

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**FRONTIER TELEMAGEMENT, INC.,** ) Case No. U-11962  
and **AMERITECH MICHIGAN.** )  
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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**AMERITECH MICHIGAN and NTEGRITY** ) Case No. U-12624  
**TELECONTENT SERVICES.** )  
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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**AMERITECH MICHIGAN and NOW** ) Case No. U-12794  
**COMMUNICATIONS, INC.** )  
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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**BROADWING COMMUNICATIONS, LLC, f/k/a** ) Case No. U-12798  
**FOCAL COMMUNICATIONS CORP., and AT&T** )  
**MICHIGAN, INC., f/k/a SBC MICHIGAN.** )  
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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**AMERITECH MICHIGAN and TELCOVE** ) Case No. U-12962  
**OPERATIONS, f/k/a ADELPHIA BUSINESS** )  
**SOLUTIONS OPERATIONS, INC.** )  
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In the matter of the request for Commission )  
approval of an interconnection agreement between )  
**LOCAL EXCHANGE CARRIERS OF MICHIGAN,** ) Case No. U-13137  
**INC., and AMERITECH MICHIGAN.** )  
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In the matter of the request for Commission approval of an interconnection agreement between **CENTURYTEL SOLUTIONS, LLC**, and various **SBC COMMUNICATIONS, INC.**, owned companies, d/b/a **AT&T MICHIGAN**.

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Case No. U-13272

In the matter of the request for Commission approval of an interconnection agreement between **BULLSEYE TELECOM, INC.**, and various **SBC COMMUNICATIONS, INC.**, owned companies, including **AMERITECH MICHIGAN**.

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Case No. U-13302

In the matter of the request for Commission approval of an interconnection agreement between **RVP FIBER COMPANY, d/b/a US SIGNAL COMPANY, LLC**, and various **SBC COMMUNICATIONS, INC.**, owned companies, including **AMERITECH MICHIGAN**.

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Case No. U-13328

In the matter of the request for Commission approval of an interconnection agreement between **VERTEX BROADBAND CORPORATION** and various **SBC COMMUNICATIONS, INC.**, owned companies, including **AMERITECH MICHIGAN**.

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Case No. U-13466

In the matter of the request for Commission approval of an interconnection agreement between **NEW ACCESS COMMUNICATIONS, LLC**, and **SBC AMERITECH MICHIGAN**.

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Case No. U-13814

In the matter of the request for Commission approval of an interconnection agreement between **dPi TELECONNECT, L.L.C.**, and various **SBC COMMUNICATIONS, INC.**, owned companies, including **SBC MICHIGAN**.

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Case No. U-13836

In the matter of the request for Commission approval of an interconnection agreement between **ATI NETWORKS, INC.**, and **MICHIGAN BELL TELEPHONE COMPANY, d/b/a SBC MICHIGAN**.

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Case No. U-14001

In the matter of the request for Commission approval of an interconnection agreement between **MICHTEL COMMUNICATIONS, LLC**, and **MICHIGAN BELL TELEPHONE COMPANY, d/b/a SBC MICHIGAN.**

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Case No. U-14006

In the matter of the request for Commission approval of an interconnection agreement between **ESSEX ACQUISITION CORPORATION** and various **SBC COMMUNICATIONS, INC.**, owned companies, including **SBC MICHIGAN.**

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Case No. U-14029

In the matter of the request for Commission approval of an interconnection agreement between **PNG TELECOMMUNICATIONS, INC., d/b/a POWERNET GLOBAL COMMUNICATIONS**, and **MICHIGAN BELL TELEPHONE COMPANY, d/b/a SBC MICHIGAN.**

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Case No. U-14033

In the matter of **LEVEL 3 COMMUNICATIONS** petition for arbitration pursuant to section 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1966, for rates, terms and conditions for interconnection with **SBC MICHIGAN.**

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Case No. U-14152

In the matter of the request for Commission approval of an interconnection agreement between **PACIFIC CENTREX SERVICES, INC.**, and **MICHIGAN BELL TELEPHONE COMPANY, d/b/a SBC MICHIGAN.**

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Case No. U-14167

In the matter of the request for Commission approval of an interconnection agreement between **CENTURYTEL ACQUISITION, LLC, f/k/a KMC TELECOM III, LLC**, and **MICHIGAN BELL TELEPHONE COMPANY, d/b/a SBC MICHIGAN.**

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Case No. U-14278

In the matter of the request for Commission approval of an interconnection agreement between **ONFIBER CARRIER SERVICES, INC.**, and various **SBC COMMUNICATIONS, INC.**, owned companies, including **SBC MICHIGAN**.

