## BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF MAGNA5 LLC FOR A CERTIFICATE OF	CASE NO. MAG-T-17-01
PUBLIC CONVENIENCE AND NECESSITY	) NOTICE OF APPLICATION
	) ) NOTICE OF ) MODIFIED PROCEDURE
	) ORDER NO. 34005

On December 5, 2017, Magna5 LLC ("Magna") applied to the Commission for a Certificate of Public Convenience and Necessity (Application)(CPCN) authorizing it to provide resold local exchange and resold interexchange telecommunications services in Idaho. With this Order, the Commission solicits public input on the Application and orders that the case be processed under the Commission's Rules of Modified Procedure.

## NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that Magna is a Delaware corporation, authorized to do business in Idaho and is located at 35445 Legacy Drive, Suite 180, Plano, Texas 75024. It is registered with the Idaho Secretary of State and its Foreign Certificate of Registration is attached to its Application.

YOU ARE FURTHER NOTIFIED that Magna proposes, and requests authority, to offer resold local exchange and resold interexchange telecommunications services statewide within the State of Idaho. Application at 1. Magna states that it plans to provide resold local exchange, interexchange, dedicated point-to-point private line service, Voice over Internet Protocol ("VoIP"), and dedicated Internet access to business customers only. *Id.* at 2.

YOU ARE FURTHER NOTIFIED that Magna provided its names and addresses of Officers and Directors, as well as financial information, which it asserts is exempt from public disclosure pursuant to Rule 67. *See* Exhibit D; IDAPA 31.01.01.067.

YOU ARE FURTHER NOTIFIED that Magna agrees to comply with all Commission rules. *Id.* at 6.

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 web site at

www.puc.idaho.gov. Click on the "File Room" tab at the top of the page, scroll down to "Open Telephone Cases," and then click on the case number shown on the front of this document.

## 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. *See* IDAPA 31.01.01.201 – .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 by no later than 21 days from the service date of this Order. 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 Matt W. Dean

Idaho Public Utilities Commission Regulatory Agent for Magna5 LLC

PO Box 83720 12316 Hidden Forest Blvd. Boise, ID 83720-0074 Oklahoma City, OK 73142

E-mail: mdean@telecompliance.net

Street Address for Express Mail:

Sally Comstock

472 W. Washington Street Tier 1 Support Manager Boise, ID 83702-5918 5445 Legacy Dr., Ste. 180

Plano, TX 75024

E-mail: customercare@magna5global.com

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 <a href="www.puc.idaho.gov">www.puc.idaho.gov</a>. Click the "Case Comment Form" under the "Consumers" tab, 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 all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 62 of the Idaho Code and specifically *Idaho Code* §§ 62-604, 62-615, and 62-622. The Commission may enter any final Order consistent with its authority under Title 62 and Commission Rule of Procedure 114. *See* 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. *See* IDAPA 31.01.01; *Idaho Code* § 62-619.

## ORDER

IT IS HEREBY ORDERED that this Application be processed under Modified Procedure, IDAPA 31.01.01.201 – .204. Persons interested in submitting written comments or protesting the use of Modified Procedure must do so by 21 days from the service date of this Order.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 13<sup>th</sup> day of March 2018.

PAUL KJELLANDER, PRESIDENT

KRISTINE RAPER, COMMISSIONER

ERIC ANDERSON, COMMISSIONER

ATTEST:

Diane M. Hanian Commission Secretary

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