

## DECISION MEMORANDUM

**TO:** COMMISSIONER KJELLANDER  
COMMISSIONER SMITH  
COMMISSIONER HANSEN  
COMMISSION SECRETARY  
COMMISSION STAFF  
LEGAL

**FROM:** KIRA DALE PFISTERER

**DATE:** MAY 26, 2005

**RE:** APPLICATION OF ERNEST COMMUNICATIONS, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES-BASED LOCAL EXCHANGE AND RESOLD INTEREXCHANGE TELECOMMUNICATIONS SERVICES. CASE NO. ERN-T-05-1.

On March 14, 2005, Ernest Communications, Inc. filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide facilities-based local exchange and resold interexchange telecommunications services throughout Qwest's service territory in the State of Idaho. The Company amended its Application with several replacement pages filed with the Commission on April 29, 2005.

In the Application, Ernest states that it will primarily serve residential and business customers. Ernest intends to offer facilities-based local exchange telecommunications services, including basic local service, PBX trunk service, Direct Inward Dialing, Optional Calling Features and listing services. In addition, Ernest intends to provide resold interexchange toll services, including inbound and outbound interexchange services utilizing switched and dedicated access. Ernest will offer these telecommunications services to its subscribers through purchase of unbundled network elements platforms (UNE-P) or its equivalent from the incumbent local exchange carrier, Qwest.

Ernest is a Georgia corporation authorized by the Idaho Secretary of State to transact business within the State of Idaho. Ernest currently provides service in 21 states, including Alabama, Arizona, California, Colorado, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, Missouri, New Jersey, New York, North Carolina, Oklahoma, Oregon, South Carolina, Tennessee, Texas, Virginia, and Washington.

**STAFF RECOMMENDATION**

Staff recommends that the Application be processed by Modified Procedure.

**COMMISSION DECISION**

Should Ernest Communications, Inc.'s Application for a Certificate of Public Convenience and Necessity be processed by Modified Procedure?



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Kira Dale Pfisterer

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