

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
CHERRY CAPITAL CONNECTION, LLC,)	
for a temporary and permanent license to provide)	Case No. U-20474
basic local exchange service throughout the)	
state of Michigan.)	
_____)	

At the April 18, 2019 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Sally A. Talberg, Chairman
Hon. Norman J. Saari, Commissioner
Hon. Daniel C. Scripps, Commissioner

ORDER

On February 7, 2019, Cherry Capital Connection, LLC, d/b/a Cherry Capital Communications (Cherry Capital) filed an application, under the Michigan Telecommunications Act, MCL 484.2101 *et seq.*, for a license to provide basic local exchange service throughout the state of Michigan. It also requested a temporary license. On March 19, 2019, Cherry Capital filed an amended application.

MCL 484.2301(2) states: "Pending the determination of an application for a license, the commission without notice and hearing may issue a temporary license for a period not to exceed 1 year." Cherry Capital states that granting it a temporary license will allow it to promptly begin the negotiation of interconnection arrangements with incumbent carriers, which are a necessary prerequisite to Cherry Capital's commencement of service in the state of Michigan.

After a review of the application and testimony, the Commission finds that approval of the application for a temporary license is in the public interest.

THEREFORE, IT IS ORDERED that:

A. Cherry Capital Connection, LLC, d/b/a Cherry Capital Communications, is granted a temporary license to provide basic local exchange service throughout the state of Michigan. The temporary license shall expire upon issuance of the final order granting or denying the application for a permanent license.

B. Cherry Capital Connection, LLC, d/b/a Cherry Capital Communications, shall provide basic local exchange service under the temporary license in accordance with the regulatory requirements specified in the Michigan Telecommunications Act, MCL 484.2101 *et seq.*, including the number portability provisions of MCL 484.2358, the access restructuring mechanism contribution requirements of MCL 484.2310 and Case No. U-16183, the anti-slamming procedures adopted in Case No. U-11900, and the number reclamation process adopted in Case No. U-12703.

C. Before commencing basic local exchange service under the temporary license, Cherry Capital Connection, LLC, d/b/a Cherry Capital Communications, shall submit its tariff reflecting the services that it will offer and identifying the exchanges in which it will offer service.

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, under MCL 484.2203(12). 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 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

Sally A. Talberg, Chairman

Norman J. Saari, Commissioner

Daniel C. Scripps, Commissioner

By its action of April 18, 2019.

Kavita Kale, Executive Secretary