

ERICK SHANER  
DEPUTY ATTORNEY GENERAL  
IDAHO PUBLIC UTILITIES COMMISSION  
PO BOX 83720  
BOISE, IDAHO 83720-0074  
(208) 334-0314  
IDAHO BAR NO. 5214

RECEIVED  
2021 JUL -9 AM 9:44  
IDAHO PUBLIC  
UTILITIES COMMISSION

Street Address for Express Mail:  
11331 W CHINDEN BLVD, BLDG 8, SUITE 201-A  
BOISE, ID 83714

Attorney for the Commission Staff

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF EARTHGRID'S )  
APPLICATION TO PROVIDE BASIC RESOLD ) CASE NO. EPC-T-21-01  
AND FACILITIES-BASED LOCAL EXCHANGE )  
TELECOMMUNICATION SERVICES IN THE )  
STATE OF IDAHO ) COMMENTS OF THE  
 ) COMMISSION STAFF  
 )  
\_\_\_\_\_ )**

**STAFF OF** the Idaho Public Utilities Commission, by and through its Attorney of record, Erick Shaner, Deputy Attorney General, submits the following comments.

**BACKGROUND**

On May 25, 2021, EarthGrid PBC (“EarthGrid” or “Company”) applied for a Certificate of Public Convenience and Necessity (“CPCN”) to provide resold and facilities-based local exchange telecommunication service in Idaho pursuant to IDAPA 31.01.01.114.

**STAFF ANALYSIS**

EarthGrid is incorporated in the State of Delaware and is authorized to do business in Idaho. Its main corporate address is 1 West Barrett Avenue, Richmond, California 94801. It is registered with the Idaho Secretary of State as a foreign business corporation. Application, Exhibit 1. EarthGrid plans to offer service “in the geographic areas currently served by CenturyLink and other providers as deemed appropriate.” Application at 4.

EarthGrid provided the names and addresses of its officers and owners, as well as relevant corporate financial information. The Company asserts it has reviewed the Commission's applicable rules and agrees to provide service in accordance with those rules.

### **STAFF RECOMMENDATION**

Staff has reviewed EarthGrid's Application and believes the Company understands the Commission's rules and requirements related to the provision of telecommunication services in Idaho. Staff believes EarthGrid's Application fulfills the requirements of the procedural Rule 114 and Order No. 26665. Staff also believes the Company possesses the requisite financial, managerial, and technical qualifications necessary to operate as a provider of telecommunications services.


Therefore, Staff recommends approval of EarthGrid's Application for a CPCN subject to the following conditions:

1. EarthGrid complies with number pooling and reporting requirements of the North American Numbering Plan Administrator, as set forth in Commission Order No. 30425;
2. EarthGrid provides necessary reports and contributions appropriate to the Idaho Universal Service Fund, Idaho Telecommunications Relay Services, Idaho Telecommunications Service Assistance Program, and complies with all future reporting requirements deemed appropriate by the Commission for competitive telecommunications providers;
3. Prior to issuance of the CPCN, EarthGrid files a final price list outlining all its rates, terms, and conditions with the Commission; and
4. EarthGrid provides three reports to the Commission indicating the number of basic local exchange customers it has and the services being offered. These reports will be due as follows:
  - a. November 12, 2021
  - b. March 11, 2022
  - c. July 15, 2022

If the Company fails to provide the three reports, EarthGrid shall relinquish its CPCN and all telephone numbers it has been assigned or the Commission will by its own order revoke the Company's CPCN.

5. If EarthGrid is not providing basic local exchange service by the time the third report is due, the Commission by its own order will revoke the Company's CPCN.

Respectfully submitted this 9<sup>th</sup> day of July 2021.

  
for Erick Shaner  
Deputy Attorney General

Technical Staff: Daniel Klein

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS 9<sup>TH</sup> DAY OF JULY 2021, SERVED THE FOREGOING **COMMENTS OF THE COMMISSION STAFF**, IN CASE NO. EPC-T-21-01, BY E-MAILING A COPY THEREOF, TO THE FOLLOWING:

SCOTT LANE COO  
EARTHGRID PBC  
2625 ALCATRAZ AVE, SUITE 111  
BERKELEY CA 94801  
E-MAIL: [scott@earthgrid.io](mailto:scott@earthgrid.io)

TROY HELMING CEO  
E-MAIL: [troy@earthgrid.io](mailto:troy@earthgrid.io)

  
\_\_\_\_\_  
SECRETARY