

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the complaint of)	
ACD TELECOM, JAS NETWORKS, TELNET)	
WORLDWIDE, B&S TELECOM, CLEAR RATE)	Case No. U-15357
COMMUNICATIONS, CMC TELECOM, GRID 4)	
COMMUNICATIONS, AND ZENK GROUP LTD.,)	
d/b/a PLANETACCESS, against AT&T MICHIGAN.)	
_____)	

At the October 25, 2007 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman
Hon. Monica Martinez, Commissioner
Hon. Steven A. Transeth, Commissioner

ORDER

On July 31, 2007, ACD Telecom, JAS Networks, TelNet Worldwide, B&S Telecom, Clear Rate Communications, CMC Telecom, Grid 4 Communications, and Zenk Group Ltd., d/b/a PlanetAccess (complainants), filed a complaint against AT&T Michigan regarding the DS1 cross connect rate. The parties entered into mediation, with Rodney P. Gregg acting as mediator.

On September 27, 2007, the mediator issued a recommended settlement. On October 4, 2007, all parties accepted the mediator's recommended settlement. The mediator found, among other things, that AT&T Michigan was obligated by the terms of the Case No. U-14952 Cross Connect Amendments to charge the complainants a rate no higher than \$6.89 per month for DS1 cross connects without regard to whether the cross connects are connected to unextended DS1 loops or extended loops; the total price for the two cross connects associated with a DS1 EEL will be

\$13.78 (2 x \$6.89); that the Cross Connect Amendments should be made effective with respect to the adopting competitive local exchange carriers (CLEC) within 30 days after each adopting CLEC requested that it be permitted to adopt the Cross Connect Amendments; and that the parties should work toward an agreement encompassing the mediator's findings.

MCL 484.2203a(3) provides that "If the parties accept the recommendation [of the mediator], then the recommendation shall become the final order in the contested case under section 203." The Commission adopts the mediator's recommendation, and finds that this proceeding should be closed.

The Commission FINDS that:

a. Jurisdiction is pursuant to 1991 PA 179, MCL 484.2101 *et seq.*; 1969 PA 306, MCL 24.201 *et seq.*; and the Commission's Rules of Practice and Procedure, 1999 AC, R 460.17101 *et seq.*

b. The mediator's recommendation should be adopted and this proceeding should be closed.

THEREFORE, IT IS ORDERED that the mediator's recommendation is adopted and this proceeding is closed.

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, pursuant to MCL 484.2203(12).

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Orjiakor N. Isiogu

Chairman

(S E A L)

/s/ Monica Martinez

Commissioner

/s/ Steven A. Transeth

Commissioner

By its action of October 25, 2007.

/s/ Mary Jo Kunkle

Its Executive Secretary

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, pursuant to MCL 484.2203(12).

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of October 25, 2007.

Its Executive Secretary