

THE STATE OF NEW HAMPSHIRE

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July 16, 2010

Re: DT 10-137, Northern New England Telephone Operations, LLC d/b/a FairPoint
Communications-NNE
Global NAPs Motion for an Order to Prevent Disconnection

To the Parties:

On June 16, 2010, Northern New England Telephone Operations, LLC d/b/a FairPoint Communications-NNE (FairPoint) made a demand for assurances to Global NAPs, Inc. (Global NAPs) pursuant to the parties' Interconnection Agreement (ICA) on file with the Commission under Puc 421.02(d). In the absence of such assurances, FairPoint stated that it would exercise its right to disconnect service to Global NAPs on July 17, 2010.

On July 7, 2010, Global NAPs filed a motion requesting an order to prevent FairPoint from disconnecting service to Global NAPs. Global NAPs argued that FairPoint has no right to disconnect service before resolution of a pending motion filed by FairPoint on May 13, 2010, in Docket No. DT 10-137 for authority to disconnect access services to Global NAPs for failure to pay intrastate access charges.

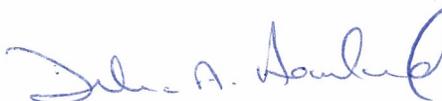
The May 13, 2010 FairPoint motion requesting authority to disconnect in Docket No. DT 10-137 invoked FairPoint's right under Commission rules and pursuant to Order No. 25,043 (November 10, 2009) to disconnect service to Global NAPs for failure to pay for access services rendered under the applicable intrastate tariff. The applicability and amount of those charges are disputed by Global NAPs.

The June 16, 2010 FairPoint notice of intent to disconnect Global NAPs if the demand for assurances is not satisfied arises from the terms of the ICA between FairPoint and Global NAPs and is a separate basis for disconnection from the access tariff dispute in Docket No. DT 10-137. Also at issue in FairPoint's demand for assurances are amounts due for the provision of collocation facilities, SS7 links, and interconnection trunks, based on charges that Global NAPs has not disputed. FairPoint asserts on page 1 of its July 14, 2010 response to the Global NAPs motion that Global NAPs has been

placed in receivership and that FairPoint is thus availing itself of the provisions of the financial assurance provisions of the ICA.¹

Under the terms of the ICA, it appears that it is within Global NAPs' power to avoid disconnection by providing financial assurance on the undisputed obligation of Global NAPs to pay FairPoint for use of collocation facilities, SS7 links, and interconnection trunks. Global NAPs states no reason in its July 7, 2010 filing why it could not do so. This is a dispute between two businesses under the terms of an interconnection agreement; resolution need not involve the Commission. Accordingly, the Commission will take no action on the Global NAPs motion.

Sincerely,



Debra A. Howland
Executive Director

¹ As of July 16, 2010, the four Global NAPs entities registered to do business in the State of New Hampshire are identified by the Secretary of State as not in good standing.