

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 04A-316T

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IN THE MATTER OF THE APPLICATION OF ANDIAMO TELECOM, LLC FOR A LETTER OF REGISTRATION TO PROVIDE EMERGING COMPETITIVE TELECOMMUNICATION SERVICES.

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**ORDER GRANTING APPLICATION**

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Mailed Date: July 15, 2004  
Adopted Date: July 15, 2004

**I. BY THE COMMISSION**

**A. Statement and Findings of Fact**

1. On June 11, 2004, Andiamo Telecom, LLC (Andiamo) filed an application for a Letter of Registration to provide emerging competitive telecommunications services throughout the State of Colorado. 4 *Code of Colorado Regulations* (CCR) 723-25-4.

2. Notice of the application was posted on the Commission's web site on June 17, 2004. Interventions were due on or before July 7, 2004. None were filed.

3. On June 29, 2004, Andiamo filed responses to questions posed by Staff of the Colorado Public Utilities Commission. Those responses completed the initial application.

**B. Discussion**

4. The application is unopposed and may be considered without a hearing. § 40-6-109(5), C.R.S.

5. Granting the application of Andiamo is consistent with the legislative policy statements contained in §§ 40-15-101, 40-15-501, and 40-15-502, C.R.S.

6. Before providing emerging competitive telecommunications services, Andiamo must: (1) have effective tariffs for its services on file with the Commission; and (2) comply with all statutory and regulatory requirements applicable to telecommunications providers subject to the jurisdiction of the Commission. 4 CCR 723-25-4.1.10.

## **II. ORDER**

### **A. The Commission Orders That:**

1. Andiamo Telecom, LLC's application is deemed complete.
2. Andiamo Telecom, LLC is granted a Letter of Registration to provide the following emerging competitive telecommunications services throughout the State of Colorado: intraLATA toll, interLATA toll, and non-optional operator services.
3. Andiamo Telecom, LLC's emerging competitive telecommunications services, with the exception of non-optional operator services, will be regulated under the default regulatory scheme contained in 4 *Code of Colorado Regulations* (CCR) 723-38.
4. Andiamo Telecom, LLC's non-optional operator services, will be regulated under the default regulatory scheme contained in 4 CCR 723-18.
5. Andiamo Telecom, LLC shall serve customers on a statewide basis in a non-discriminatory manner. However, Andiamo Telecom, LLC shall not be required to extend service to customers where the underlying facilities-based provider has no facilities.
6. Unless the Commission orders otherwise, Andiamo Telecom, LLC shall begin providing emerging competitive telecommunications services within three years after the grant of this Letter of Registration. 4 CCR 723-25-6.

7. Before commencing operations under this Letter of Registration to provide emerging competitive telecommunications services, Andiamo Telecom, LLC shall file an Advice Letter containing a proposed tariff to become effective on not less than 30 days' notice. 4 CCR 723-1-41. Andiamo Telecom, LLC may also file a separate price list with the proposed tariff.

8. If Andiamo Telecom, LLC fails to file an effective tariff within three years from the Mailing Date of this Order, this Letter of Registration to provide emerging competitive telecommunications services shall be deemed null and void. For good cause shown, and if a proper request is filed within three years of the Mailing Date of this Order, the Commission may grant Andiamo Telecom, LLC additional time within which to file a tariff.

9. In accordance with the Commission's Rules of Practice and Procedure, Andiamo Telecom, LLC will be required to maintain its books of accounts and records using Generally Accepted Accounting Principles. 4 CCR 723-1-25(c).

10. Consistent with terms and conditions established in previous Commission decisions, Andiamo Telecom, LLC will be required to contribute to the Public Utilities Commission's Fixed Utilities Fund, the Colorado High Cost Support Mechanism, the Telecommunications Relay Services for the Disabled Telephone Users Program, the Emergency Telephone Access Act Program (Low Income Fund), and other financial support mechanisms that may be created in the future by the Commission to implement §§ 40-15-502(4) and (5), C.R.S.

11. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
July 15, 2004.**

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners