(text box: 1)BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

|  |  |  |
| --- | --- | --- |
| IN THE MATTER OF THE APPLICATION OF ICG TELECOM GROUP, INC. FOR A CERTIFI­CATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES. | )  )  )  )  )  )  )  ) | CASE NO.  GNR-T-98-9  NOTICE OF APPLICATION  NOTICE OF MODIFIED           PROCEDURE  ORDER NO.  27870 |

YOU ARE HEREBY NOTIFIED that on July 1, 1998, an Application was filed by ICG Telecom Group, Inc. for a Certificate of Public Convenience and Necessity to provide basic local telephone service in the state of Idaho.  ICG intends initially to provide resold services to residential and business customers throughout the state and may expand later to facilities-based services.  ICG initially plans to operate in the areas in the state served by U S WEST and GTE.

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers and exhibits, have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices.

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

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.

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filings of record in Case No. GNR-T-98-9.  The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented and that the issues raised by the Application may be processed under Modified Procedure, i.e., by written submission rather than by hearing.  Reference Commission Rules of Procedure, IDAPA 31.01.01.201-.204.

YOU ARE FURTHER NOTIFIED that the Commission may not hold a hearing in this proceeding unless it receives written protests or comments opposing the use of Modified Procedure and stating why Modified Procedure should not be used.  Reference IDAPA 31.01.01.203.

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 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.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the deadline, the Commission will consider the matter on its merits and enter its Order without a formal hearing.  If comments or protests are filed within the deadline, the Commission will consider them and in its discretion may set the matter for hearing or may decide the matter and issue its Order on the basis of the written positions before it.  Reference IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that written comments concerning Case No. GNR-T-98-9 should be mailed to the Commission and the Company at the addresses reflected below:

COMMISSION SECRETARYPHYLLIS A. WHITTEN

IDAHO PUBLIC UTILITIES COMMISSIONSWIDLER & BERLINE, CHTD

PO BOX 837203000 K STREET, NW, STE 300

BOISE, IDAHO  83720-0074WASHINGTON, DC 20007-5116

Street Address for Express Mail:Attorney for ICG

472 W WASHINGTON ST

BOISE, IDAHO  83702-5983

All comments should contain the case caption and case number shown on the first page of this document.

YOU ARE FURTHER NOTIFIED that the Application in Case No. GNR-T-98-9 can be reviewed at the Commission’s office and ICG during regular business hours.

O R D E R

IT IS HEREBY ORDERED, upon review of the filings in this case and the determination of the Commission, that the Application of ICG Telecom Group, Inc. for a Certificate of Public Convenience and Necessity to provide local exchange services be processed by Modified Procedure, pursuant to Commission Rules of Procedure 201-204; IDAPA 31.01.01.201-04.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this                  day of January 1999.

                                                                                                                                      DENNIS S. HANSEN, PRESIDENT

                                                                                           RALPH NELSON, COMMISSIONER

MARSHA H. SMITH, COMMISSIONER

ATTEST:

Myrna J. Walters

Commission Secretary

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**COMMENTS AND ANNOTATIONS**

Text Box 1:

**TEXT BOXES**

Office of the Secretary

Service Date

January 15, 1999