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IDAHO PUBLIC
UTILITIES COMMISSION

Attorneys for Tamarack Video & Telecom, LLC
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BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

APPLICATION OF TAMARACK VIDEO &
TELECOM, LLC FOR A CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY
TO PROVIDE LOCAL EXCHANGE AND
TOLL SERVICES WITHIN THE STATE OF
IDAHO.

Case No. *TAM - T-05 - 1*

APPLICATION FOR CERTIFICATION

COMES NOW Tamarack Video & Telecom, LLC (“Tamarack” or “Applicant”), by and through its attorneys Givens Pursley LLP, and respectfully requests the Idaho Public Utilities Commission (“Commission”) grant the Applicant a Certificate of Public Convenience and Necessity to provide resold local exchange and toll services within the State of Idaho. In support of its application, and pursuant to the Commission’s Rules and Regulations, Tamarack submits the following information:

I. Proposed Services

Applicant will be a facilities-based provider of local exchange and interexchange telecommunications services at the Tamarack Resort in Valley County, Idaho. Applicant seeks authority to provide local exchange and interexchange services throughout Valley County and

Adams County, Idaho. Initially, Applicant will provide Local Exchange Service, Voice over Internet Protocol, and other services. The Applicant also plans to offer interexchange telecommunications services on a resale basis within the state.

II. Form of Business

1. Applicant is a limited liability company organized under the laws of the State of Idaho. Its business address and telephone number is:

Tamarack Video & Telecom, LLC
960 Broadway Avenue, Ste. 100
Boise, ID 83706
Telephone No. (208) 472-1750
Fax No. (208) 472-1759

Applicant is authorized to engage in any lawful commercial activity. A copy of its Articles of Organization is attached hereto as Exhibit A. The name and address of the registered agent for service in Idaho is: Rod Mourant, 960 Broadway Avenue, Ste. 100, Boise, ID 83706.

2. The Applicant is wholly owned by Tamarack Resort, LLC.

The name and address of Applicant's President is:

Shelby Weimer
Tamarack Video & Telecom, LLC
960 Broadway Avenue, Ste. 100
Boise, ID 83706
Telephone No. (208) 472-1750
Fax No. (208) 472-1759

3. Applicant does not have a management agreement.

4. Applicant does not own or control any subsidiaries.

III. Telecommunications Service

1. Applicant is currently constructing facilities and will be able to implement service as soon as this Application is approved.

2. Applicant intends to provide local exchange and interexchange services mainly to residential and business customers at the Tamarack Resort.

IV. Service Territory

1. Applicant intends to provide service in Valley County, Idaho. Applicant will compete primarily with the incumbent local exchange carrier, Frontier.

2. Applicant will be a facilities based local exchange carrier. Applicant does not currently own or control any telecommunications facilities other than telecommunications equipment already installed at Tamarack Resort.

3. Applicant will compete primarily with Frontier.

V. Financial Information

1. As a startup company, Applicant does not have a current balance sheet or income statement.

2. Financial resources will be contributed as necessary by Applicant's parent corporation, Tamarack Resort, LLC. Tamarack Resort's financial capabilities have been investigated in considerable detail by a host of federal and state agencies.

VI. "Illustrative" Tariff Filings

Applicant's proposed tariffs will generally follow the format attached hereto as Exhibit B.

VII. Customer Contacts

1. Consumer inquiries and complaints may be directed to:

Shelby Weimer
Tamarack Video & Telecom, LLC
960 Broadway Avenue, Ste. 100
Boise, ID 83706
Telephone No. (208) 472-1750
Fax No. (208) 472-1759

(a) Applicant's toll-free number for customer inquiries and complaints will be furnished to the Commission prior to the commencement of service.

(b) The name, number and electronic mailing addresses of the person designated as a contact for the Commission Staff for resolving complaints, inquiries and matters concerning rates and price lists or tariffs is:

Shelby Weimer
Tamarack Video & Telecom, LLC
960 Broadway Avenue, Ste. 100
Boise, ID 83706
Telephone No. (208) 472-1750
Fax No. (208) 472-1759
sweimer@tamarackidaho.com

VIII. Interconnection Agreement

1. Applicant has had preliminary discussion with Frontier, but has not initiated formal negotiation of an interconnection agreement.

IX. Compliance with Commission Rules

Applicant has reviewed the Commission rules and agrees to comply with them.

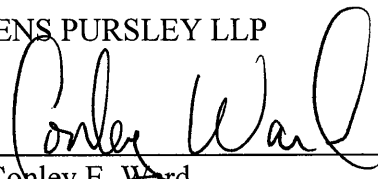
X. Escrow Account or Security Bond

Applicant does not currently intend to collect advance deposits or advance payments. Applicant also does not currently intend to provide any prepaid services. If either of these policies change in the future, Applicant will comply with the Commission's rules and regulations governing security for deposits or prepayments.

