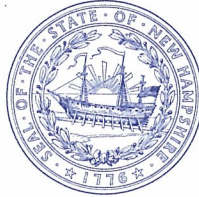


THE STATE OF NEW HAMPSHIRE

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Thomas B. Getz

COMMISSIONERS
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Clifton C. Below

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



PUBLIC UTILITIES COMMISSION

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April 16, 2009

Re: DT 09-007, segTEL, Inc.
Request for Fast Track Arbitration
Arbitrator's Report

To the Parties:

The Commission is in receipt of the Arbitrators Report and Recommendations and the Supplemental Arbitrator's Report and Recommendations filed on February 27, 2009 and March 27, 2009 (collectively, the "Reports") regarding a request for fast track arbitration of FairPoint Communications, Inc.'s (FairPoint's) denial of segTEL's request for access to FairPoint's dark fiber facilities along 14 routes.

According to the Reports, based on the arbitrator's finding that it is reasonable for FairPoint to preserve a minimum of two fibers for maintenance spares, the dark fiber on the routes requested by segTEL were either deemed available or were confirmed by the arbitrator as not available. Please be advised that the Commission has adopted the arbitrator's findings regarding availability and directs FairPoint to offer segTEL fiber on all routes where the arbitrator found spare fiber available.

Sincerely,

A handwritten signature in blue ink, appearing to read "Debra A. Howland".

Debra A. Howland
Executive Director