

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission )  
approval of interconnection agreements and )  
amendments. )  
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At the August 31, 2004 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. J. Peter Lark, Chair  
Hon. Robert B. Nelson, Commissioner  
Hon. Laura Chappelle, Commissioner

**ORDER**

The following parties have filed joint applications for approval of interconnection agreements  
and amendments:

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| Case No. U-12995 | 1-800-Reconex, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems<br>Application filed July 26, 2004 for approval of a first amendment (exempts Internet traffic from payment of reciprocal compensation). |
| Case No. U-13124 | SBC Michigan and McLeodUSA Telecommunications Services, Inc.<br>Application filed February 19, 2004 for approval of a fourth amendment to the interconnection agreement (intraLATA access rates).   |
| Case No. U-13140 | T-Mobile USA, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems<br>Application filed July 26, 2004 for approval of a second amendment (E911).   |
| Case No. U-13354 | United Telecom, Inc., and Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems<br>Application filed July 26, 2004 for approval of a first amendment (resale avoided cost discount).                                    |

- Case No. U-13689      SBC Michigan and ICG Telecom Group, Inc.  
Application filed August 2, 2004 for approval of a fifth amendment  
(reciprocal compensation).
- Case No. U-14061      PNG Telecommunications Inc., d/b/a PowerNet Global  
Communications, and Verizon North Inc. and Contel of the South,  
Inc., d/b/a Verizon North Systems  
Application filed July 26, 2004 for approval of a first amendment  
(rates, terms, and conditions of the Triennial Review Order).
- Case No. U-14222      SBC Michigan and The Winn Telephone Company, d/b/a Winn  
Telecom  
Application filed August 6, 2004 for approval of an interconnection  
agreement and amendments.

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 applications, agreements, and amendments, that it should approve the applications. The Commission finds that the agreements and amendments are consistent with federal and state law and are in the public interest. Under

47 USC 252(i) and MCL 484.2359(2), the services provided under the agreements, as amended, 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, 1999 AC, R 460.17101 et seq.

b. The interconnection agreements and amendments listed above should be approved.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreements and amendments listed above are approved.

B. Approval of the interconnection agreements and amendments does not alter the duty of the parties 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.

Any party desiring to appeal this order must do so in the appropriate court within 30 days  
issuance and notice of this order, pursuant to MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ J. Peter Lark  
Chair

( S E A L )

/s/ Robert B. Nelson  
Commissioner

/s/ Laura Chappelle  
Commissioner

By its action of August 31, 2004.

/s/ Mary Jo Kunkle  
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Chair

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Commissioner

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Commissioner

By its action of August 31, 2004.

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Its Executive Secretary