

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)
ACCELERATED CONNECTIONS, INC., and) Case No. U-11841
AMERITECH MICHIGAN.)
_____)

At the February 2, 1999 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. David A. Svanda, Commissioner

OPINION AND ORDER

On November 12, 1998, Accelerated Connections, Inc., (ACI) and Ameritech Michigan filed a joint application for approval of an interconnection agreement. ACI is licensed to provide basic local exchange service in certain areas of the state currently served by Ameritech Michigan. Ameritech Michigan is licensed to provide telecommunication services to the public in its various exchanges and zones throughout the state.

The interconnection agreement between ACI and Ameritech Michigan expires on August 17, 2001. The agreement establishes comprehensive financial and operational terms for the following: the physical interconnection between Ameritech Michigan's and ACI's networks, mutual and reciprocal compensation for exchange of traffic originated on their respective networks, unbundled access to Ameritech Michigan network elements, physical collocation, number portability, resale, access to databases, and a variety of other business relationships.

Section 252 of the federal Telecommunications Act of 1996, 47 USC 252, requires that any interconnection agreement that is adopted by negotiation or arbitration be submitted to the Commission for approval. 47 USC 252(e) provides in part:

(2) **GROUND FOR REJECTION.**--The State commission may only reject--

(A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that--

- (i) the agreement (or any 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) **PRESERVATION OF AUTHORITY.**--Notwithstanding paragraph (2), but subject to section 253, 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 application and the agreement, that it should approve the interconnection agreement and the attached schedules and exhibits. The Commission finds that the agreement is consistent with federal and state law and is in the public interest. Under 47 USC 252(i) and MCL 484.2359(2); MSA 22.1469(359)(2), the services provided under this agreement 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.;

MSA 22.1469(101) et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101)

et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACCS,

R 460.17101 et seq.

b. The interconnection agreement should be approved.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreement between Accelerated Connections, Inc., and Ameritech Michigan is approved.

B. Approval of the agreement does not alter Ameritech Michigan's duty to comply with relevant federal and state law and past and future Commission orders.

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 after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSIO

N

/s/ John G. Strand

Chairman

(S E A L)

/s/ David A. Svanda

Commissioner

By its action of February 2, 1999.

/s/ Dorothy Wideman

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated February 2, 1999 approving the interconnection agreement between Ameritech Michigan and Accelerated Connections, Inc., as set forth in the order.”