WHEREFORE, Applicant respectfully requests that the Commission grant it a Certificate of Public Convenience and Necessity to provide local exchange and toll services within Valley County, State of Idaho.

RESPECTFULLY SUBMITTED this 15th day of March 2005.

GIVENS PURSLEY LLP

By  _____

Conley E. Ward

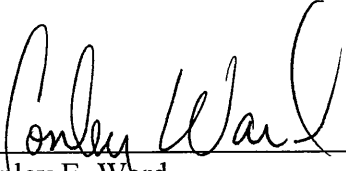
Attorneys for Tamarack Video & Telecom, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of March 2005, I caused to be served a true and correct copy of the foregoing document by the method indicated below, and addressed to the following:

Commission Secretary
Idaho Public Utilities Commission
472 W. Washington Street
P.O. Box 83720
Boise, ID 83720-0074

U.S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile



Conley E. Ward

EXHIBIT A

251



ARTICLES OF ORGANIZATION, FILED EFFECTIVE LIMITED LIABILITY COMPANY

(Instructions on back of application)

2004 NOV 22 AM 9:40
STATE OF IDAHO

1. The name of the limited liability company is:

Tamarack Video & Telecom LLC

2. The street address of the initial registered office is:

960 Broadway Ave., Suite 100, Boise, ID 83706

and the name of the initial registered agent at the above address is:

Rod Mourant

3. The mailing address for future correspondence is:

960 Broadway Ave., Suite 100, Boise, ID 83706

4. Management of the limited liability company will be vested in:

Manager(s) or Member(s) (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the member(s), list the name(s) and address(es) of at least one initial member.

Name	Address
<u>Tamarack Resort LLC</u>	<u>960 Broadway Ave, Ste 100, Boise, ID 83706</u>
_____	_____
_____	_____
_____	_____
_____	_____

6. Signature of at least one person responsible for forming the limited liability company:

Signature: *Rod Mourant*

Typed Name: Rod Mourant

Capacity: Controller

Signature _____

Typed Name: _____

Capacity: _____

Secretary of State use only

ll-articlesLLC forms and subscription info
Revised 07/2002

IDAHO SECRETARY OF STATE
11/22/2004 05:00
CK: 8689 CT: 174500 BH: 777792
1 @ 100.00 = 100.00 ORGAN LLC # 2

W34664

EXHIBIT B

TAMARACK VIDEO & TELECOM, LLC

**BASIC LOCAL EXCHANGE
TELECOMMUNICATIONS PRICE LIST**

**TELEPHONE NUMBER
208-472-1750**

**IDAHO PUBLIC UTILITIES COMMISSION
472 WEST WASHINGTON STREET,
1-800-432-0369**

This price list contains rates, terms and conditions applicable to the sale of telecommunications services provided by TAMARACK VIDEO & TELECOM, LLC within the State of Idaho

Issued Date: January 11, 2005
Issued By: TAMARACK VIDEO & TELECOM, LLC
960 Broadway Ave Suite 100
Boise, Idaho

Effective Date:
Mar 11, 2004

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DEFINITIONS

Access Line

The circuit that travels from the TAMARACK VIDEO & TELECOM, LLC (TV&T) Central Office to the subscriber's premise terminating at the Network Interface Device (NID), which provides direct access to the local exchange and the toll switching networks.

Channel

The electrical path provided by TV&T between two or more locations.

Circuit

A Channel used for the transmission of electrical energy in the furnishing of telephone service.

Connecting Company

A corporation, association, partnership, LLC, or individual owning or operating one or more exchanges and with who traffic is interchanged.

Contract

The service agreement between a subscriber and the Company under which services and facilities are furnished in accordance with the provisions of the Price Lists applicable.

Customer Provided Equipment (CPE)

Devices, apparatus and their associated wiring provided by a subscriber for use with facilities furnished by the Company.

Direct Dialing

The capability for a subscriber to dial anywhere in the United States with a series of numbers without operator assistance.

Exchange Area

The territory served by an Exchange.

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DEFINITIONS (Continued)

Extension Station

An additional station connected on the same circuit as the main station and having the same telephone number as the main station.

Extra Listing

Any listing of a name or information in connection with a subscriber's telephone number beyond that to which he is entitled in connection with his regular service.

Foreign Exchange Directory Listing

An alphabetical and directory listing in the directory of an exchange other than the exchange in which a subscriber is furnished local service.

Individual Line

An exchange line designed for the connection of only one access line.

