

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF BCN TELECOM,) CASE NO. NUI-T-13-01
INC.'S APPLICATION FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE) NOTICE OF APPLICATION
AND NECESSITY TO PROVIDE)
FACILITIES-BASED AND RESOLD LOCAL) NOTICE OF
EXCHANGE SERVICES) MODIFIED PROCEDURE
)
) ORDER NO. 32931

On August 6, 2013, BCN TELECOM, INC. (“Company”) applied to the Commission for a Certificate of Public Convenience and Necessity (“CPCN”) authorizing the Company to provide facilities-based and resold local exchange and interexchange telecommunications services in Idaho. On October 15, 2013, the Company supplemented its Application with additional information. This Order refers to these documents collectively as the “Application.”

With this Order, the Commission summarizes the Application, solicits public input on the Application, and orders that the case be processed under the Commission’s Rules of Modified Procedure.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that the Company says it is a New Jersey corporation that is authorized to do business in Idaho. Its principal place of business is in Bedminster, New Jersey. The Company is wholly owned by Telecom Acquisition Company, LLC. Application at 2-3.

YOU ARE FURTHER NOTIFIED that the Company proposes to provide resold and facilities-based local exchange services throughout Idaho in the territories of Qwest. The Company has no plans to build facilities. It will market services to business and residential customers, and it intends to provide those services using other facilities-based carriers’ services and facilities or by obtaining access to incumbent local exchange carriers’ UNE-Platform. The Company would offer services including, without limitation, two-way local lines/trunks, direct inward/outward dialing options, local calling, and access to 911 emergency services. *Id.* at 1. It proposes to offer all forms of intrastate telecommunications services including: (1) basic residential exchange services (local exchange flat rate, measured rate service, and operator assistance); (2) residential custom class features (call waiting, Caller ID, call forwarding, etc.);

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(3) adjunct provider features (voice message, etc.); and (4) residential ancillary services (911, directory listing, directory assistance, etc.). The Company will provide a toll-free customer service telephone number Monday-Friday from 8 a.m. to 6 p.m. *Id.* at 4.

YOU ARE FURTHER NOTIFIED that the Company owns no property related to the services it would offer in Idaho. It intends to offer service in the geographic areas currently served by Qwest Communications, and it will mirror the basic local calling areas of the incumbent local exchange companies. The Company proposes to provide resold and facilities-based local exchange services through a combination of its own facilities or leased facilities, or both, and the resale of other carriers' facilities and network elements. It would compete with other certificated local competitive local exchange carriers in Idaho. *Id.* at 5.

YOU ARE FURTHER NOTIFIED that the Company plans to enter interconnection and service arrangements with Qwest Corporation or other certificated facilities-based carriers. *Id.* at 4. It has not yet started to negotiate these agreements but intends to start them with Qwest in the near future. *Id.* at 6. The Company says it would offer service upon certification and approval of the interconnection agreements. *Id.* at 5.

YOU ARE FURTHER NOTIFIED that the Company's supplemental information describes its management team's background and experience. The Company also provides financial information to support its Application. Proposed tariffs are also included.

YOU ARE FURTHER NOTIFIED that the Company says it has reviewed and will comply with the Commission's rules. *Id.* at 6.

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 web site at www.puc.idaho.gov. Click on the "File Room" tab at the top of the page, scroll down to "Open Telephone Cases," and then click on the case number as shown on the front of this document.

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 the 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 the Application shall be mailed to the Commission and the Applicant at the addresses reflected below:

Commission Secretary	Patrick D. Crocker
Idaho Public Utilities Commission	Crocker & Crocker
PO Box 83720	The Kalamazoo Building
Boise, ID 83720-0074	107 W. Michigan Ave, 4 th Floor
	Kalamazoo, MI 49007
Street Address for Express Mail:	E-mail: patrick@crockerlawfirm.com
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 “Case Comment Form” under the “Consumers” tab, 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 all proceedings in this case will be held pursuant to the Commission’s jurisdiction under Title 62 of the Idaho Code. The Commission may enter any final Order consistent with its authority under Title 62 and Commission Rule of Procedure 114, IDAPA 31.01.01.114.

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 BCN TELECOM'S Application 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 26th day of November 2013.



PAUL KJELLANDER, PRESIDENT

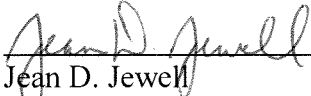


MACK A. REDFORD, COMMISSIONER



MARSHA H. SMITH, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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