

The State of New Hampshire  
Before the  
Public Utilities Commission  
DT 10-010

**PETITION OF FREEDOM RING COMMUNICATIONS LLC d/b/a BAYRING COMMUNICATIONS REGARDING EXISTING LICENSE PETITION TO CONSTRUCT AND MAINTAIN A UTILITY CABLE OVER AND ACROSS THE MERRIMACK RIVER BETWEEN THE UTILITY POLE CECO 51 AND POLE CECO 50.**

TO THE PUBLIC UTILITIES COMMISSION:

Freedom Ring Communications LLC d/b/a BayRing Communications, a public utility engaged in the generation, transmission, distribution and sale of telecommunications in the State of New Hampshire, hereby petitions the Public Utilities Commission ("Commission"), to grant BayRing the requested license to attach to poles CECO 51 and CECO 50, crossing the Merrimack River in the City of Concord NH.

BayRing submitted an initial petition for license in January 2010 and since that date has consistently worked in good faith with both the pole owner, Unitil Corporation, and the Public Utilities Commission to reach an equitable agreement to allow this crossing.

BayRing's proposed attachment has been engineered to meet all applicable codes. We have learned from a Commission Staff memo that at this time our attachment is being delayed due to another party's unauthorized attachment that is not code compliant. The suggested use of an extension arm is not a suitable solution to the pole owner. The remaining solution appears to be replacement of the existing poles with taller poles that will accommodate BayRing's attachment while allowing room for the unlicensed party to become code compliant.

This solution will require additional time and further delay in serving BayRing's customers. BayRing requests the commission allow its attachment to the existing poles with the understanding that the attachment will be fully compliant with code. BayRing will also continue to support the final, proper, solution in as quick a time frame possible.

Respectfully submitted,

BAYRING COMMUNICATIONS  
By Its Director of Operations



Wendy C. Wilusz  
Director of Operations  
BayRing Communications  
359 Corporate Drive  
Portsmouth, NH 03801  
(603) 766-1000