

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION OF  
VERIZON AVENUE CORP. FOR A  
CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY TO PROVIDE LOCAL  
EXCHANGE TELECOMMUNICATIONS  
SERVICES.**

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) **CASE NO. GNR-T-03-26**  
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) **ORDER NO. 29508**  
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On May 13, 2004, the Commission issued Order No. 29497 approving Verizon Avenue Corporation’s request for a Certificate of Public Convenience and Necessity. In response to written comments filed by the Idaho Telephone Association, the Commission included in its final Order a notation that the CPCN issued to Verizon Avenue “is subject to the exemption of Idaho Telephone Association members from the obligations of incumbent local exchange carriers under Section 251(c) of 1996 Act.” On May 18, 2004, Potlatch Telephone Company, CenturyTel of Idaho, Inc. and CenturyTel of the Gem State filed a Petition for Clarification of Order No. 29497. The three companies requested the Commission clarify Order No. 29497 “so that the exemption is recognized to apply to all rural incumbent local exchange carriers and not just ITA members.”

The Commission has determined to approve the Petition for Clarification and issue this Order clarifying Order No. 29497 to make clear that the exemption under Section 251(c) of the Telecom Act applies to all rural telephone carriers and not just ITA members. Specifically, the reference to members of the Idaho Telephone Association in the sentence quoted above should instead be a reference to rural telephone carriers.

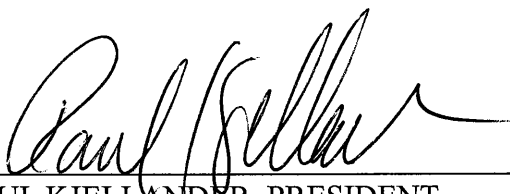
**ORDER**

IT IS HEREBY ORDERED that Order No. 29497 issued in Case No. GNR-T-03-26 is clarified to make clear that the exemption in Section 251(c) of the 1996 Telecommunications Act applies to all rural telephone carriers, not just rural carriers that are members of the Idaho Telephone Association. Specifically, the sentence on page 2 of Order No. 29497 stating the Certificate issued to Verizon Avenue “is subject to the exemption of Idaho Telephone Association members from the obligations of incumbent local exchange carriers under Section 251(c) of the 1996 Act,” is hereby clarified to state that Verizon Avenue’s Certificate “is subject

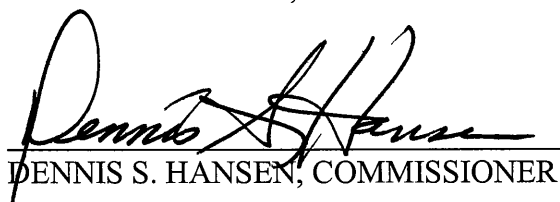
to the exemption of *rural telephone carriers* from the obligations of incumbent local exchange carriers under Section 251(c) of the 1996 Act.”

THIS IS AN ORDER ISSUED TO CLARIFY A FINAL ORDER. Pursuant to Rule 325 of the Commission’s Rules of Procedure, IDAPA 31.01.01.325, this Order does not suspend or toll the time for the filing of a petition for reconsideration.

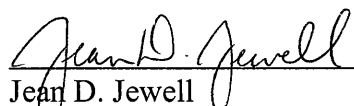
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 28<sup>th</sup> day of May 2004.

  
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PAUL KJELLANDER, PRESIDENT

  
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MARSHA H. SMITH, COMMISSIONER

  
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DENNIS S. HANSEN, COMMISSIONER

ATTEST:

  
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Jean D. Jewell  
Commission Secretary

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