

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)
OF 360NETWORKS (USA) INC. FOR A) **CASE NO. WFN-T-05-1**
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY) **NOTICE OF APPLICATION**
)
) **NOTICE OF MODIFIED**
) **PROCEDURE**
)
) **ORDER NO. 29894**
)

On September 22, 2005, 360networks (USA) inc. (Company) filed an Application for a Certificate of Public Convenience and Necessity with the Idaho Public Utilities Commission (Commission). The Application seeks authority for the Company to provide facilities-based competitive local exchange telecommunications services to commercial subscribers and exchange access services to interconnecting carriers in Idaho. In this Order the Commission establishes a review period and written comment deadline.

THE APPLICATION

YOU ARE HEREBY NOTIFIED that 360networks (USA) inc. proposes to provide competitive local exchange carrier services including, but not limited to, basic local exchange services, primarily to commercial subscribers in Qwest Corporation and Verizon exchanges. The Company also proposes to provide exchange access services to interconnecting carriers, but does not propose to offer alternative operator services to the public. The Application states that the Company currently maintains its own dedicated facilities in Idaho used exclusively for wholesale carriers who lease the Company's network. The Company states it is not currently providing any local exchange services within Idaho and upon approval of its Application it will utilize its facilities to provide retail services. The Company states its network may be supplemented through resale of incumbent carrier services and/or leasing portions of its network. The Company states it has been granted authority to provide competitive local exchange services in 33 states.

YOU ARE FURTHER NOTIFIED that the Company states it is a privately held corporation organized under the laws of the State of Nevada and authorized by the Idaho Secretary of State to transact business in Idaho. The Company does not anticipate maintaining offices in Idaho and has a principal business address in Louisville, Colorado. The Company filed five exhibits with its Application including its: Articles of Incorporation; Authority to Transact Business in the State of Idaho and Certificate of Good Standing; Executive Profiles; Financial Statements; and an Illustrative Price List.

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers, testimonies and exhibits (if any), have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. The Application and testimonies are also available on the Commission's Website at www.puc.idaho.gov under the "File Room" icon.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filing of record in Case No. WFN-T-05-1. The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented in this case and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. IDAPA 31.01.01.201-204. In so doing, 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 the Commission may not hold a hearing in this proceeding unless it receives written protests or comments opposing the use of Modified Procedure and stating why Modified Procedure should not be used. IDAPA 31.01.01.203.

YOU ARE FURTHER NOTIFIED that if no protests or written comments are received within the deadline, the Commission will consider the matter and enter its Order without a hearing. If protests or comments are filed within the deadline, the Commission will consider them and may, in its discretion, set the matter for hearing or decide the matter and issue its Order on the basis of the written positions before it. IDAPA 01.01.01.204.

NOTICE OF COMMENT/PROTEST DEADLINE

YOU ARE FURTHER NOTIFIED that **the deadline for filing written comments or protests** with respect to the Application and the Commission's use of Modified Procedure in Case No. WFN-T-05-1 is **Tuesday, November 8, 2005**. Persons desiring a hearing must specifically request a hearing in their written protests or comments.

YOU ARE FURTHER NOTIFIED that written comments concerning this case should be mailed to the Commission and to the Company at the addresses reflected below.

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise, ID 83720-0074

Street Address For Express Mail:
472 W. Washington Street
Boise, ID 83702-5983

Patrick Summers, VP and General Counsel
360networks (USA) inc.
867 Coal Creek Circle, Suite 160
Louisville, CO 80027
E-mail: psummers@360.net

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 homepage 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 address listed above.

FINDINGS/CONCLUSIONS

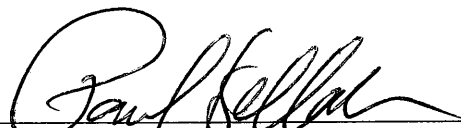
The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented in this case, and that issues raised by the Company's filing may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. IDAPA 31.01.01.201-204. In so doing, the Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

ORDER

IT IS HERBY ORDERED that this case 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 November 8, 2005.

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
ORDER NO. 29894

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 18th
day of October 2005.



PAUL KJELLANDER, PRESIDENT

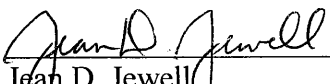


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

O:WFN-T-05-01_dw