

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE APPLICATION</b>	)	
<b>OF CREXENDO BUSINESS SOLUTIONS,</b>	)	<b>CASE NO. CBS-T-10-01</b>
<b>INC. FOR A CERTIFICATE OF PUBLIC</b>	)	
<b>CONVENIENCE AND NECESSITY TO</b>	)	
<b>PROVIDE LOCAL EXCHANGE</b>	)	<b>ORDER NO. 32040</b>
<b>TELECOMMUNICATIONS SERVICES.</b>	)	

On June 11, 2010, Crexendo Business Solutions, Inc. filed an Application for a Certificate of Public Convenience and Necessity (Certificate or CPCN) to provide resold and facilities-based/UNE local exchange telecommunications services in the State. The Commission's CPCN for competitive local exchange carriers (CLEC) is a registration process for those companies intending to provide telecommunication services in Idaho. Crexendo currently has no office located in the State of Idaho. Crexendo is incorporated in the State of Arizona and is authorized to do business as a foreign corporation in the State of Idaho.

Crexendo intends to provide resold local exchange services and to purchase unbundled network elements provided by existing incumbent local exchange carriers (ILECs) in Idaho. Crexendo seeks authority to provide all forms of intrastate local exchange and interexchange telecommunications services. Crexendo provided an illustrative tariff with its Application providing terms and conditions for its proposed services.

Crexendo states that it will not require advanced payments or deposits and seeks a waiver of the Commission's requirement for an escrow account for those payments. The Company also explicitly states that it has reviewed the "laws and regulations" of this Commission and agrees to comply with them.

On June 30, 2010, the Commission issued a Notice of Application and Notice of Modified Procedure to establish a comment period and process for Crexendo's Application. Staff was the only party to file written comments on July 21, 2010.

Staff reviewed Crexendo's Application for compliance with applicable legal requirements for acquiring a CPCN, including the Commission's Procedural Order No. 26665 that sets forth the information that must be included in an application. The application requirements of Order No. 26665 are now contained in Commission Rule of Procedure 114,

IDAPA 31.01.01.114. Staff filed comments recommending that Crexendo Business Solutions, Inc. be granted a CPCN subject to the following conditions:

- (a) The Company complies with number pooling and reporting requirements of the North American Numbering Plan Administrator, as set forth in Commission Order No. 30425;
- (b) Crexendo provides necessary reports and contributes as appropriate to the Idaho Universal Service Fund, Idaho Telecommunications Relay System, Idaho Telecommunications Service Assistance Program, and complies with all future reporting requirements deemed appropriate by the Commission for competitive telecommunication providers;
- (c) Prior to issuance of the Certificate, Crexendo files a final price list with all its rates, terms and conditions with the Commission;
- (d) Crexendo will relinquish its Certificate and all telephone numbers if, within one year of issuance of a CPCN, the Company is not providing local exchange telecommunications services in Idaho.

#### **COMMISSION FINDINGS**

Based on our review of the filing and the record in this case, the Commission finds that the Company's filing satisfies the requirements of the Commission Rule 114. Thus, we approve Crexendo's Application for a Certificate of Public Convenience and Necessity to recognize the Company will provide telecommunications services within the State of Idaho, subject to the conditions noted above, including its compliance with number pooling and reporting requirements of the North American Numbering Plan Administrator. As a local exchange service provider, Crexendo shall report and contribute to the Idaho Universal Service Fund, the Idaho Telecommunications Relay System, and the Idaho Telecommunications Service Assistance Program, and comply with all future reporting requirements deemed appropriate by the Commission for competitive telecommunication providers. If Crexendo is not providing local exchange service within one year of receiving its Certificate, Crexendo shall relinquish its certificate and return its telephone numbers to NeuStar.

#### **ORDER**

IT IS HEREBY ORDERED that Crexendo Business Solutions, Inc. is granted a Certificate of Public Convenience and Necessity to provide competitive telecommunications services within the State of Idaho, subject to the conditions listed above. The Commission will

issue a Certificate of Public Convenience and Necessity to Crexendo only after it files its completed price lists.

IT IS FURTHER ORDERED that if Crexendo is not providing local exchange service within one year of receiving its Certificate, Crexendo shall surrender its Certificate and Crexendo will be required to return its telephone numbers to the North American Numbering Plan Administrator.

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 with regard to any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *Idaho Code* §§ 61-626 and 62-619.

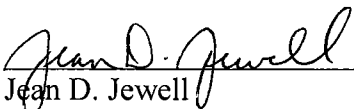
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 29<sup>th</sup> day of July 2010.

  
JIM D. KEMPTON, PRESIDENT

  
MARSHA H. SMITH, COMMISSIONER

  
MACK A. REDFORD, COMMISSIONER

ATTEST:

  
Jean D. Jewell  
Commission Secretary

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