

DECISION MEMORANDUM

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

FROM: DONOVAN E. WALKER

DATE: JUNE 26, 2006

**SUBJECT: THE APPLICATION OF MY CHOICE COMMUNICATIONS, INC. DBA
MCCI FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY – CASE NO. MCC-T-06-1**

On March 30, 2006, My Choice Communications, Inc. dba MCCI (MCCI; Company) filed an Application with the Commission for a Certificate of Public Convenience and Necessity to provide resold and/or facilities-based local exchange services in Idaho exchanges currently served by Qwest. Staff recommends that the Application be processed by Modified Procedure.

THE APPLICATION

According to the Company's Application MCCI is a privately held corporation organized under the laws of the State of Idaho. The Company's principal place of business is located at Pocatello, Idaho. MCCI proposes to offer residential and small business basic exchange service as well as business class local loop connectivity and transmission necessary to connect business customers to interexchange carrier points of presence.

The Application states that the Company does not anticipate installing any physical plant at this time, and will lease Qwest's unbundled network element platform. MCCI states that as the market for its services and its business plans dictate that it may eventually lease or deploy its own switches within existing carrier hotels or other leased premises, but no physical construction of fiber optic or copper cables is anticipated, now or in the future. The Company is currently negotiating an interconnection agreement with Qwest. The Application contains a written statement that the Applicant is familiar with the Commission rules and agrees to comply with them. A proposed initial tariff was filed with the Application, and a replacement tariff was filed on June 20, 2006.

STAFF RECOMMENDATION


Staff recommends that the Company's Application be Noticed and processed by Modified Procedure with a 21-day comment period.

COMMISSION DECISION

Does the Commission preliminarily find that the public interest may not require a hearing to consider the issues presented, and that Company's Application may be processed by Modified Procedure?

Does the Commission wish to issue a Notice of the Company's Application and authorize Modified Procedure with a 21-day comment period?

Does the Commission wish to employ any other procedure and/or schedule for considering this matter?



DONOVAN E. WALKER