

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,	)	
to implement 2009 PA 182, MCL 484.2310.	)	Case No. U-16183
	)	

At the January 21, 2021 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair
Hon. Tremaine L. Phillips, Commissioner
Hon. Katherine Peretick, Commissioner

ORDER

The Commission commenced this proceeding on January 11, 2010, in order to implement the provisions of 2009 PA 182 (Act 182), which amended Section 310 of the Michigan Telecommunications Act, 1991 PA 179, MCL 484.2101 *et seq*, MCL 484.2310. The amendment reformed toll access service rates in Michigan. MCL 484.2310(1), (2).

As noted in 15 of the previous orders in this docket, Act 182 requires that the Commission administer a fund known as the intrastate switched toll access rate restructuring mechanism (restructuring mechanism). MCL 484.2310(9), 484.2310(23)(e). The restructuring mechanism is used to provide monthly disbursements to eligible providers "in order to recover the lost intrastate switched toll access service revenues resulting from rate reductions under [MCL 484.2310(2)]." MCL 484.2310(8). The restructuring mechanism is funded via "a mandatory monthly contribution by all providers of retail intrastate telecommunications services and all providers of commercial mobile service." MCL 484.2310(12). The act further provides that "The commission may

increase or decrease the contribution assessment on a quarterly or other basis as necessary to maintain sufficient funds for disbursements.” MCL 484.2310(14).

In an order issued April 13, 2010, the Commission established the initial total size of the restructuring mechanism at \$18,057,034.86, and notified eligible providers of the disbursements for which they were eligible. Subsequent orders have addressed the size of the contribution assessment. Act 182, as amended by 2014 PA 52, required the Commission to “recalculate the size of the restructuring mechanism for each eligible provider on March 13, 2018,” and specified the procedure for the recalculation. MCL 484.2310(16). The Commission’s most recent recalculation of the contribution assessment was in the February 20, 2020 order in this docket.

It has come to the Commission’s attention that the contribution assessment requires adjustment. Because contributions are lower than anticipated, it is necessary to revise the contribution percentage to ensure the fund is able to meet its monthly obligations while maintaining an appropriate cash reserve. Given the amount of revenue subject to the contribution percentage (total intrastate retail telecommunications service revenue for all contributing providers less uncollectible revenue), the Commission Staff (Staff) recommends that the contribution percentage be increased from 0.78% to 0.95% (.0095) in order to bring in sufficient funds each month to provide for disbursements, administrative costs, and the required cash reserve in the restructuring mechanism fund. The Staff recommends that this new contribution percentage go into effect on March 14, 2021 (the day after the March contributions are due). Providers would then be subject to the adjusted contribution percentage beginning with the reporting period ending March 31, 2021, with those contributions due April 13, 2021.

The Commission finds that it should adopt the recommendations of the Staff, and directs the Staff to update the online form that providers use to determine their contribution amounts

beginning March 14, 2021, to reflect the revised contribution rate. The new contribution factor shall be reflected first in the April 13, 2021 contributions.

THEREFORE, IT IS ORDERED that:

A. The restructuring mechanism contribution percentage shall increase from 0.78% to 0.95% effective March 14, 2021.

B. On March 14, 2021, the Commission Staff shall update the online form used by contributing providers in calculating the monthly contribution to reflect the new percentage.

C. The Commission Staff shall continue to monitor the activity of the restructuring mechanism to ensure that the assessed contribution percentage is appropriate.

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

Any party desiring to appeal this order must do so by the filing of a claim of appeal in the Michigan Court of Appeals within 30 days of the issuance of this order, under MCL 484.2203(12). To comply with the Michigan Rules of Court's requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel. Electronic notifications should be sent to the Executive Secretary at mpscedockets@michigan.gov and to the Michigan Department of the Attorney General - Public Service Division at pungpl@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General - Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Daniel C. Scripps, Chair

Tremaine L. Phillips, Commissioner

Katherine Peretick, Commissioner

By its action of January 21, 2021.

