

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION )**  
**OF ACCESS POINT, INC. FOR A ) CASE NO. ACS-T-08-01**  
**CERTIFICATE OF PUBLIC )**  
**CONVENIENCE AND NECESSITY TO ) NOTICE OF APPLICATION**  
**PROVIDE LOCAL EXCHANGE AND )**  
**TELECOMMUNICATIONS SERVICES ) NOTICE OF**  
**) MODIFIED PROCEDURE**  
**)**  
**) ORDER NO. 30598**

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**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that on February 14, 2008, Access Point, Inc. ("Access") filed an Application for a Certificate of Public Convenience and Necessity to provide telecommunications services in the State of Idaho pursuant to Commission Order No. 26665.

YOU ARE FURTHER NOTIFIED that Access will provide resold local exchange and interexchange telecommunications services within Idaho.

YOU ARE FURTHER NOTIFIED that Access will offer service through UNE-P facilities and resale agreements with incumbent local exchange carriers located in Idaho pursuant to interconnection agreement(s).

YOU ARE FURTHER NOTIFIED that Access's operator assisted services, such as 911 emergency calls, will be handled by its underlying carrier and then routed to the appropriate emergency agency.

YOU ARE FURTHER NOTIFIED that Access's service territory will include Qwest North and Qwest South's current Idaho service territories.

YOU ARE FURTHER NOTIFIED that Access's Idaho service territory will not include those areas which are exempt from competition pursuant to Section 251 of the federal Telecom Act of 1996.

**NOTICE OF MODIFIED PROCEDURE**

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission's Rules of Procedure, IDAPA

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31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the service date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Applicant at the addresses reflected below:

|                                   |  |
|-----------------------------------|--|
| Commission Secretary              | Thomas M. Forte  |
| Idaho Public Utilities Commission | Consultant to Access Point, Inc.                               |
| PO Box 83720                      | Technologies Management, Inc.                                  |
| Boise, ID 83720-0074              | 2600 Maitland Center Parkway, Ste. 300                         |
|                                   | Maitland, FL 32751   |
| Street Address for Express Mail:  | E-Mail: <a href="mailto:tforte@tminc.com">tforte@tminc.com</a> |
| 472 W. Washington Street          |  |
| Boise, ID 83702-5918              |  |

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Comments and Questions" icon, and complete the comment form, using the case number as it appears on the front of this document. These comments must also be sent to the Applicant at the e-mail address listed above.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

YOU ARE FURTHER NOTIFIED that the Application has been filed with the Commission and is available for public inspection during regular business hours at the Commission offices. The Application is also available on the Commission's Website at [www.puc.idaho.gov](http://www.puc.idaho.gov) and then clicking on "File Room" and then "Telephone Cases."

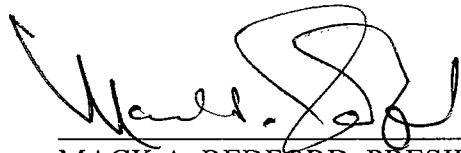
YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Titles 61 and 62 of the Idaho Code and specifically *Idaho Code* §§ 61-526 and 62-615. The Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

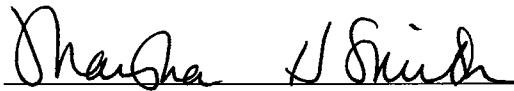
**ORDER**

IT IS HEREBY ORDERED that this Application will be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 17<sup>th</sup> day of July 2008.



MACK A. REDFORD, PRESIDENT

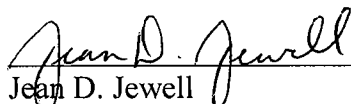


MARSHA H. SMITH, COMMISSIONER



JIM D. KEMPTON, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

O:ACS-T-08-01\_np

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