

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

**IN THE MATTER OF THE APPLICATION)
OF NET TALK.COM, INC. FOR A) CASE NO. NTA-T-08-01
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO PROVIDE) NOTICE OF APPLICATION
FACILITIES-BASED LOCAL EXCHANGE)
AND RESOLD INTEREXCHANGE) NOTICE OF
TELECOMMUNICATIONS SERVICES) MODIFIED PROCEDURE
)
) ORDER NO. 30781**

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that on November 18, 2008, NET TALK.COM, INC. ("Net Talk") filed an Application for a Certificate of Public Convenience and Necessity, pursuant to *Idaho Code* §§ 61-526 through 528, IDAPA 31.01.01.111 and Commission Order No. 26665, to provide facilities-based local exchange and resold interexchange telecommunications services. On March 6, 2009, Net Talk filed a revised Application and proposed Local Exchange Telecommunications Tariffs, in accordance with Staff's recommendations.

YOU ARE FURTHER NOTIFIED that Net Talk is a newly formed Florida corporation with a Class V switching facility data center located in North Miami Beach, Florida. Net Talk lists its principal place of business as North Miami Beach, Florida but is registered with the Idaho Secretary of State as a foreign limited liability company.

YOU ARE FURTHER NOTIFIED that Net Talk will compete with other Voice over Internet Protocol (VoIP) providers and local incumbent local exchange carriers (ILECs) to provide facilities-based local exchange and resold interexchange services throughout Idaho.

YOU ARE FURTHER NOTIFIED that Net Talk's Idaho service area will encompass the geographic areas currently served by Qwest Corporation.

YOU ARE FURTHER NOTIFIED that Net Talk intends to offer its services immediately upon certification, utilizing its own and/or leased facilities and the resale of other carrier's facilities and network elements.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .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 any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the service date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Applicant at the addresses reflected below:

Commission Secretary	Nicholas Kyriakides
Idaho Public Utilities Commission	1100 NW 163 rd Drive Suite 3
PO Box 83720	North Miami Beach, FL 33169
Boise, ID 83720-0074	E-Mail: nick@nettalk.com

Street Address for Express Mail:

472 W. Washington Street
Boise, ID 83702-5918

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission’s home page located at www.puc.idaho.gov. Click the “Comments and Questions” icon, and complete the comment form, using the case number as it appears on the front of this document. These comments must also be sent to the Applicant at the e-mail address listed above.

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.

YOU ARE FURTHER NOTIFIED that the Application has been filed with the Commission and is available for public inspection during regular business hours at the Commission offices. The Application is also available on the Commission's Website at www.puc.idaho.gov and then clicking on "File Room" and then "Telephone Cases."


YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Titles 61 and 62 of the Idaho Code and specifically *Idaho Code* §§ 61-526 and 62-615. The Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*


ORDER

IT IS HEREBY ORDERED that this Application will be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 15th
day of April 2009.


JIM D. KEMPTON, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


MACK A. REDFORD, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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