

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)	
AMERICAN BROADBAND AND)	
TELECOMMUNICATIONS COMPANY for)	Case No. U-15726
designation as a high-cost eligible)	
telecommunications carrier pursuant to)	
Section 214(e)(2) of the federal Communications Act)	
of 1934, as amended.)	
_____)	

At the December 21, 2023 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair
Hon. Katherine L. Peretick, Commissioner
Hon. Alessandra R. Carreon, Commissioner

ORDER

On October 30, 2008, American Broadband and Telecommunications Company (American Broadband) filed an application 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 providing Lifeline services to customers in the state of Michigan through its wireline telecommunications services. On February 3, 2009, the Commission issued an order in this docket approving the application of American Broadband (wireline) as a Lifeline-only ETC for purposes of universal service fund support for Lifeline in the areas requested.

On October 23, 2023, American Broadband filed an application requesting to relinquish its ETC designation, and on November 7, 2023, American Broadband filed an amended application.

The application, as amended, states that American Broadband has determined that its business plans do not include the continued offering of wireline Lifeline telecommunications services in Michigan. This application applies only to American Broadband's wireline eligible telecommunications area. American Broadband's wireline service was assigned the Study Area Code of 319022. American Broadband has indicated that it currently has no wireline Lifeline customers in Michigan that would be affected by this relinquishment request. Amended application, p. 3. American Broadband requests relinquishment be deemed effective as soon as possible.

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, 47 CFR 54.205. American Broadband asserts that its request to relinquish its ETC designation satisfies all requirements and has cited a list of ETC's which could serve the area set forth for relinquishment. These companies include Brightspeed, Frontier Communications of Michigan, Inc., Frontier Midstates Inc. and Frontier North Inc. Amended application, p. 3.

The Commission authorizes the voluntary relinquishment of American Broadband's ETC designation effective December 1, 2023, because there are no customers that will be affected by

this transaction and the applicant has shown there to be a minimum of one provider of Lifeline in its service area.

THEREFORE, IT IS ORDERED that American Broadband and Telecommunications Company's application to voluntarily relinquish its wireline eligible telecommunications carrier designation is approved effective as of 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 Attorney General - Public Service Division at pungpl@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

Katherine L. Peretick, Commissioner

Alessandra R. Carreon, Commissioner

By its action of December 21, 2023.

Lisa Felice, Executive Secretary


PROOF OF SERVICE

STATE OF MICHIGAN)

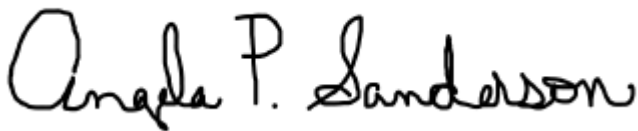
Case No. U-15726

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on December 21, 2023 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 December 2023.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2024

Service List for Case: U-15726

Name	On Behalf Of	Email Address
American Broadband & Telecommunication Company	American Broadband and Telecommunications Company LLC	jsa@ambt.net
Debra Mercer	American Broadband & Telecommunications Company	debra.mercer@nelsonmullins.com