Lisa Felice, Executive Secretary

PROOF OF SERVICE

STATE OF MICHIGAN)

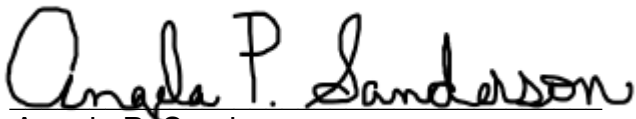
Case No. U-16183

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on January 21, 2021 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).


Brianna Brown

Subscribed and sworn to before me
this 21st day of January 2021.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2024

Service List for Case: U-16183

Name

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U-16183 Special Distribution

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U-16183 Special Distribution

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Access Point, Inc.
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ACN Communication Services, LLC
Advanced Integrated Technologies, Inc.
Air Advantage, LLC
Airespring, Inc.
AirNorth Communications, Inc.
Airus, Inc. fka IntelPeer
Allband Communications Cooperative
Alpha Connect, LLC
American Broadband and Telecommunications Company
AT&T Corp.
AT&T Michigan
ATI Networks, Inc.
Bandwidth.com CLEC, LLC
Baraga Telephone Company
Barry County Telephone Company
BCM One, Inc. f/k/a McGraw Communications, Inc.
BCN Telecom, Inc.
Bell South Long Distance, Inc., d/b/a AT&T
Big River Telephone Company, LLC
Bingham McCutchen LLP
Blanchard Telephone Co.
Bloomingdale Telephone Company, Inc.
Borderland Communications, LLC
Bright House Networks Information Services (Michigan), LLC
Broadview Networks, Inc.
Broadvox-CLEC, LLC
Broadwing Communications, LLC
BT Communications Sales, LLC
Buckeye Telesystem, Inc.
BullsEye Telecom, Inc.
Call One, Inc.
Carr Telephone Company
CBTS Technology Solutions Inc. f/k/a Cincinnati Bell Any Distance Inc.
CenturyLink Communications, LLC
CenturyTel Midwest -- Michigan, Inc., dba CenturyLink
CenturyTel of Michigan, Inc., dba CenturyLink
CenturyTel of Northern Michigan, Inc., dba CenturyLink

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Charter Fiberlink CC VIII, LLC
Cherry Capital Connection, LLC
Chippewa County Telephone
Clear Rate Communications, Inc.
Climax Telephone Company
CMC Telecom, Inc.
Coldwater Telecommunications Utility
Comcast Phone of Michigan, LLC, dba Comcast Digital Phone
Comcast Business Communications, LLC
Communications Venture Corporation, dba INdigital
Telecom
Compliance Solutions, Inc.
ComTech21, LLC
Crexendo Business Solutions, Inc.
Crexendo Business Solutions, Inc.
Crystal Automation Systems, Inc. dba Casair, Inc.
CynergyComm.Net, Inc.
Cypress Communications Operation Company
DayStarr, LLC, d/b/a DayStarr Communications
dishNET Wireline L.L.C.
EagleNet, Inc.
Easton Telecom Services, L.L.C.
Empire One Telecommunications, Inc.
Entelegant Solutions, Inc.
Ernest Communications, Inc.
Everstream GLC Holding Company LLC
FairPoint Communication Solutions Corp.
Felice, Lisa
Fibernet of Michigan
First Communications, LLC
France Telecom Corporate Solutions L.L.C.
Frontier Communications of America, Inc.
Frontier Communications of Michigan, Inc.
Frontier Midstates Inc.
Frontier North Inc.
Fusion Communications, LLC f/k/a Cbeyond
Communications, LLC

Fusion, LLC f/k/a Network Billing Systems L.L.C. d/b/a Fusion
d/b/a Solex

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Global Connection Inc. of America

Global Crossing Local Services, Inc.

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Great Lakes Energy Connections, Inc.

Grid 4 Communications, Inc.

GCV Networks, LLC

Hiawatha Telephone Company

Huron Mountain Communications Co.

