

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)
BROADWING COMMUNICATIONS, LLC, for a)
temporary license to provide basic local exchange)
service in areas currently served by Verizon North) Case No. U-14294
Inc. and Contel of the South, Inc., d/b/a Verizon)
North Systems, and SBC Michigan.)
_____)

At the November 9, 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

OPINION AND ORDER

On September 22, 2004, Broadwing Communications, LLC (Broadwing), filed an application, pursuant to the Michigan Telecommunications Act, MCL 484.2101 et seq., for a license to provide basic local exchange service in the exchanges currently served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and SBC Michigan. It also requested a temporary license.

MCL 484.2301(2) states: "Pending the determination of an application for a license, the commission without notice and hearing may issue a temporary license for a period not to exceed 1 year." Broadwing states that it seeks a temporary license to allow it to promptly complete corporate restructuring and commence service in the state of Michigan.

After a review of the application and testimony, the Commission finds that approval of the request for a temporary license is in the public interest.

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, 1999 AC, R 460.17101 et seq.
- b. Broadwing should be granted a temporary license.

THEREFORE, IT IS ORDERED that:

A. Broadwing Communications, LLC, is granted a temporary license to provide basic local exchange service in the exchanges currently served by Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and SBC Michigan. The temporary license shall expire upon issuance of the final order granting or denying its application for a permanent license.

B. Broadwing Communications, LLC, shall provide basic local exchange service under the temporary license in accordance with the regulatory requirements specified in the Michigan Telecommunications Act, MCL 484.2101 et seq., including the number portability provisions of Section 358, the anti-slamming procedures adopted in Case No. U-11900, and the number reclamation process adopted in Case No. U-12703.

C. Before commencing basic local exchange service under the temporary license, Broadwing Communications, LLC, shall submit its tariff reflecting the services that it will offer and identifying the exchanges in which it will offer service.

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 November 9, 2004.

/s/ Mary Jo Kunkle
Its Executive Secretary

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

MICHIGAN PUBLIC SERVICE COMMISSION

Chair

Commissioner

Commissioner

By its action of November 9, 2004,

Its Executive Secretary