

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE APPLICATION</b>	)	
<b>OF DIRECT COMMUNICATIONS</b>	)	<b>CASE NO. DCM-T-01-1</b>
<b>ROCKLAND, INC. FOR AUTHORITY TO</b>	)	
<b>BORROW \$4,050,950 FROM THE RURAL</b>	)	
<b>UTILITIES SERVICE AND THE RURAL</b>	)	<b>ORDER NO. 29252</b>
<b>TELEPHONE BANK.</b>	)	

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On September 18, 2001, Direct Communications Rockland, Inc. filed an Application with the Commission requesting to borrow \$3,316,000 from the Rural Utilities Service (RUS), an agency of the U.S. Department of Agriculture. The purpose of the loan was to pay for the acquisition of new multiplex electronic equipment and the installation of new central office equipment. In Order No. 28880, issued October 24, 2001, the Commission authorized Direct Communications to borrow the funds.

On May 7, 2003, Direct Communications filed an Application to Amend Order No. 28880. More specifically, the Company sought to increase the amount of its borrowing authority. Direct Communications asserts that the contemplated capital improvements to its facilities were more expensive than originally estimated. Consequently, the Company seeks authority to increase the loan amount and to restructure its borrowing into two separate loans. Direct Communication requested the approved loan amount in Order No. 28880 be increased from \$3,316,000 to \$4,050,950. One loan is in the amount of \$2,561,000 from RUS and the other loan is from the Rural Telephone Bank (RTB) in the amount of \$1,489,950.

**FINDINGS OF FACT**

1. The Commission has jurisdiction over Direct Communications Rockland and this Application pursuant to Idaho Code, Title 61, Chapters 1 and 9.
2. The present Application requests that the Commission increase Direct's borrowing authority set out in Order No. 28880 from \$3,316,000 to \$4,050,950. One loan would be in the amount of \$2,561,000 from RUS and the other loan would be from the RTB in the amount of \$1,489,950.
3. *Idaho Code* § 61-624 provides that the Commission may, upon notice to the affected utility, amend any Order or decision made by it.

4. The Commission finds that the proceeds of the increased loan amount will be used for purposes authorized by *Idaho Code* § 61-901.

5. All fees have been paid by Applicant in accordance with *Idaho Code* § 61-905.

#### **CONCLUSIONS OF LAW**

1. Applicant is incorporated under the laws of the State of Idaho and is duly authorized to do business in this State in connection with its utility operations. The Commission has jurisdiction over this Application.

2. *Idaho Code* § 61-624 allows the Commission to amend any order previously issued by the Commission.

3. The increased loan amounts to be issued to Direct Communications by the RUS and the RTB are for lawful purposes and are within the Applicant's corporate powers. The proposed transaction is in the public interest, and a formal hearing on this matter would serve no public purpose.

4. The Commission finds that this Application to amend and increase the loan amount authorized in Order No. 28880 to \$4,050,950 shall be approved, conditioned upon the same restrictions and filing requirements when approved by RUS and the RTB. Direct Communications shall file copies of the final loan documents and all required filings with RUS and the RTB with this Commission as they are completed. Furthermore, Direct Communications shall also file annual statements reflecting total balances outstanding and mortgage compliance calculations.

#### **ORDER**

IT IS HEREBY ORDERED that the Application of Direct Communications Rockland, Inc. to amend Order No. 28880 to increase its borrowing authority is granted, conditioned upon the same restrictions and filing requirements set by RUS and the RTB.

IT IS FURTHER ORDERED that Direct Communication's borrowing authority authorized in Order No. 28880 is increased from \$3,316,000 to \$4,050,950. This increased amount represents two separate loans: \$2,561,000 from the RUS; and \$1,489,590 from the RTB.

IT IS FURTHER ORDERED that Direct Communications shall file copies of the final loan documents and all required filings made with the RUS and RTB with the Commission as they are completed.

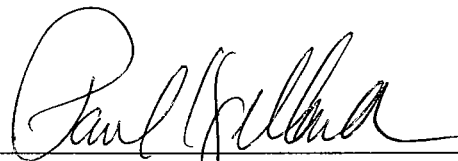
IT IS FURTHER ORDERED that Direct Communications shall file annual statements reflecting total balances outstanding and mortgage compliance calculations.

IT IS FURTHER ORDERED that nothing in this Order shall be construed to obligate the State of Idaho to pay or guarantee in any manner whatsoever any security authorized, issued, assumed or guaranteed under the provisions of this Order. *Idaho Code* § 61-906.


IT IS FURTHER ORDERED that this authorization is without prejudice to the regulatory authority of this Commission with respect to rates, services, accounts, evaluations, estimates, or determination of costs, or any other matter which may come before this Commission pursuant to its jurisdiction and authority as provided by law.

THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* § 61-626.

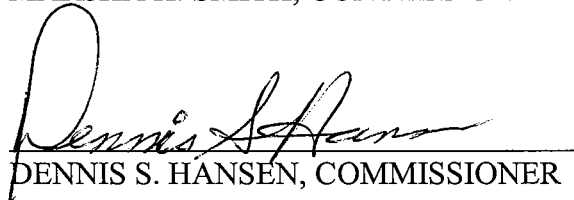
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this ~~May~~<sup>June</sup> 3<sup>rd</sup> day of 2003.



PAUL KJELLANDER, PRESIDENT

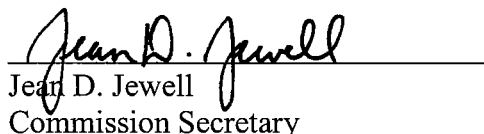


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell  
Commission Secretary

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