

DECISION MEMORANDUM

TO: COMMISSIONER REDFORD
COMMISSIONER SMITH
COMMISSIONER KEMPTON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: NEIL PRICE
DEPUTY ATTORNEY GENERAL

DATE: JANUARY 23, 2007

SUBJECT: APPLICATION OF BUDGET PREPAY, INC. DBA BUDGET PHONE
COMPANY FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY; CASE NO. BPP-T-07-01

On November 14, 2007, Budget PrePay, Inc. dba Budget Phone (“Budget”) filed an Application for a Certificate of Public Convenience and Necessity to provide facilities-based and resold local exchange telecommunications services in the State of Idaho pursuant to Commission Order No. 26665.

THE APPLICATION

Budget is a Louisiana corporation and lists its principal place of business as Bossier City, Louisiana. *Application* at 1. The Company is registered with the Idaho Secretary of State as a limited liability company and lists TCS Corporate Services, 5527 Kendall Street, Boise, Idaho 83706, as its Idaho registered agent for service. *Id.* at 2.

Budget states that the Company “is in good standing under the laws of the state of Louisiana” and that it is “authorized to do business as a foreign [Company] in the state of Idaho.” *Id.* “Applicant initially proposes to provide resold local exchange services and to purchase unbundled network elements provided by . . . Qwest North, Qwest South and Verizon.” *Id.* at 4.

Budget does not currently own facilities or property in Idaho and “has no current plans to install facilities in Idaho . . .” *Id.* at 4. The Company states that it does not intend to service areas already serviced by LECs that qualify as small or rural local exchange carriers under Section 251 of the federal Telecom Act of 1996. *Id.* at 4-5. The Company has also

provided the Commission with the appropriate financial information; map of its proposed service territory in Idaho; and illustrative tariffs. *See Id.* at 6, Exhibits 3-5.

STAFF RECOMMENDATION

Staff has reviewed Budget's Application and recommends that it be processed through Modified Procedure.

COMMISSION DECISION

Should Budget's Application for a Certificate of Public Convenience and Necessity be processed through Modified Procedure?

A handwritten signature in black ink, appearing to read 'Neil Price', written over a horizontal line.

Neil Price
Deputy Attorney General

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