

## DECISION MEMORANDUM

**TO:** COMMISSIONER KJELLANDER  
COMMISSIONER RAPER  
COMMISSIONER ANDERSON  
COMMISSION SECRETARY  
COMMISSION STAFF  
LEGAL

**FROM:** MATT HUNTER  
DEPUTY ATTORNEY GENERAL

**DATE:** SEPTEMBER 6, 2019

**SUBJECT:** CUSTER TELEPHONE COOPERATIVE, INC.'S PETITION FOR  
AMENDMENT OF ITS CERTIFICATED SERVICE AREA BOUNDARY;  
CASE NO. CUS-T-19-02.

On August 27, 2019, Custer Telephone Cooperative, Inc. (the Company) petitioned the Commission for an Order amending the service area boundary described in the Company's Certificate No. 308. *See* Petition at 1. The Company asks the Commission to process the case under Modified Procedure.

### THE PETITION

The Company is a mutual nonprofit telephone corporation organized under Idaho law, with its principal place of business in Challis, Idaho. Petition at 1. The Company provides basic local exchange telecommunications services, message telecommunication service, wide area telecommunications service, access services to interexchange carriers, special access services, broadband, and other telecommunications services that its customers may request or require. *Id.*

The Commission issued Certificate No. 308 to the Company in 1989. Order No. 22519. In 2007, the Company's Certificate was amended to add new areas to its certificated service area. *See* Order Nos. 30290 and 30291. The Company now requests another amendment to the Certificate to correct the certificated service areas so they accurately reflect the Company's actual service areas. The Company says it has always served the areas within the corrected boundaries, and that the areas the Company is petitioning to add to its certificated service area are not within the service area boundaries of any other certificated telecommunications carrier. *Id.* at 2.

The Company says the requested Certificate amendment will affect no other certificated telephone carrier's service area boundary, and that the corrected boundaries are not near and will not interfere with any other utility's existing lines, plants, or systems. *Id.*

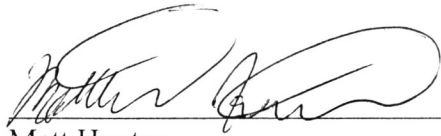
The Company's Petition includes attached copies of the Company's Certificate as amended to date, illustrations depicting the Company's actual service area, and a legal description for each area served by the Company but not included in its certificated service area. The Company asks the Commission to grant an amendment to the Certificate that incorporates the boundary correction adjustments.

#### **STAFF RECOMMENDATION**

Staff recommends that the case be processed through Modified Procedure, with comments due by October 2, 2019 and reply comments due October 9, 2019.

#### **COMMISSION DECISION**

Does the Commission wish to process this case through Modified Procedure, with comments due by October 2, 2019 and reply comments due October 9, 2019?

  
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Matt Hunter  
Deputy Attorney General