

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)	
CHARTER FIBERLINK–MICHIGAN, LLC,)	
for designation as an eligible telecommunications)	Case No. U-20958
carrier in the state of Michigan.)	
_____)	

At the July 23, 2024 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 January 6, 2021, Charter Fiberlink–Michigan, LLC, (Charter) filed an application in Case. No. U-20958 for designation as an eligible telecommunications carrier (ETC) for purposes of serving and expanding telecommunication services in the census block areas it was granted as a result of being a winning bidder in the Rural Digital Opportunity Fund (RDOF) auction. On May 26, 2021, the Commission issued an order conditionally approving Charter’s application as an ETC. On October 18, 2021, Charter filed an application to amend its eligible telecommunications (ETC) service area. On November 4, 2021, the Commission issued an order approving the application to amend its ETC service area.

On June 4, 2024, Charter filed an application requesting approval to relinquish a portion of its current ETC designated service areas. On June 17, 2024, Charter filed an amended application (June 17 amended application) to relinquish the census blocks listed and identified in Exhibit 1 to

the application. Charter states that due to unforeseen circumstances beyond its control, it will not be able to fulfill the RDOF obligations for the census blocks listed in Exhibit 1 of the June 17 amended application and it is requesting approval of relinquishment in these areas.

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. Thus, relinquishment may be granted to a carrier for any area that is served by more than one ETC. Charter has affirmed that it has met the standards for relinquishment. Charter states that each of the requested relinquishment areas listed in Exhibit 1 to the June 17 amended application, is currently served by at least three wireless ETCs, as listed in Exhibit 3. These companies include: Tracfone Wireless, Inc.; Tag Mobile, LLC; and Tempo Telecom, LLC. Charter informs the Commission that there are no subscribers in the requested relinquishment areas; therefore there will be no customers affected by the relinquishment. Additionally, there will be no requirement for facilities to be purchased or constructed.

Charter operates as an ETC under Study Area Code 319053. The Commission Staff affirms that Charter is compliant and current on all of its reporting requirements, as ordered by the Commission on May 26, 2021.

After reviewing the June 17 amended application, the Commission finds that the company's request for relinquishment of the census blocks set forth in Exhibit 1 to the June 17 amended

application will further the interest of the residents of Michigan and should be approved. The Commission is convinced that the applicant has shown there to be multiple alternative ETC providers of Lifeline in its requested relinquishment service area.

All other aspects of the original May 26, 2021 order remain in effect.

THEREFORE, IT IS ORDERED that:

The eligible telecommunications carrier designation for Charter Fiberlink–Michigan, LLC, of the census blocks in the areas listed in Exhibit 1 to the June 17, 2024 amended application is relinquished effective July 23, 2024.

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 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 LARA-MPSC-Edockets@michigan.gov. and to the Michigan Department of Attorney General - Public Service Division at hugheys@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 July 23, 2024.

Lisa Felice, Executive Secretary


PROOF OF SERVICE

STATE OF MICHIGAN)

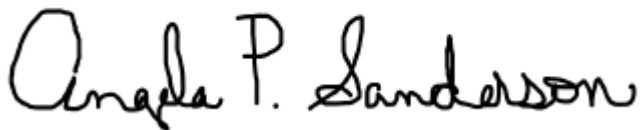
Case No. U-20958

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on July 23, 2024 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 23rd day of July 2024.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2030

Service List for Case: U-20958

Name	On Behalf Of	Email Address
Charter Fiberlink - Michigan, LLC	Charter Fiberlink - Michigan, LLC	tim.goodwin@charter.com
Michael S. Ashton	Charter Fiberlink - Michigan, LLC	mashton@fraserlawfirm.com
Sean P. Gallagher	Charter Fiberlink - Michigan, LLC	sgallagher@fraserlawfirm.com