



# BAY COUNTY BOARD OF COMMISSIONERS

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Received & Inspected

JUL 26 2010  
FCC Mail Room

**BRIAN K. ELDER**  
CHAIRMAN  
7<sup>TH</sup> DISTRICT

**PATRICK H. BESON**  
VICE CHAIRMAN  
2<sup>ND</sup> DISTRICT

**DONALD J. TILLEY**  
SERGEANT AT ARMS  
9<sup>TH</sup> DISTRICT

**MICHAEL J. DURANCZYK**  
1<sup>ST</sup> DISTRICT

**VAUGHN J. BEGICK**  
3<sup>RD</sup> DISTRICT

**COLLEEN M. MAILLETTE**  
4<sup>TH</sup> DISTRICT

**ERNIE KRYGIER**  
5<sup>TH</sup> DISTRICT

**KIM COONAN**  
6<sup>TH</sup> DISTRICT

**EUGENE F. GWIZDALA**  
8<sup>TH</sup> DISTRICT

To: President Barack H. Obama  
Speaker of the House Nancy Pelosi  
President of the U.S. Senate Daniel Inouye  
Senator Carl Levin  
Senator Debbie Stabenow  
U. S. Representative Dale Kildee  
U. S. Representative Bart Stupak  
Federal Communications Commission

From: Bay County Board of Commissioners

Date: July 21, 2010

Re: Internet Broadband Services

Attached please find a copy of resolution no. 2010-139 introduced by Commissioner Brian K. Elder (7<sup>th</sup> District) and adopted by the Bay County Board of Commissioners at their meeting July 13, 2010. For reasons outlined in the resolution, Bay County opposes regulation of Internet broadband services as common carrier services under Title II of the Communications Act of 1934.

Your of Bay County's position on this issue is appreciated.

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**BAY COUNTY BOARD OF COMMISSIONERS**

**7/13/10**

**RESOLUTION**

- BY:** WAYS AND MEANS COMMITTEE (7/6/10)
- WHEREAS,** Due in large part to the unregulated efforts of private enterprise over the past 25 years, the development of the Internet has dramatically transformed the way Michigan citizens work, live and learn. The deployment of efficient, fast and reliable broadband networks throughout Michigan has created thousands of jobs and economic benefits for local economies; and
- WHEREAS,** In order to encourage the growth and development of the Internet the Federal Communications Commission (FCC) has historically followed a policy to refrain from regulating broadband Internet services as common carrier services under Title II of the Communications Act of 1934. As a result, the United States has been at the forefront of technological, business, and social innovation on the Internet; and
- WHEREAS,** On May 6, 2010, the Chairman of the FCC announced a proposal to reclassify broadband Internet services as common carrier services so that they can be more tightly regulated, together with a proposal to forbear from imposing certain common carrier obligations on broadband Internet providers; and
- WHEREAS,** It is the judgment of this Board that using monopoly-era provisions of Title II of the Communications Act of 1934 to regulate the Internet will slow investment in Michigan's Internet broadband infrastructure and jeopardize future job growth; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners strongly urges the President, the Congress, and the Federal Communications Commission of the United States to refrain from regulating Internet broadband services as common carrier services under Title II of the Communications Act of 1934; Be It Further
- RESOLVED** That a copy of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the members of the Michigan Congressional Delegation, and the Federal Communications Commission.

**DONALD J. TILLEY, CHAIR  
AND COMMITTEE**

Sponsored by Commissioner Brian Elder  
Elder - Internet Broadband Services

**No. 2010-139**

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Gwizdala

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk	✓			Colleen M. Maillette	✓			Brian K. Elder	✓		
Patrick H. Beson	✓			Ernie Krygier	✓			Eugene F. Gwizdala	✓		
Vaughn J. Begick			✓	Kim Coonan		✓		Donald J. Tilley	✓		

**VOTE TOTALS:**

ROLL CALL: ✓ YEAS \_\_\_\_\_ NAYS \_\_\_\_\_ EXCUSED \_\_\_\_\_

VOICE: ✓ YEAS 7 NAYS 1 EXCUSED 1

DISPOSITION: ADOPTED  DEFEATED \_\_\_\_\_ WITHDRAWN \_\_\_\_\_  
 AMENDED \_\_\_\_\_ CORRECTED \_\_\_\_\_ REFERRED \_\_\_\_\_