secretary

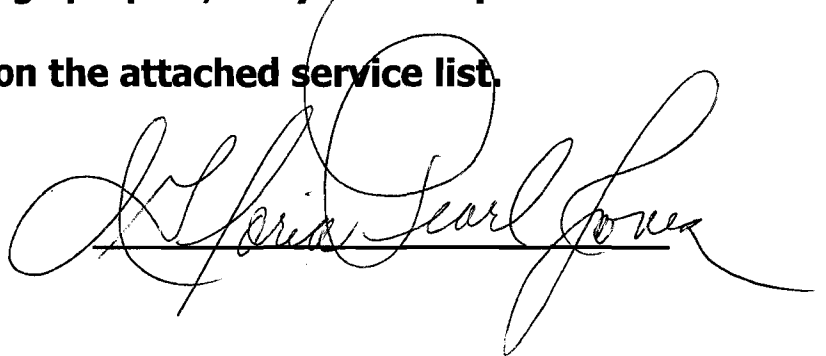
PROOF OF SERVICE

STATE OF MICHIGAN)

Case No. U-11756

County of Ingham)

Gloria P. Jones being duly sworn, deposes and says that on July 11, 2002, A.D. she served a copy of the attached Order by mailing copies thereof by first class mail, postage prepaid, or by inter-departmental mail, to the persons as shown on the attached service list.

A handwritten signature in cursive script, reading "Gloria Pearl Jones", written over a horizontal line.

Subscribed and sworn to before me
this 11th day of July 2002

A handwritten signature in cursive script, reading "Sharon A. Allen", written over a horizontal line.

Notary Public, Ingham, County, Michigan
My Commission expires August 16, 2004

SERVICE LIST FOR DOCKET # U - 11756-
DATE OF PREPARATION: 07/10/2002

CASE #

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