

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION )  
OF NEUTRAL TANDEM-IDAHO, LLC ) CASE NO. NTM-T-08-02  
FOR A CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY TO )  
PROVIDE LOCAL EXCHANGE ) ORDER NO. 30879  
TELECOMMUNICATIONS SERVICES. )**

---

On November 20, 2008, Neutral Tandem-Idaho, LLC (Neutral Tandem) filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide resold and facilities-based local exchange services to and from all points in the State of Idaho. Specifically, the Company proposes to offer local telecommunications services to business customers.

**THE APPLICATION**

Neutral Tandem seeks authority to provide all forms of local exchange and interexchange services throughout Idaho. The Company intends to deploy its own switching platform facilities in collocated sites throughout Idaho and lease fiber optic facilities. The Company maintains that where it lacks facilities or where customer demand warrants, Neutral Tandem intends to resell the services of the underlying carrier.

The Company anticipates providing service in areas currently served by Qwest. The Company does not plan to provide service to areas served by small or rural local exchange carriers.

The Company does not intend to collect deposits or require advance payments from customers.

Neutral Tandem is organized under the laws of the State of Delaware, and registered as a foreign limited liability company in the State of Idaho. Although the Company does not have an office located in Idaho, its registered agent for service of process is listed as Corporation Service Company, located in Boise.

**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.

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) 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) the Company agrees to 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 Neutral Tandem'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 Neutral Tandem-Idaho, 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.

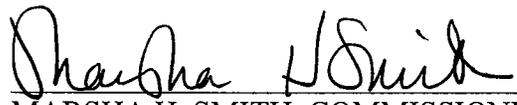
IT IS FURTHER ORDERED that Neutral Tandem-Idaho, LLC, file a final and complete price list with the Commission containing all of its rates, terms and conditions no later than fourteen (14) days from the service date of this Order.

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 13<sup>th</sup> day of August 2009.

  
JIM D. KEMPTON, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
MACK A. REDFORD, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

O:NTM-T-08-02\_ks2