

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)
OF AMERICAN DIAL TONE, INC. FOR A) CASE NO. AMD-T-10-01
CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY) NOTICE OF APPLICATION
)
) NOTICE OF
) MODIFIED PROCEDURE
)
) ORDER NO. 32095

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that on February 26, 2010, American Dial Tone, Inc. ("ADT" or "Company") filed an Application for a Certificate of Public Convenience and Necessity ("CPCN") to provide resold and facilities-based local exchange telecommunications services in Idaho.

YOU ARE FURTHER NOTIFIED that ADT states in its Application that it seeks the authority and intends to offer all forms of intrastate local exchange and interexchange telecommunications services.

YOU ARE FURTHER NOTIFIED that ADT has no plan to install facilities in Idaho, but may do so in the future.

YOU ARE FURTHER NOTIFIED that ADT initially proposes to provide resold local exchange services and to purchase unbundled network elements provided by existing local exchange carriers ("LECs") Qwest North, Qwest South, and Verizon.

YOU ARE FURTHER NOTIFIED that ADT's proposed Idaho service territory will include all areas of Idaho currently being served by incumbent local exchange carriers ("ILECs"). The Company states that it will not offer its services in areas already being served by carriers that are eligible for the small or rural carrier exemption under section 251 of the federal Telecommunications Act of 1996 ("Federal Act").

YOU ARE FURTHER NOTIFIED that ADT attached a copy of its illustrative tariff to its Application. Later, the Company submitted revised pages to its illustrative tariff.

YOU ARE FURTHER NOTIFIED that ADT states that it has reviewed the laws and regulations governing local exchange telecommunications services and will provide service in

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accordance with Idaho law and the rules and regulations of the Commission to the extent they are not preempted by the Federal Act.

YOU ARE FURTHER NOTIFIED that ADT has not established an escrow account because it will not require its customers to submit advance payments or deposits in exchange for service.

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 Idaho Public Utilities Commission's Rules of Procedure, IDAPA 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
Idaho Public Utilities Commission
PO Box 83720
Boise, ID 83720-0074

Lance J.M. Steinhart
Lance J.M. Steinhart, P.C.
1720 Windward Course, Ste. 115
Alpharetta, GA 30005
E-Mail: lsteinhart@telecomcounsel.com

Street Address for Express Mail:

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. 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 by clicking on "File Room" and then "Telephone Cases."

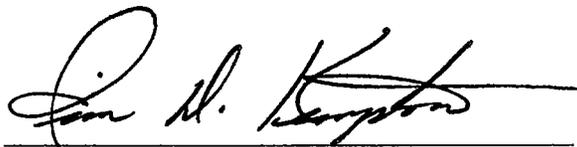
YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 62 of the Idaho Code, specifically *Idaho Code* §§ 62-604 and 62-615. The Commission may enter any final Order consistent with its authority under Title 62 and Commission Rule of Procedure 114, IDAPA 31.01.01.114.

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.*

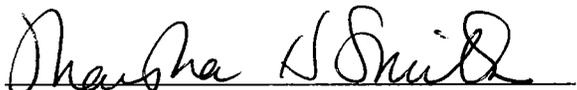
ORDER

IT IS HEREBY ORDERED that this Application 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.

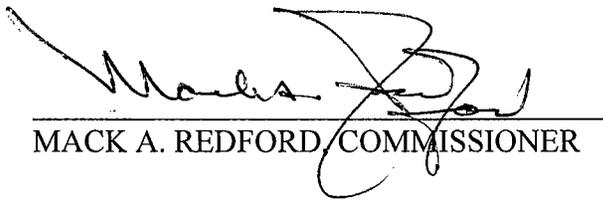
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 15th
day of October 2010.



JIM D. KEMPTON, PRESIDENT



MARSHA H. SMITH, COMMISSIONER



MACK A. REDFORD, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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