IBC Telecom

IBFA Acquisition Company

IDT America, Corp.

inContact, Inc.

Intellifiber Networks, LLC

Intrado Communications, LLC f.k.a. West Telecom Services, LLC

Intrado Safety Communicatios, Inc. f/k/a West Safety Communications Inc.

IQ Telecom, Inc.

ITELECOM, Inc. dba Advent Telecom

JAS Networks, Inc.

Jie Cui

Kaleva Telephone Company

KEPS Technologies, Inc., d/b/a ACD.Net and ACD Telecom, Inc.

Kreucher, Jon D.

Krichel, Thomas

LDMI Telecommunications, LLC

Lennon Telephone Company

Level 3 Communications, LLC

Level 3 Telecom Data Services, LLC fka tw telecom data services llc

Lingo Telecom of the Great Lakes, LLC f/k/a Birch Telecom of the Great Lakes, LLC d/b/a Birch Communications

Liquid Web, LLC

Lucre, Inc.

Lynx Network Group, Inc.

Magna5 LLC

MassComm, Inc.

Matrix Telecom, LLC., dba Lingo

Matrix Telecom, Inc.

MCC Telephony of the Midwest, LLC

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Mercury Wireless Indiana LLC

Metro FiberNet, LLC

MetroNet-Telecom, Inc.

Metropolitan Telecommunications of Michigan, Inc., dba
MetTel

Michigan Access, Inc.

Michigan Central Broadband Company, LLC

Midway Telephone Company

Midwest Energy Cooperative d/b/a Midwest Energy &
Communications

MiTel NetSolutions

Mobilitie Management, LLC

Neo Network Development Inc.

Neutral Tandem-Michigan, LLC

New Horizons Communications Corp.

NextGen Communications, Inc.

Nextlink Wireless, Inc.

Nexus Communications

NOS Communications, Inc.

Ogden Telephone Company

Ontonagon County Telephone Company

Onvoy, Inc.

Onvoy, LLC

Osirus Communications, Inc.

PaeTec Communications, LLC

Pearce, Chrissie

Peerless Network of Michigan, LLC

Peninsula Fiber Network Next Generation Services, LLC

Peninsula Fiber Network, LLC

Pigeon Telephone Company

PNG Telecommunications Inc. dba PowerNet Global
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PRGi International Carrier Services, Inc.

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Silas, Gloria
Southwest Michigan Communications, Inc.
Spectrotel, Inc., dba Touch Base Communications, One
Touch Communications
Springport Telephone Company
Sprint Communications Company, L.P.
T2 Communications
Talk America Services, LLC
Talk America, LLC
TC3 Telecom, Inc.
TDS Metrocom, LLC
TDS Telecom/Chatham Telephone Co.
TDS Telecom/Communications Corp. of MI (CCM)
TDS Telecom/Island Telephone Company (MI)
TDS Telecom/Shiawassee Telephone Co.
TDS Telecom/Wolverine Telephone Co.
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Telnet Worldwide, Inc.
The Deerfield Farmers Telephone Company
TNCI Operating Company, LLC
TNCII.com

Time Warner Cable Information Services (Michigan), LLC,
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US Xchange of Michigan, L.L.C., d/b/a Earthlink Business I

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Velocity, A Managed Services Company, Inc.

Verizon North Inc.

Vero Fiber Networks, LLC

VoxBeam Telecommunications Inc.

Voyant Communications, LLC f/k/a Zayo Enterprise Networks, LLC

Waldron Telephone Company

Westphalia Broadband, Inc.

Westphalia Telephone Company

Wholesale Carrier Services, Inc.

Wide Voice, LLC

WiMacTel, Inc.

Windstream KDL, LLC

Windstream New Edge, LLC f.k.a. EarthLink Business, LLC

Windstream Norlight LLC

Windstream NTI, LLC

Winn Telephone Company dba Winn Telecom

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XO Communications Services, LLC

Ygnition Networks, Inc.

YMax Communications Corp.

Zayo Group, LLC