

## BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION	)	
OF TIME WARNER CABLE INFORMATION	)	CASE NO. TIM-T-08-01
SERVICES (IDAHO), LLC FOR A	)	
CERTIFICATE OF PUBLIC CONVENIENCE	)	NOTICE OF APPLICATION
AND NECESSITY TO PROVIDE LOCAL	)	
EXCHANGE AND INTEREXCHANGE	)	NOTICE OF
TELECOMMUNICATIONS SERVICES	)	MODIFIED PROCEDURE
WITHIN THE STATE OF IDAHO	)	
	)	ORDER NO. 30958

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### NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that on November 14, 2008, Time Warner Cable Information Services (Idaho), LLC ("TWCIS" or "Company") filed an Application for a Certificate of Public Convenience and Necessity (CPCN) pursuant to *Idaho Code* §§ 61-526 through 528, IDAPA 31.01.01.111 and Commission Order No. 26665 to provide competitive facilities-based local and interexchange telecommunications services within the State of Idaho.

YOU ARE FURTHER NOTIFIED that TWCIS is a competitive telecommunications company offering facilities-based wholesale and retail intrastate telecommunications services to commercial and wholesale customers statewide.

YOU ARE FURTHER NOTIFIED that TWCIS seeks authority to provide retail and wholesale facilities-based intrastate telecommunications services to commercial customers in all existing telephone exchanges in the State of Idaho.

YOU ARE FURTHER NOTIFIED that the Company will utilize the facilities owned by its cable affiliate, as appropriate. The Application also reveals that the Company has not yet identified all of the facilities required for its services, as the architecture will depend upon future customer location, customer demand and the outcome of interconnection agreement ("ICA") negotiation with incumbent local exchange carriers ("ILECs"). TWCIS plans to enter into ICAs with Idaho ILECs, Verizon and Qwest.

YOU ARE FURTHER NOTIFIED that, in the Supplement to its Application, TWCIS asserts that its Local Interconnection Service, described in Section 3.3 of its proposed tariff, falls within the parameters of the *Idaho Code* § 62-603(1) definition of basic local exchange service.

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The Company also emphasized that granting a CPCN will be consistent with the competition objectives embodied in federal and state law.

### **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, IDAPA 31.01.01.201 through .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 within twenty-one (21) days from the service date of this Notice. 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  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, ID 83720-0074

Street Address for Express Mail:

472 W. Washington Street  
Boise, ID 83702-5918

Gary Wengrofsky  
Manager, Regulatory  
Time Warner Cable, Inc.  
290 Harbor Drive  
Stamford, CT 06902  
E-Mail: [twc.phone.complaints@twcable.com](mailto:twc.phone.complaints@twcable.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 [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Comments and Questions" icon 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 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](http://www.puc.idaho.gov) and by clicking on "File Room" and then the "Telephone Cases."


YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Titles 61 and 62 of the Idaho Code and specifically *Idaho Code* §§ 61-526 and 62-615. The Commission may enter any final Order consistent with its authority under Title 61.

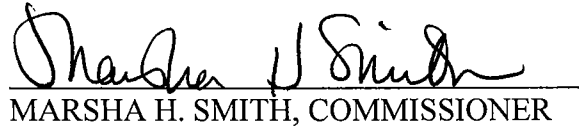
YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

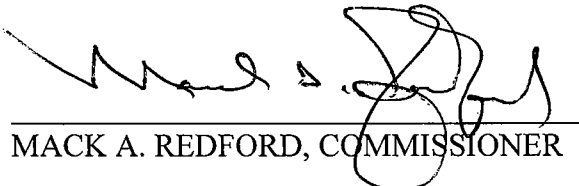
### **ORDER**

IT IS HEREBY ORDERED that this Application will be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.

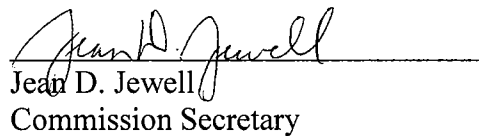
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 3<sup>rd</sup>  
day of December 2009.

  
JIM D. KEMPTON, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
MACK A. REDFORD, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

O:TIM-T-08-01\_np