Installation Charge

A non-recurring charge made for the placing or furnishing of telephone equipment, which may apply in place of or in addition to Service Connection Charges and other applicable charges for service or equipment.

Local Channel

That portion of a channel which connects a station to the interexchange channel; it also applies to a channel connecting two or more stations within an exchange area.

Local Exchange Service

Telephone service furnished between subscriber's stations located within the same local service area.

Local Message

A communication between subscribers' stations within the same Exchange Area.

DEFINITIONS (Continued)

Local Service Area

That geographical area throughout which a subscriber obtains telephone service without the payment of a toll charge.

Main Station

A suitable telephone instrument or station that is connected to a network access line through a Central Office and has a unique telephone number.

Party Line

A central office line designed for the connection of more than one network access line.

Premises

All of the building or the adjoining portions of a building occupied and used by the subscriber; or all of the buildings occupied and used by the subscriber as a place of business or residence, which are located on a continuous plot of ground not intersected by a public highway or thoroughfare.

Price List

The document filed by the Company with the Public Utilities commission which lists the communication services offered by the Company and the associated press.

Primary Station

Synonymous with Main Station.

Private Branch Exchange (PBX)

An arrangement of equipment used by a subscriber and connected directly to a central office by means of trunk access lines, from which connection is made to stations at various location or customer premises, thereby providing telecommunications between these stations and also communication with the general exchange system.

DEFINITIONS (Continued)

Private Line

A circuit provided to furnish communication only between the two or more telephones directly connected to it, and not having connection with either central office or P.B.X. switching apparatus.

Subscriber

A person or agency subscribing for telephone service. As used in this Price List, a separate subscriber is involved at each location, or continuous property, where service is furnished. One individual or firm therefore may be considered as two or more separate subscribers, even in the same Exchange. The privileges, restrictions, and rates established for a subscriber to any class of service are limited to the service at one location; no group treatment of service at separate locations furnished to one individual or firm, is contemplated or to be implied, except when definitely provided for in the schedules.

Telephone Station

A suitable telephone instrument, consisting of a transmitter, receiver, and associated apparatus, so connected as to permit transmitting of and receiving telephone messages.

Tie Trunk

A circuit connecting two P.B.X. systems for the purpose of intercommunicating between the stations connected with such P.B.X. switching apparatus. The circuit is not intended to provide for general exchange service through either of the P.B.X. systems with which it connects.

Toll Message

A message from a calling station to a station located in a different local service area.

Toll Service

Telephone service rendered by the Company between patrons in different local service areas in accordance with the rates specified in the Company's Toll Price List.

Trunk

A telephone communication channel between (a) two ranks of switching equipment in the same central office, (b) between central office units in the same switching center, or (c) between two switching centers.

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GENERAL RULES AND REGULATIONS

A. APPLICATION

The rules and regulations specified herein apply to the intrastate services and facilities of TAMARACK VIDEO & TELECOM, LLC, hereinafter referred to as the Company. Failure on the part of the subscribers to observe these terms and conditions of the Company, after due notice of such failure, automatically gives the Company the authority to discontinue the furnishing of service.

B. EXPLANATION OF SYMBOLS

- (C) Signifies a changed regulation.
- (D) Signifies a discontinued rate, treatment or regulation.
- (I) Signifies an increased rate or new treatment resulting in increased rate.
- (N) Signifies a new rate, treatment or regulation.
- (R) Signifies a reduced rate or new treatment resulting in reduces rates.
- (T) Signifies a change in text but no change in rate, treatment or regulation.

C. OBLIGATION OF COMPANY

1. Availability of facilities

The Company's obligation to furnish telephone service is dependent upon its ability to secure suitable facilities and to provide such service without unreasonable expense.

2. Interruption of Service

An allowance will be made upon notice and demand to the Company for interruption of service not due to subscriber negligence.

The Company will credit a customer's account by an amount equal to the monthly rate for one month of basic exchange service (Network Access Line Service), if the customer reports an out-of-service condition which has deteriorated service to the extent that the

customer cannot make local calls or cannot receive local calls or cannot use the service for voice-grade communications because of cross talk, static, or other transmission

GENERAL RULES AND REGULATIONS (Continued)

C. OBLIGATION OF COMPANY (Continued)

problems, and service is not restored (1) within sixteen hours after the report of the outage if the customer notifies the Utility that the service outage creates an emergency for the customer or (2) within twenty-four hours after the report of the outage if no emergency exists, except that outages reported between noon on Saturday and 6:00 p.m. on the following Sunday must be restored with forty-eight hours or by 6:00 p.m. on the following Monday, whichever is sooner.

