

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION )**  
**OF MBC TELECOM, LLC FOR A )** **CASE NO. MBC-T-09-01**  
**CERTIFICATE OF PUBLIC CONVENIENCE )**  
**AND NECESSITY TO PROVIDE LOCAL )**  
**EXCHANGE TELECOMMUNICATIONS )** **ORDER NO. 31085**  
**SERVICES. )**

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On December 21, 2009, MBC Telecom, LLC filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide facilities-based and resold local exchange services in the State of Idaho. The Application states that the Company intends to offer local exchange and exchange access services, including origination and termination services, for retail and wholesale customers.

**THE APPLICATION**

The Company seeks authority to provide telecommunications services in areas currently served by Qwest and Verizon.

MBC intends to use facilities purchased from other carriers and does not anticipate installing its own physical plant in Idaho. The Company's Application states that it will begin negotiations for interconnection agreements upon issuance of a CPCN by the Commission.

MBC is a limited liability company organized under the laws of Nevada. The Company is registered as a foreign corporation with Idaho's Secretary of State and lists InCorp Services, Inc. as its registered agent for service of process.

**STAFF COMMENTS**

Staff reviewed the Application and believes the Company understands and agrees to comply with Commission rules and requirements. Furthermore, the information contained in the Application satisfies the Commission's rules and requirements. See Procedural Order No. 26665; IDAPA 31.01.01.111. The Company was very responsive to Staff's requests and recommendations for revision in bringing its illustrative price list into compliance with the Commission's Rules of Procedure and Idaho statutes.

Staff believes that the Company possesses the requisite financial, managerial, and technical qualifications necessary to operate as a provider of telecommunications services. Staff, therefore, recommended approval of the Application for a Certificate of Public Convenience and

Necessity subject to the following: (1) compliance with the Number Pool Administrator and Idaho Commission Order No. 30425 mandating number resource utilization/forecast (NRUF) reporting requirements; (2) reporting and contribution to the Idaho Universal Service Fund (USF), Idaho Telecommunications Relay Service (TRS), Idaho Telephone Service Assistance Program (ITSAP), and any future reporting requirements deemed appropriate for competitive telecommunications providers; (3) upon CPCN approval, filing a final and complete price list with the Commission containing all of its rates, terms and conditions; and (4) agreement that the Company will relinquish its certificate and any telephone numbers if it is not doing business within one year of its CPCN issuance.

### **COMMISSION FINDINGS**

Based on our review of the filing and the record in this case, the Commission finds that the Company's filing satisfies the requirements of the Commission's Rules and Procedural Order No. 26665. Thus, we approve MBC Telecom's Application for a Certificate of Public Convenience and Necessity to allow the Company to provide telecommunications services within the State of Idaho subject to compliance with the Number Pool Administrator; contribution to the USF, TRS, and ITSAP; any future reporting requirements deemed appropriate; and relinquishment of its certificate and telephone numbers if the Company is not doing business within one year of its CPCN issuance.

### **ORDER**

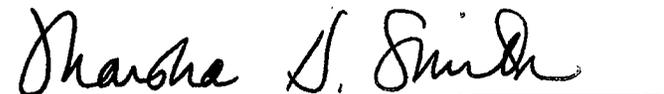
IT IS HEREBY ORDERED that MBC Telecom, LLC is granted a Certificate of Public Convenience and Necessity to provide competitive telecommunications services within the State of Idaho as conditioned in the body of this Order.

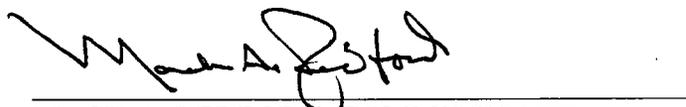
IT IS FURTHER ORDERED that MBC Telecom file a final and complete price list with the Commission containing all of its rates, terms and conditions no later than fourteen (14) days from the service date of this Order.

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. *Idaho Code* §§ 61-626 and 62-619.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 19<sup>th</sup>  
day of May 2010.

  
JIM D. KEMPTON, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
MACK A. REDFORD, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

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