BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF LTS TELECOMMUNICATIONS SERVICES (USA) INC.'S APPLICATION FOR CERTIFICATE OF AUTHORITY TO OFFER TELECOMMUNICATIONS SERVICES	)))))	**CASE NO. LTS-T-25-01** **ORDER NO. 37215**

On December 3, 2025, LTS Telecommunications Services Inc. ("Company") applied to the Commission requesting authority to offer non-switched local exchange and interexchange telecommunications services (non-voice) in Idaho ("Application"). [1]

On September 16, 2026, the Commission issued a Notice of Application and Notice of Modified Procedure establishing written comment deadlines. Order No. 37165. Commission Staff ("Staff") filed comments to which the Company did not reply.

We now issue this Order approving the Company's request to provide resold and facilities-based local exchange telecommunications services and acknowledging the Company's registration as a wholesale telecommunications provider in Idaho subject to the conditions described below.

THE APPLICATION

The Company requested statewide authority to provide resold and facilities-based local exchange and interexchange telecommunications services. Application at 2. The Company stated that it primarily aims to serve large enterprise customers through rates established by individual contracts. *Id.* The Company intended to construct, key route, and maintenance its own fiber-optic facilities. *Id.*

The Company provided information pursuant to IDAPA 31.01.01.114 ("Rule 114"). The Company reported that it is a Delaware corporation, headquartered in California and authorized to do business in the State of Idaho. *Id.* at 1, Exhibits A–C. According to the Company, it is a wholly owned subsidiary of 13107 Delaware LLC. *Id.*, Exhibit E. The

[1] The Application indicated alternatively that the Company was seeking either a Certificate of Authority to Offer Telecommunication Services or a Certificate of Public Convenience and Necessity. However, the Application also referenced the Commission-created modified process for registering as a wholesale provider of telecommunications services. Commission Staff confirmed with the Company that it is seeking to avail itself of the framework created in Commission Order No. 32277 for gaining Commission acknowledgement as a registered wholesale provider of telecommunication services.

Company stated that it has not initiated interconnection negotiations with any carriers in the state. *Id.* at 3. The Company also included its financial information and proposed tariffs and price lists as part of the Application. *Id.*, Exhibits F–G. The Application included the Company's primary contacts for tariff questions and customer complaints. *Id.* at 2. Finally, the Company submitted statements affirming its commitment to complying with Commission rules and applicable numbering conservation measures. *Id.* at 3.

STAFF COMMENTS

After reviewing the Company's Application, Rule 114, and Order No. 32277, Staff recommended that the Commission approve the Company's request to provide resold and facilities-based local exchange telecommunications services and acknowledge the Company's registration as a wholesale telecommunications provider subject to the Company's compliance with certain conditions, including the Company's compliance with Commission rules and a demonstrated progress toward providing the services identified in the Application in the form of compliance filings. Staff Comments at 3–4.

Staff believed that the Company met each of Rule 114's requirements of a Certificate of Public Convenience and Necessity ("CPCN") applicant, while noting that because the Company was not seeking authorization to provide basic local exchange service or the issuance of a CPCN, it was not required to comply with Rule 114(2)–(4) under the wholesale provider registration framework created in Order No. 32277. *Id.* at 2.

Staff believed that the Commission's approval of the Application should specify that the Company must comply with the following conditions:

1. The Company shall comply with the number pooling and reporting requirements of the North American Numbering Plan Administrator, as outlined in Commission Order 30425.
2. As implicitly acknowledged in its statement of compliance with Commission rules, the Company shall provide any and all necessary reports and contributions to the Idaho Universal Service Fund, Idaho Telecommunications Relay Services and Idaho Telecommunications Service Assistance Program and comply with all future reporting requirements deemed appropriate by the Commission for competitive telecommunications providers.
3. The Company shall file three reports as compliance filings indicating the number of customers connected and its progress on the construction of the infrastructure needed to provide service. These reports shall be due as follows:

a. December 31, 2026;
b. March 15, 2027; and
c. May 31, 2027.

