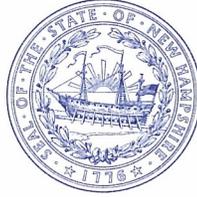


THE STATE OF NEW HAMPSHIRE

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EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



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February 11, 2009

Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

Re: DT 09-007, segTEL, Inc.
Request for Fast Track Arbitration

Dear Ms. Howland:

On January 22, 2009, segTEL, Inc. (segTEL) filed a request for fast track arbitration pursuant to Order No. 22,942 concerning segTEL's requests for access to FairPoint Communications, Inc.'s (FairPoint's) dark fiber facilities. On January 26, 2009, the Commission appointed me to arbitrate this matter with technical assistance as needed and directed me to report my findings and recommendations by February 11, 2009.

On February 6, 2009, Telecom Division Director, Kathryn Bailey and I met with FairPoint personnel, at 100 Gay Street, Manchester, to review the cable plats and inter-office fiber inventory records for the 19 fiber segments at issue in this investigation. As a result of the cut-over from Verizon systems to FairPoint systems, the old inter-office fiber inventory records (TIRKS) were not available electronically and the new inter-office fiber inventory records (Metasolv) were likewise not available.

Given the number of routes in question and the unavailability of inter-office fiber inventory records it is not possible to complete this investigation and report within the 20 day time frame. Accordingly, Staff requests an extension of time for filing of the arbitrator's report to February 27, 2009.

Very truly yours,


F. Anne Ross
General Counsel

cc: Service List

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LEBANON NH 03766

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Docket #: 09-007 Printed: February 11, 2009

FILING INSTRUCTIONS: PURSUANT TO N.H. ADMIN RULE PUC 203.02(a),
WITH THE EXCEPTION OF DISCOVERY, FILE 7 COPIES (INCLUDING COVER LETTER) TO:
DEBRA A HOWLAND
EXEC DIRECTOR & SECRETARY
NHPUC
21 SOUTH FRUIT STREET, SUITE 10
CONCORD NH 03301-2429

PURSUANT TO N.H. ADMIN RULE 203.09 (d), FILE DISCOVERY

DIRECTLY WITH THE FOLLOWING STAFF

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Upon request, Staff may waive receipt of some of its multiple copies of bulk materials filed as data responses. Staff cannot waive other parties' right to receive bulk materials.

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