

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)	
DIGITAL COMMUNICATIONS AKA DIGI-)	CASE NO. DZ1-T-06-1
COMM FOR A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO)	
PROVIDE LOCAL EXCHANGE SERVICES)	ORDER NO. 30013
WITHIN THE STATE OF IDAHO)	

On February 1, 2006, Larry Cromwell filed an Application for a Certificate of Public Convenience and Necessity with the Commission for his business, Digital Communications a.k.a. Digi-Comm ("Digi-Comm"). In the Application, Digi-Comm proposes to provide dial-up and high-speed Internet access, dial tone, long distance, multiple customer convenience services and digital streaming television on a retail basis to business and residential consumers. The Company anticipates also providing monitored security and mobile Internet services to its customers. On March 6, 2006, the Commission solicited comments regarding Digi-Comm's Application. *See* Order No. 29982. No comments were received other than those filed by Staff.

THE APPLICATION

The Application indicates that Digi-Comm will offer telecommunications services through its own facilities as well as resale and unbundled network element agreements with Qwest. Digi-Comm has been providing Internet services to Idaho customers for a number of years as Digi-Comm 256, LLC. Digi-Comm 256, LLC notified the Commission it was providing advanced telecommunications services (high speed data lines) in 2004, and in 2005, notified the Commission of the change to sole proprietorship.

Digital Communications a.k.a. Digi-Comm is a sole proprietorship with a principal place of business in Emmett, Idaho. The Company has provided certain financial information and the appropriate contact information for its registered agent for service of process within Idaho. According to the Application, the principals at Digi-Comm have considerable telecommunications experience, especially in data and advanced communications. Digi-Comm specifically indicated in its Application it will comply with all Commission Rules. It has provided an illustrative tariff with its Application that demonstrates an understanding of tariff requirements and processes.

STAFF COMMENTS

Staff reviewed the information provided by Digi-Comm in its Application and believes it satisfies the requirements of the Commission's Rule of Procedure 111, IDAPA 31.01.01.111, and Procedural Order No. 26665 issued November 7, 1996, which sets out the necessary information to be included with an application for a certificate. Staff finds the Company has sufficient technical expertise to provide the services identified in the Application. The Application did not include significant financial information, which is not unusual for a new company. In its Application, the Company claimed it had a funding commitment for \$500,000, to finance initial activities. While Staff was concerned about the financial capability of the Company, the identified financial resources, plus the Company's existing base of data customers, should be sufficient for initial operations, and allow the Company to slowly grow. Staff did not recommend the imposition of any financial guarantees. Therefore, Staff recommended Commission approval of the Application for a Certificate of Public Convenience and Necessity.

COMMISSION FINDINGS


Based upon our review of the filing and the record in this case, the Commission finds that Digi-Comm's filing satisfies the requirements of the Commission's Rules and Procedural Order No. 26665. Thus, we approve Digi-Comm's Application for a Certificate of Public Convenience and Necessity to allow the Company to provide dial-up and high-speed Internet access, dial tone, long distance, multiple customer convenience services and digital streaming television on a retail basis to business and residential consumers.

ORDER

IT IS HEREBY ORDERED that Digital Communications aka Digi-Comm is granted a Certificate of Public Convenience and Necessity to provide competitive telecommunications services within the state of Idaho.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code* § 61-626.

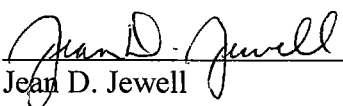
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 11th
day of April 2006.


PAUL KJELLANDER, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


DENNIS S. HANSEN, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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