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Attorney for the Commission Staff

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)	
360NETWORKS (USA) INC. FOR A)	CASE NO. WFN-T-05-1
CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY)	
)	COMMENTS OF THE
)	COMMISSION STAFF
)	

The Staff of the Idaho Public Utilities Commission, by and through its Attorney of record, Donovan E. Walker, Deputy Attorney General, in response to the Notice of Application and Notice of Modified Procedure in Order No. 29894 issued on October 18, 2005, submits the following comments.

BACKGROUND

On September 22, 2005, 360networks (USA) inc. (Company) filed an Application for a Certificate of Public Convenience and Necessity with the Idaho Public Utilities Commission (Commission). The Application seeks authority for the Company to provide facilities-based competitive local exchange telecommunications services to commercial subscribers and exchange access services to interconnecting carriers in Idaho.

STAFF ANALYSIS

The Application submitted by 360networks (USA) inc. proposes to provide basic local exchange services and exchange access and transport services in the Idaho Qwest and Verizon exchanges. The Company currently maintains facilities in Idaho that are part of its northern network and used exclusively for wholesale purposes. The Company anticipates beginning construction of facilities within 12 months of a grant of Certificate of Public Convenience and Necessity to provide local exchange services, primarily through interconnection with Owest's network.

The Company is incorporated in the State of Nevada and headquartered in Louisville, Colorado. A Certificate of Authority to transact business as a foreign corporation from the Idaho Secretary of State was obtained on May 10, 2000. The Application states the Company has authority to provide interexchange telecommunications services in 34 states, including Idaho, and has authority to provide competitive local exchange carrier services in 33 states.

The Application included confidential financial statements for periods ending in December 31, 2003, and 2004, and the appropriate contact information for its registered agent for service of process within Idaho.

RECOMMENDATION

Staff has reviewed the Application submitted by 360networks (USA) inc. and believes the Company understands and agrees to comply with the Commission rules and requirements. Based on this review, the Company's filing fulfils the requirements of the Commission's Procedural Order No. 26665. Staff also believes that the Company possesses the requisite financial, managerial, and technical qualifications necessary to operate as a provider of telecommunications services. Therefore, Staff recommends approval of the Application for a Certificate of Public Convenience and Necessity.

Respectfully submitted this & day of November 2005.

Donovan E. Walker

Deputy Attorney General

Technical Staff: Grace Seaman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS 8TH DAY OF NOVEMBER 2005, SERVED THE FOREGOING **COMMENTS OF THE COMMISSION STAFF**, IN CASE NO. WFN-T-05-01, BY MAILING A COPY THEREOF, POSTAGE PREPAID, TO THE FOLLOWING:

ANDREW O ISAR MILLER ISAR INC 7901 SKANSIE AVE STE 240 GIG HARBOR WA 98335 PATRICK SUMMERS VICE PRESIDENT & GEN. COUNSEL 360NETWORKS (USA) INC. 867 COAL CREEK CR STE 160 LOUISVILLE CO 80027

SECRETAR