

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)	
CRYSTAL AUTOMATION SYSTEMS, INC.,)	
d/b/a CASAIR, INC., for designation as a high-cost)	Case No. U-20329
eligible telecommunications carrier pursuant to)	
Section 214(e)(2) of the Communications Act of 1934,)	
as amended.)	
_____)	

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

On September 27, 2018, Crystal Automation Systems, Inc., d/b/a Casair, Inc. (Casair) filed an application (with additional amendments) pursuant to Section 214(e)(2) of the federal Communications Act of 1934, 47 USC 214(e)(2), for designation as an eligible telecommunications carrier (ETC) for the purpose of expanding and enhancing its broadband network and providing Lifeline services to customers in the state of Michigan. On February 21, 2019, the Commission issued an order in this docket approving the application for purposes of Universal Service Fund support for both high-cost and Lifeline in the areas requested.

On December 17, 2020, Casair filed an application requesting to relinquish its ETC designation. The application states that, effective September 26, 2020, Point Broadband Fiber Holding, LLC (Point Broadband) acquired the assets of Casair. The Federal Communications

Commission's (FCC) approval of the transaction is included as Exhibit A to the relinquishment application. Casair notes that on February 4, 2020, Point Broadband filed an application in Case No. U-20720 seeking designation as a high-cost and Lifeline ETC in the same census blocks in which Casair had acquired designation, and on April 15, 2020, the Commission issued an order in Case No. U-20720 granting Point Broadband's application. Casair states that it had no Lifeline customers and fewer than 800 high-cost customers at the time of the transfer to Point Broadband. Casair's relinquishment application, p. 2. Casair states that the previous customers of Casair have been and will continue to be seamlessly served by Point Broadband throughout the transition process. Casair requests immediate relinquishment.

47 USC 214(e)(4) provides as follows:

A State commission . . . shall permit an eligible telecommunications carrier to relinquish its designation as such a carrier in any area served by more than one eligible telecommunications carrier. . . Prior to permitting a telecommunications carrier designated as an eligible telecommunications carrier to cease providing universal service in an area served by more than one eligible telecommunications carrier, the State commission . . . shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier. The State commission . . . shall establish a time, not to exceed one year after [approval of] such relinquishment under this paragraph, within which such purchase or construction shall be completed.

See also, 47 CFR 54.205. The Commission finds that both Casair and Point Broadband are high-cost and Lifeline ETCs in the same census blocks, and at least one ETC will remain in the designated areas after Casair's relinquishment. *See*, April 15, 2020 order in Case No. U-20720, p. 5. Additionally, Casair provided evidence of the Public Notice issued by the FCC, DA 20-1136, WC Docket No. 20-261, authorizing the transfer of control of the assets of Casair to Point Broadband. The Commission finds that this demonstrates Point Broadband's ability to ensure that all Lifeline and high-cost customers previously served by Casair will continue to be served.

Finally, Casair states that no purchase or construction of additional facilities is required to serve Casair's remaining customers. Thus, all of the requirements of 47 USC 214(e)(4) are satisfied and Casair's request for relinquishment may be granted.

THEREFORE, IT IS ORDERED that the eligible telecommunications carrier designation of Crystal Automation Systems, Inc., d/b/a Casair, Inc., is relinquished effective the date of this order.

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

Any party aggrieved by this order may file an action in the appropriate federal District Court pursuant to 28 USC 1331. 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 pungp1@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)

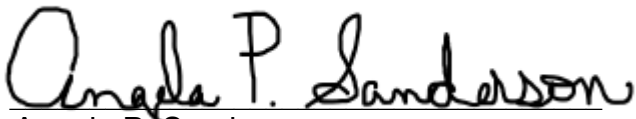
Case No. U-20329

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-20329

Name

Email Address

Hai Jiang

hjiang@fieldlawgroup.com