

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION** )  
**OF PEERLESS NETWORK OF IDAHO, LLC** ) **CASE NO. PEN-T-17-01**  
**FOR A CERTIFICATE OF PUBLIC** )  
**CONVENIENCE AND NECESSITY** ) **ORDER NO. 34048**  
\_\_\_\_\_ )

On August 29, 2017, Peerless Network of Idaho, LLC (“Peerless”) applied to the Commission for a Certificate of Public Convenience and Necessity (Application)(CPCN) authorizing it to provide local exchange and interexchange telecommunications services in Idaho. The Commission issued a Notice of Application and Notice of Modified Procedure with a 21-day comment period. Order No. 34006. Commission Staff was the only party to file written comments. After reviewing the Application and comments, the Commission approves the Application.

**THE APPLICATION**

Peerless is an Idaho Limited Liability Company, headquartered at 222 S. Riverside Plaza, Suite 2730, Chicago, IL 60606. It is registered with the Idaho Secretary of State and its Certificate of Organization and Certificate of Existence is attached as Exhibit A to its Application. The Company seeks authority to offer local exchange and interexchange telecommunications services statewide within the State of Idaho. Application at 1. Peerless intends to provide facilities-based and resold local exchange and interexchange telecommunications services. Peerless intends to provide telecommunications services to large business/enterprise customers, and wholesale facilities-based services to other competitive local exchange carriers ("CLECs"), Voice over Internet Protocol ("VoIP") providers, and wireless providers. *Id.* at 3. Peerless will focus its service offerings in the territories of CenturyLink and Frontier, and, if certified, pursue interconnection agreements with those providers. *Id.* Peerless agreed to comply with all Commission rules. *Id.* at 5.

**STAFF COMMENTS**

Staff reviewed Peerless’s Application and supplemental filings for compliance with the applicable legal requirements for obtaining a CPCN. Based on its review, Staff believes the Company understands and agrees to comply with the Commission’s rules and requirements.

Staff believes Peerless has fulfilled all requirements for a CPCN and recommended approval of the Company's Application.

### **DISCUSSION AND FINDINGS**

Based on our review of the record, including the Company's Application and Staff's comments, we find that the Company's Application complies with the requirements for a CPCN. Rule of Procedure 114 sets forth the requirements that competitive local exchange carriers – such as Peerless – must satisfy to obtain a CPCN. IDAPA 31.01.01.114. We find that Peerless has provided all needed information in its Application, including financial information, and that Peerless possesses the requisite financial, managerial, and technical qualifications needed to operate as a telecommunications service provider. We also find that the Company is aware of and has agreed to comply with this Commission's rules. For these reasons, we approve Peerless's Application for a CPCN subject to the following conditions:

1. Peerless shall comply with number pooling and reporting requirements of the North American Numbering Plan Administrator, as set forth in Commission Order No. 30425;
2. Peerless shall provide necessary reports and contributions as appropriate to the Idaho Universal Service Fund,<sup>1</sup> Idaho Telecommunications Relay System,<sup>2</sup> Idaho Telecommunications Service Assistance Program,<sup>3</sup> and shall comply with all future reporting requirements deemed appropriate by the Commission for competitive telecommunications providers; and
3. Prior to issuance of the Certificate, Peerless shall file a final price list outlining all its rates, terms and conditions with the Commission, pursuant to IDAPA 31.01.01.133 and Order No. 26665.

### **ORDER**

IT IS HEREBY ORDERED that Peerless Network of Idaho, LLC's Application for a CPCN is granted subject to the conditions outlined above.

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. Within seven (7)

---

<sup>1</sup> See Commission Order No. 32637.

<sup>2</sup> See Commission Order No. 32524.


<sup>3</sup> See Commission Order No. 32526.

days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code* § 62-619.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 30<sup>th</sup> day of April 2018.

  
\_\_\_\_\_  
PAUL KJELLANDER, PRESIDENT

  
\_\_\_\_\_  
KRISTINE RAPER, COMMISSIONER

  
\_\_\_\_\_  
ERIC ANDERSON, COMMISSIONER

ATTEST:

  
\_\_\_\_\_  
Diane M. Hanian  
Commission Secretary

PENT1701\_sc\_FINAL