

DECISION MEMORANDUM

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

FROM: KIRA DALE PFISTERER

DATE: JULY 5, 2005

RE: APPLICATION OF VYCERA COMMUNICATIONS, INC. FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO
PROVIDE RESOLD LOCAL EXCHANGE TELECOMMUNICATIONS
SERVICES. CASE NO. VYC-T-05-1.

On April 5, 2005, Vycera Communications, Inc. filed an Application for a Certificate of Public Convenience and Necessity (CPCN) to provide resold local exchange telecommunications services throughout Qwest's service territory in the State of Idaho. The Company amended its Application with a revised price list filed with the Commission on June 3, 2005. On June 16, 2005, the Commission solicited comments regarding Vycera's Application. *See* Order No. 29803. No comments were received other than those submitted by Commission Staff.

THE APPLICATION

Vycera plans to provide flat-rated local exchange service in combination with long distance packages and other vertical features to residential customers. Vycera plans to offer these services by reselling Qwest products.

Vycera is a California corporation with its principal offices located in San Diego, California. Vycera is authorized by the Idaho Secretary of State to transact business within the State of Idaho and has a registered agent for service in Idaho. Vycera is the parent corporation of Televas Comunicaciones S.A. de C.V., a wholly-owned subsidiary of Vyceras. Televas is a telemarketing company located in Mexico.

Vycera currently has certificates to provide competitive local exchange service in California, Colorado, Nevada, New Mexico, Oregon, Texas, and Washington. When this Application was filed, Vycera had additional certificates pending in Utah and Arizona.

Vycera owns and operates two long distance switches – one in Los Angeles, California and the other in Dallas, Texas – which it uses to provide some interexchange, interstate services.

The Company does not anticipate collecting deposits, and therefore requests a waiver of that portion of Commission Order No. 26665 that requires an escrow account be established.

STAFF COMMENTS

In its evaluation Vycera's Application, Staff determined the Company's filing complies with the requirements of the Commission. *See* Procedural Order No. 26665; IDAPA 31.01.01.111 and 112 (Rules 111 and 112). Staff believes that the Company understands and agrees to comply with the Commission rules and requirements. Staff further believes that the Company possesses the requisite financial, managerial, and technical qualifications necessary to operate as a provider of telecommunications services. Therefore, based on its review of the Application, Commission Staff recommends approval of the Application for a Certificate and waiver of the escrow account requirement.

COMMISSION DECISION

Does the Commission wish to approve Metropolitan Telecommunications of Idaho, Inc.'s Application for a Certificate of Public Convenience and Necessity to provide resold local exchange services in the State of Idaho throughout the service areas of existing local exchange carrier Qwest?

Does the Commission wish to waive the escrow account requirement until the Company begins to collect deposits?



Kira Dale Pfisterer

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