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

4. The Company shall relinquish its certificate and any telephone numbers if it is not doing business within one year of the Commission's acknowledgement.

COMMISSION FINDINGS AND DECISION

In 2011, the Commission investigated whether to adopt a "certification process ... for Title 62 telecommunications providers that do not provide basic local exchange service." Order No. 32277 at 2. After considering comments and recommendations from several telecommunications companies operating in Idaho, the Commission determined it necessary to establish a "registration or certification process for telecommunications companies that do not provide basic local exchange service, as defined by state law." *Id.* at 8. The Commission concluded such process would "enable those companies to access important rights or privileges identified in the federal Telecommunications Act as they enter the telecommunications markets in Idaho." *Id.* Accordingly, the Commission held that telecommunications companies "that do not intend to provide basic local exchange service but request Commission registration may file an application under Rule 114, with minor modification to eliminate information required by the Rule relating to retail basic local exchange service." *Id.* "A company that completes the application process as required in Rule 114, Section[s] 1 and ... 5 through 8, will be recognized by the Commission as having successfully registered as a wholesale provider of telecommunications services in Idaho." *Id.*

The Commission has reviewed and considered the record, including the Company's Application and attached exhibits and the Staff's comments. The Commission finds that the Company is a wholesale telecommunications provider and has demonstrated a willingness and commitment "to adhere to number pooling and reporting requirements to assist the Commission in preserving numbers." *Id.* at 8. The Commission further finds that the Company's Application comports with Commission Rule of Procedure 114 and Order No. 32277. The Commission

approves the Company's Application to register as a wholesale telecommunications provider in Idaho, subject to the following conditions:

1. The Company shall comply with the number pooling and reporting requirements of the North American Numbering Plan Administrator, as outlined in Commission Order 30425.

2. As implicitly acknowledged in its statement of compliance with Commission rules, the Company shall provide any and all necessary reports and contributions to the Idaho Universal Service Fund ("USF"), Idaho Telecommunications Relay Services ("TRS"), and Idaho Telecommunications Service Assistance Program ("ITSAP") and comply with all future reporting requirements deemed appropriate by the Commission for competitive telecommunications providers.[2]

3. The Company shall file three reports as compliance filings indicating the number of customers connected and its progress on the construction of the infrastructure needed to provide service. These reports shall be due as follows:

   a. December 31, 2026;
   b. March 15, 2027; and
   c. May 31, 2027.

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

4. The Company shall cancel its wholesale provider registration and relinquish any telephone numbers if it is not doing business in Idaho within one year of the Commission's acknowledgement.

   If the Company is not doing business in Idaho within one year of the Commission's acknowledgement, Staff shall notify the Commission.

ORDER

IT IS HEREBY ORDERED that the Company's request to provide resold and facilities-based local exchange telecommunications services is approved and that the Commission acknowledges the Company's registration as a wholesale telecommunications provider in Idaho subject to the conditions described herein.

[2] We note that the state USF, TRS, and ITSAP are each funded by an end-user surcharge levied on specific retail service categories and that the duty to collect and remit the relevant surcharge falls only on carriers providing those surchargeable services to end users. *Idaho Code* §§ 62-610, 62-1301 and 56-901, respectively. As the Company stated that its intended offerings are non-switched and non-voice, are sold only to other carriers and private entities, and reach no retail end users, no contributions to these programs are triggered by the intended services. However, if the Company later provides switched voice service or sells to retail end users, it will be obligated to participate in USF, TRS, and/or ITSAP.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within 21 days of the service date of this Order regarding any matter decided in this Order. Within 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 27th day of October 2026.

EDWARD LODGE, PRESIDENT

JOHN R. HAMMOND JR., COMMISSIONER

DAYN HARDIE, COMMISSIONER

ATTEST:

Monica Barrios-Sanchez
Commission Secretary
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