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Case No. U-14524

In the matter of the request for Commission approval of a multi-state interconnection agreement between **METROPOLITAN TELECOMMUNICATIONS OF MICHIGAN, INC.**, d/b/a **METTEL DE** and various **SBC COMMUNICATIONS, INC.**, owned companies, including **SBC MICHIGAN**.

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Case No. U-14553

At the February 28, 2006 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. J. Peter Lark, Chairman  
Hon. Laura Chappelle, Commissioner  
Hon. Monica Martinez, Commissioner

**ORDER APPROVING INTERCONNECTION AGREEMENT AMENDMENTS**

On September 20, 2005, the Commission entered an order in Case No. U-14447 requiring AT&T Michigan, f/k/a SBC Michigan, and certain competitive local exchange carriers (CLECs) to submit fully executed copies of interconnection agreement amendments complying with the September 20 order within 30 days.<sup>1</sup> On December 9, 2005, AT&T Michigan filed a motion to compel compliance with and enforcement of the Commission's September 20, 2005 order as to the CLECs that had not yet returned a fully executed copy of the amendment for filing with the

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<sup>1</sup>On December 20, 2005, the Commission entered an order granting the parties additional time to submit fully executed copies of the amendments for approval.

Commission.<sup>2</sup> On February 9, 2006, the Commission entered an order in Case No. U-14447 granting AT&T's motion, with a modification. Specifically, the Commission's order provided that within 10 days of the date of the order, the CLECs listed on Exhibit A attached to the order shall return a fully executed amendment in compliance with the Commission's September 20, 2005 order or show cause for the Commission to refrain from approving such interconnection agreement amendments as if they had been fully executed on the CLECs' behalf.

On February 22, 2006, AT&T Michigan filed applications seeking approval of amendments to 21 interconnection agreements. AT&T Michigan states that four CLECs, OnFiber Carrier Services, Inc. (Case No. U-14524), Broadwing Communications, LLC (Case No. U-12798), CenturyTel Solutions, LLC (Case No. U-13272), and CenturyTel Acquisition, LLC, f/k/a Focal Communications Corporation of Michigan (Case No. U-14278), returned executed copies of the required amendments as required by the February 9, 2006 order. Accordingly, AT&T Michigan filed for approval of the amended interconnection agreements in each of those dockets. AT&T Michigan reports that the interconnection agreement of another CLEC, Mpower Communications Corporation (Case No. U-13294), was terminated effective January 20, 2006. However, in a motion filed in Case No. U-14447, AT&T Michigan also reports that none of the remaining 17 CLECs listed on Exhibit A attached to the February 9, 2006 order returned fully executed copies of the required amendments or attempted to show cause why the unexecuted interconnection agreement amendments should not be approved. Accordingly, AT&T Michigan submitted interconnection agreement amendments in Case No. U-14447 consistent with the September 20, 2005 order for the following CLECs: ATI Networks, Inc. (Case No. U-14001), Bullseye Telecom,

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<sup>2</sup>On December 16, 2005, January 6, 2006, January 26, 2006, and February 6, 2006, AT&T Michigan filed notices advising the Commission that certain CLECs had subsequently executed the approved amendments.

Inc. (Case No. U-13302), dpi Teleconnect, LLC (Case No. U-13836), Essex Acquisition Corporation (Case No. U-14029), Global Crossing Telemanagement, Inc. (Case No. U-11962), Level 3 Communications, LLC (Case No. U-14152), Local Exchange Carriers of Michigan, Inc. (Case No. U-13137), Metropolitan Telecommunications of Michigan, Inc. (Case No. U-14553), MichTel Communications, LLC (Case No. U-14006), New Access Communications, LLC (Case No. U-13814), NOW Communications, Inc. (Case No. U-12794), Ntegrity Telecontent Services, Inc. (Case No. U-12624), Pacific Centrex Services, Inc. (Case No. U-14167), PNG Telecommunications, Inc., d/b/a PowerNet Global Communications, Inc. (Case No. U-14033), Telcove Operations, Inc., f/k/a Adelphia Business Solutions (Case No. U-12962), U.S. Signal Company, LLC (Case No. U-13328), and Vertex Broadband Corporation (Case No. U-13466). AT&T Michigan requests that these interconnection agreement amendments be approved by the Commission.

