

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)	
ACCERIS COMMUNICATIONS CORP. FOR A)	CASE NO. ACC-T-04-1
CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY TO PROVIDE LOCAL)	
EXCHANGE TELECOMMUNICATIONS)	ORDER NO. 29629
SERVICES.)	

On June 7, 2004, Acceris Communications Corp. (“Acceris” or “Company”) filed an Application for a Certificate of Public Convenience and Necessity to provide local exchange telecommunications services to customers throughout Idaho. Principally located in San Diego, California, Acceris is incorporated in Delaware and is authorized to do business as a foreign corporation in the State of Idaho. In the Notice of Application and Modified Procedure issued October 13, 2004, the Commission solicited comments regarding Acceris’s Application. Order No. 29615. No comments were received other than those submitted by Commission Staff. Based on the comments, the law and the record, the Commission grants Acceris’s Application.

THE APPLICATION

Acceris requests authority to provide facilities-based and resold local exchange, intraLATA interexchange and exchange access services throughout the State of Idaho. Specifically, the Company intends to serve in the areas of Qwest Corporation and Verizon but does not intend to serve areas where local exchange companies are eligible for rural exemptions pursuant to Section 251 of the federal Telecommunications Act of 1996.

The Company plans to provide service mainly utilizing Unbundled Network Elements Platform (UNE-P) leased or purchased from Qwest or Verizon. The Company proposes to provide services to business and residential customers.

Although the Company does not maintain an office in Idaho, it does have a registered in-state agent. Acceris has submitted its management profiles and financials for the period ending December 31, 2003. Staff has reviewed these documents and, based on those documents, believes the Company is solvent. At this time, the Company does not propose to collect separate deposits and has not obtained an interconnection agreement in Idaho.

Acceris has been granted authority to provide local exchange service in several other states such as Oregon, California and Wyoming. Acceris also states that it has reviewed the rules of this Commission and affirms its commitment to abide by them.

STAFF COMMENTS

Based on its review of Acceris's Application, Staff believes that the Company's filing has satisfied all the requirements of the Commission's Rules and Procedural Order No. 26665. Staff also believes the Company understands and has agreed to comply with the Commission's Rules and requirements. Therefore, Staff recommends approval of the Application for Certificate of Public Convenience and Necessity.

COMMISSION FINDINGS

Based on the comments, the law and the record, the Commission grants the Application. When considering an application for a Certificate, the Commission must determine if the applicant has the necessary qualifications to provide service while still fostering competition in the local telecommunications market. Based upon our review of the filing and the record in this case, the Commission finds that Acceris's filing satisfies the requirements of the Commission's Rules and Procedural Order No. 26665. *Id.* Thus, we approve Acceris's Application for a Certificate of Public Convenience and Necessity (and requested waivers) to allow the Company to provide telecommunications services statewide. This is consistent with our previous Orders granting statewide authority to provide telecommunications services to carriers meeting the established requirements.

ORDER

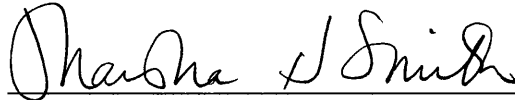
IT IS HEREBY ORDERED that Acceris Communications Corp. is granted a Certificate of Public Convenience and Necessity to provide basic local exchange services within the State of Idaho.

THIS IS A FINAL ORDER. Any person interested in this Order or in interlocutory Orders previously issued in this case 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 or in interlocutory Orders previously issued in this case. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code* § 61-626.

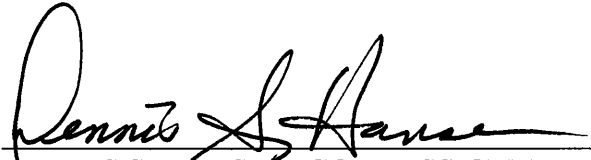
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this 10th
day of November 2004.



PAUL KJELLANDER, PRESIDENT

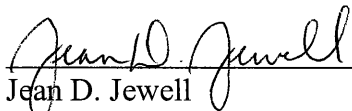


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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