The credit will not apply to "out-of-service" conditions resulting from the willful neglect, misuse or abuse by the customer. The credit will not apply to "out-of-service" conditions where the outage is in the customer's inside wire or customer's premises equipment. This credit will not apply to "out-of-service" conditions resulting from natural disasters, or circumstances beyond control and knowledge of the utility. This credit also will not apply to "out-of-service" conditions where service has been temporarily or permanently discontinued for nonpayment of bills.

3. Directory Errors and Omission

The Company endeavors to correctly list customers, their telephone numbers and other information in the local telephone directory.

4. Transmitting Messages

The Company does not transmit messages. If, because of transmission difficulties, the operator repeats messages between subscribers, the operator is deemed acting as an agent of the subscriber.

5. Use of Other Company Lines

Lines of other companies may be used to reach points outside the Company area when suitable arrangements can be made.

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GENERAL RULES AND REGULATIONS (Continued)

C. OBLIGATION OF COMPANY (Continued)

6. Defacement of Premises

The Company will repair or replace any defacement or damage of property due to installation, existence, or removal of Company property, when the damage is the result of negligence of the Company.

7. Adjustment of Charges

In case of over billing, a refund will be made by the Company for the full amount of excess charges when the amount can be determined; when the amount cannot be determined from available records, the maximum refund will not exceed the estimated over billing over a three year period.

In case of under billing, the Company reserves the right to back bill for the deficiency charges up to a period of three years.

D. USE OF SERVICE AND FACILITIES

1. Ownership and Use of Equipment

All equipment and lines furnished by the Company are the property of the Company even though located on the subscriber's premises. Company agents or employees shall have the right to enter said premises at any reasonable hour to install or maintain equipment, make collections, or remove equipment.

The Company may refuse to install or maintain any service at locations that are hazardous to Company employees. If such service is furnished, the subscriber may be required to install and maintain such service, holding the Company harmless from any claims for damage by reason of the installation and maintenance of this service.

2. Interconnection Policy

Subscriber provided terminal equipment may be used and subscriber provided communication systems may be connected with the facilities furnished by the Company for telecommunications services subject to terms and conditions outlined in other parts of

GENERAL RULES AND REGULATIONS (Continued)

D. USE OF SERVICE AND FACILITIES (Continued)

this Price List. In case any unauthorized attachment is made, the Company shall have the right to disconnect, suspend, or terminate the service.

3. Use of Subscriber Service

Subscriber telephone service is furnished only for the use by the subscriber, his family and associates. The Company may refuse to install or permit such service to remain on premises of public or semi-public character.

The equipment may be installed, at such locations provided the service is located so it is not accessible for public use.

4. Tampering with Equipment

The Company may refuse to furnish telephone service when company equipment shows any evidence of tampering for the purpose of obtaining service without payment of charges applicable to the service rendered by the Company.

5. Use of Improper Language or Impersonation of Another

The Company may refuse service to anyone who uses or permits abusive or obscene language over Company facilities or impersonates another individual with fraudulent or malicious intent.

6. Governmental Objections to Service

The Company may refuse service or discontinue service to anyone upon objection to such service by or on behalf of any governmental authority.

7. Indiscriminate Use of Facilities

The Company may refuse to furnish service or require upgrading of services provided to any subscriber who allows indiscriminate use of Company facilities except in case of emergencies.

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Boise, Idaho

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GENERAL RULES AND REGULATIONS (Continued)

E. ESTABLISHMENT AND FURNISHING OF SERVICE

1. Application for Service

Application for service must be made on the Company's standard form, which becomes a contract when accepted in writing by the Company or upon establishment of service. The subscriber may be required to pay in advance all charges for the first billing period and connection charge if applicable. The conditions of such contracts are subject to all provisions of this and other applicable Price Lists. Requests for additional service may be made verbally, if provided in the original contract, and no advance payment will be required. A move within the exchange area is not considered to terminate the contract and orders for such may be made verbally.

2. Telephone Numbers

The company may change the telephone number or central office designation of a customer whenever it considers it desirable in the conduct of its business.

When existing service is continued for a new customer, the telephone number assigned to the former customer may be retained by the new customer only: (a) if the former customer consents and properly notifies the company in writing; and (b) if arrangements acceptable to the company are made by the new customer to pay all outstanding charges against the service to the company.

3. Alterations

The subscriber agrees to notify the Company of any alterations that will necessitate changes in the Company's wiring; and the subscriber agrees to pay the Company's current charges for such changes.

4. Payment of Service

The subscriber is required to pay all charges for services rendered by the Company, both exchange and toll in accordance with provisions contained elsewhere in this Price List. The subscriber is responsible for all charges for services rendered at his telephone, including collect charges.

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