

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF ZIPLY FIBER ) CASE NOS. ZFP-T-24-02**  
**PACIFIC, LLC, D/B/A ZIPLY FIBER’S ) ZWL-T-24-02**  
**APPLICATION FOR DESIGNATION AS AN )**  
**ELIGIBLE TELECOMMUNICATIONS ) SECOND NOTICE OF**  
**CARRIER IN THE STATE OF IDAHO TO ) MODIFIED PROCEDURE**  
**RECEIVE FEDERAL LIFELINE SUPPORT )**  
**) ORDER NO. 37044**  
**IN THE MATTER OF ZIPLY WIRELESS, )**  
**LLC, D/B/A ZIPLY FIBER’S APPLICATION )**  
**FOR DESIGNATION AS AN ELIGIBLE )**  
**TELECOMMUNICATIONS CARRIER IN )**  
**THE STATE OF IDAHO TO RECEIVE )**  
**FEDERAL LIFELINE SUPPORT )**  
**)**

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On October 3, 2024, Ziply Fiber Pacific, LLC dba Ziply Fiber applied to the Idaho Public Utilities Commission (“Commission”) for designation as an Eligible Telecommunications Carrier (“ETC”) in the State of Idaho. Case No. ZFP-T-24-02. On November 1, 2024, Ziply Wireless, LLC dba Ziply Fiber applied to the Commission for designation as an ETC in the State of Idaho. Case No. ZWL-T-24-02.<sup>1</sup> On March 30, 2025, the Commission issued Notices of Application and Notices of Modified Procedure setting comment deadlines. Order Nos. 36515 and 36517.

On September 10, 2025, the Company filed a Motion to Table Deliberations (“Motion”). The Company requested that the Commission table its deliberation until the information that Commission Staff (“Staff”) believed was pertinent was included in the record. Motion at 1. The Company also requested additional time to collaborate with Staff regarding those concerns, and the Company represented to the Commission that “good cause exist[ed] to defer deliberations until [Staff’s] concerns ha[d] been fully addressed and the record properly supplemented, thereby allowing the Commission’s decision to rest upon a complete and accurate record.” *Id.* at 1-2.

During the Commission’s September 11, 2025, decision meeting, the Commission denied the Motion finding that the procedural schedule for comments on the Applications had already

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<sup>1</sup> For the purposes of this Order, as both companies are dba Ziply Fiber, the Commission shall refer to them in the singular (“Company”).

passed. The Commission noted that the Company could continue working with Staff and was free to file late additional information, which the Commission might consider.

On November 10, 2025, the Company filed the Declaration of Jessica Epley including confidential attachments. On March 19, 2026, the Company filed a Supplemental Notice Regarding Tribal Notification. In its supplemental notice, the Company requested that the Commission: (1) accept the Supplemental Notice Regarding Tribal Notification; (2) accept the attached Tribal notice materials as part of the record supporting the application; and (3) consider the ETC application once the Commission was satisfied that Tribal authorities had a reasonable opportunity to review and respond to the notice provided.

Having reviewed the record and the submitted requests, the Commission finds it reasonable to issue this Second Notice of Modified Procedure to provide additional time for any interested parties to provide comments. Given the long history of these proceedings, the Company is directed to submit all materials it deems relevant to support the claims and requests in its Application so that the Commission has a full and complete record with which to make its final determination.

#### **NOTICE OF MODIFIED PROCEDURE**

YOU ARE HEREBY NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to the Commission's Rules of Procedure 201-204, IDAPA 31.01.01.201-.204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that persons desiring to state a position on this Application may file a written comment explaining why the person supports or opposes the Application. Persons who would like a hearing must specifically request a hearing in their written comments and explain why written comments alone are insufficient. **Persons interested in filing written comments must do so within 21 days of the service date of this Order.** Comments must be filed through the Commission's website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission's website at <http://www.puc.idaho.gov/>. Click the "Case Comment Form" and complete the form using the case number as it appears on the front of this document.

To file by e-mail, persons must e-mail the comments to the Commission Secretary and all parties at the e-mail addresses listed below. Persons submitting a comment by e-mail must provide

their name, address, and the Case Number under which they are commenting. Persons submitting a comment by e-mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13), and all information provided by such person is available for public and media inspection.

If computer access is unavailable, then comments may be mailed to the Commission and the Parties at the addresses below. Persons submitting a comment by mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13), and all information provided by such person is available for public and media inspection.

**For the Idaho Public Utilities  
Commission:**

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**For the Company:**

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**YOU ARE FURTHER NOTIFIED that the Company must file any reply comments within 28 days of the service date of this Order.**


YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

**ORDER**

IT IS HEREBY ORDERED that the Application be processed by Modified Procedure. Persons interested in submitting written comments must do so within 21 days of the service date of this Order. The Company must file any reply comments within 28 days of the service date of this Order.

IT IS FURTHER ORDERED that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should continue to be accomplished electronically when possible. However, voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

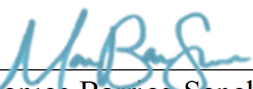
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 20<sup>th</sup> day of May 2026.

  
EDWARD LODGE, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
DAYN HARDIE, COMMISSIONER

ATTEST:

  
Monica Barrios-Sanchez  
Commission Secretary

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