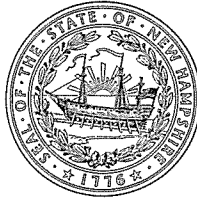


THE STATE OF NEW HAMPSHIRE

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Thomas B. Getz

COMMISSIONERS
Graham J. Morrison
Clifton C. Below

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland



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TDD Access: Relay NH
1-800-735-2964

Website:
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June 19, 2009

Kevin M. Shea
Vice President Government Relations - NH
FairPoint Communications – NNE
900 Elm Street, Suite 1922
Manchester, NH 03101-2008

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

Dear Mr. Shea:

On May 18, 2009, segTEL filed a motion for reconsideration of the Commission's decision adopting the arbitrator's findings in the above referenced matter along with a request to open an investigation pursuant to RSA 365:4 into whether FairPoint's dark fiber procedures and policies are in compliance with its tariff and all applicable rules and laws. The Commission has determined that the request for investigation will be treated as a complaint pursuant to RSA 365:1.

Accordingly, pursuant to RSA 365:2, the Commission has set July 3, 2009 as the deadline for FairPoint to respond to the allegations contained in segTEL's May 18th filing in Section III(D). The Commission will consider FairPoint's response in connection with the complaint and will thereafter advise the parties how it intends to proceed.

Sincerely,

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

Debra A. Howland
Executive Director

cc: Service List

JEREMY L KATZ
SEGTEL INC
PO BOX 610
LEBANON NH 03766

KATH MULLHOLAND
SEGTEL INC
PO BOX 610
LEBANON NH 03766

KEVIN M SHEA
FAIRPOINT COMMUNICATIONS INC
900 ELM STREET
19TH FLOOR
MANCHESTER NH 03101

Docket #: 09-007 Printed: June 22, 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

RATHER THAN WITH THE EXECUTIVE DIRECTOR

LIBRARIAN
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CONCORD NH 03301-2429

BULK MATERIALS:

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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