

## BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF RCLEC, INC.’s	)	
APPLICATION TO VOLUNTARY	)	CASE NO. RCL-T-25-01
SURRENDER ITS REGISTRATION/	)	
CERTIFICATION AS A WHOLESALE	)	
PROVIDER OF TELECOMMUNICATIONS	)	ORDER NO. 36667
SERVICES IN THE STATE OF IDAHO	)	
	)	

---

On March 17, 2025, RCLEC, Inc., a Delaware limited liability company (“Company”), submitted a request to the Idaho Public Utilities Commission (“Commission”) to voluntarily cancel its Certificate of Public Convenience and Necessity (“CPCN”) in the State of Idaho. Application at 1. The Company stated that it did not serve any customers in Idaho and believed it no longer required its CPCN. *Id.* The Company also requested a waiver for the *Idaho Code* § 62-612(2) and IDAPA 31.01.01.020 requirement to “publish a notice of withdrawal in a legal newspaper circulated within the local exchange area.” *Id.*

### STAFF RECOMMENDATION

Commission Staff (“Staff”) reviewed the Company’s Application to voluntarily surrender its CPCN. Staff Decision Memo at 2. Staff recommended that the Commission cancel the Company’s registration/certification provided in Order No. 33413 and grant the Company’s request for a waiver of the notice requirement in *Idaho Code* § 62-612(2) and IDAPA 31.01.01.020. *Id.* Staff also recommended that the Company: (1) as appropriate, comply with all number pooling and reporting requirements for the North American Numbering Plan Administrator, as set forth in Commission Order No. 30425; (2) provide all necessary reports and contribute as appropriate to the Idaho Universal Service Fund, Idaho Telecommunications Relay System, and the Idaho Telecommunications Service Assistance Program; and (3) comply with all future reporting requirements deemed appropriate by the Commission. *Id.*

### 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 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 services but request Commission registration may file an application pursuant to [IDAPA 31.01.01.114], 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 [IDAPA 31.01.01.114], Section 1, and Sections 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 the Company’s Application, Staff comments, and the record concerning this matter, and the Commission finds that no CPCN has been issued to the Company in the Commission’s files. While a CPCN was never issued to the Company, the Commission did approve the Company’s application in Case No. RCL-T-15-01 for registration/certification as a wholesale telecommunications provider in Idaho. Order No. 33413. In light of the previous Order, we find it appropriate to rescind Order No. 33413 as the Company is no longer serving any customers in the State of Idaho as a wholesale telecommunications provider.

As appropriate in service to its interconnected VoIP customers, the Company shall: (1) comply with all number pooling and reporting requirements for the North American Numbering Plan Administrator, as set forth in Commission Order No. 30425; (2) provide all necessary reports and contribute as appropriate to the Idaho Universal Service Fund, Idaho Telecommunications Relay System, and the Idaho Telecommunications Service Assistance Program; and (3) comply with all future reporting requirements deemed appropriate by the Commission. *Id.*

Additionally, given that the Company currently has no customers, we grant the request for a waiver of the *Idaho Code* § 62-612(2) and IDAPA 31.01.01.020 notice requirements.

## **ORDER**

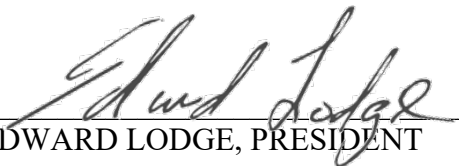
IT IS HEREBY ORDERED that the Commission rescinds Order No. 33413.

IT IS FURTHER ORDERED that the Commission rescinds the Company’s registration/certification as a wholesale telecommunications provider in Idaho

IT IS FURTHER ORDERED that the Commission grants the Company's request for a waiver of the *Idaho Code* § 62-612(2) and IDAPA 31.01.01.020 notice requirements.

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 about 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 15<sup>th</sup> day of July 2025.

  
EDWARD LODGE, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
DAYN HARDIE, COMMISSIONER

ATTEST:

  
Monica Barrios-Sanchez  
Commission Secretary

I:\Legal\TELECOM\RCLT2501\_cancel CPCN\RCLT2501\_Final\_em.docx