The Commission commenced this proceeding precisely one year ago in an effort to expedite resolution of objections to AT&T Michigan's efforts to unilaterally force immediate compliance with its February 10 and 11, 2005 Accessible Letters. What was to be a 45-day collaborative effort evolved into a year-long proceeding that generated 12 Commission orders. The remaining 17 CLECs have been given ample opportunity to persuade the Commission not to approve the interconnection agreement amendments. They have failed to do so. Indeed, they have not made any effort to respond to the Commission's February 9, 2006 order. Accordingly, the Commission finds that the final 21 interconnection agreement amendments between AT&T Michigan and the CLECs should be approved.

It should be noted that on February 22, 2006, AT&T Michigan filed 17 interconnection agreement amendments that had been endorsed by AT&T Michigan on behalf of itself and on behalf of the CLECs. However, on February 28, 2006, AT&T Michigan refiled those same 17

interconnection agreement amendments with only signatures on behalf of itself. For the record, the Commission finds that the approvals granted pursuant to this order apply to the February 28 filings, not the February 22 filings.

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, 1999 AC, R 460.17101 *et seq.*

b. The 21 interconnection agreement amendments between AT&T Michigan and the CLECs should be approved.

THEREFORE, IT IS ORDERED that the interconnection agreement amendments between AT&T Michigan and OnFiber Carrier Services, Inc. (Case No. U-14524), Broadwing Communications, LLC (Case No. U-12798), CenturyTel Solutions, LLC (Case No. U-13272), CenturyTel Acquisition, LLC, f/k/a Focal Communications Corporation of Michigan (Case No. U-14278), ATI Networks, Inc. (Case No. U-14001), Bullseye Telecom, Inc. (Case No. U-13302), dpi Teleconnect, LLC (Case No. U-13836), Essex Acquisition Corporation (Case No. U-14029), Global Crossing Telemanagement, Inc. (Case No. U-11962), Level 3 Communications, LLC (Case No. U-14152), Local Exchange Carriers of Michigan, Inc. (Case No. U-13137), Metropolitan Telecommunications of Michigan, Inc. (Case No. U-14553), MichTel Communications, LLC (Case No. U-14006), New Access Communications, LLC (Case No. U-13814), NOW Communications, Inc. (Case No. U-12794), Ntegrity Telecontent Services, Inc. (Case No. U-12624), Pacific Centrex Services, Inc. (Case No. U-14167), PNG Telecommunications, Inc. d/b/a PowerNet

Global Communications, Inc. (Case No. U-14033), Telcove Operations, Inc., f/k/a Adelphia Business Solutions (Case No. U-12962), U.S. Signal Company, LLC (Case No. U-13328), and Vertex Broadband Corporation (Case No. U-13466) are approved.

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

Any party aggrieved by this order may bring an action in an appropriate Federal district court as provided in 47 USC 252(e).

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ J. Peter Lark  
Chairman

( S E A L )

/s/ Laura Chappelle  
Commissioner

/s/ Monica Martinez  
Commissioner

By its action of February 28, 2006.

/s/ Mary Jo Kunkle  
Its Executive Secretary

Global Communications, Inc. (Case No. U-14033), Telcove Operations, Inc., f/k/a Adelphia Business Solutions (Case No. U-12962), U.S. Signal Company, LLC (Case No. U-13328), and Vertex Broadband Corporation (Case No. U-13466) are approved.

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

Any party aggrieved by this order may bring an action in an appropriate Federal district court as provided in 47 USC 252(e).

MICHIGAN PUBLIC SERVICE COMMISSION

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Chairman

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Commissioner

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Commissioner

By its action of February 28, 2006.

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Its Executive Secretary

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

STATE OF MICHIGAN )

Case No. U-11962 ET AL

County of Ingham )

April M. Arman being duly sworn, deposes and says that on February 28, 2006 A.D. she served a copy of the attached Commission order by first class mail, postage prepaid, or by inter-departmental mail, to the persons as shown on the attached service list.

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April M. Arman

Subscribed and sworn to before me  
this 28th day of February 2006

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Sharron A. Allen  
Notary Public, Ingham County, MI  
My Commission Expires August 16, 2011

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