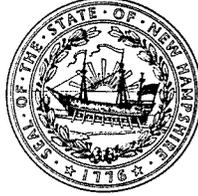


THE STATE OF NEW HAMPSHIRE

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September 29, 2010

Teresa Rosenberger
State President - NH
FairPoint Communications
900 Elm Street, Suite 1161
Manchester, NH 03101

Re: DT 10-228, FairPoint Communications - NNE
Tariff Revision to Increase the Monthly Recurring Charge of the CallAround 603 Plus Plan and the Sensible Minute Plan.

Dear Ms. Rosenberger:

On August 31, 2010, the Commission received a petition from FairPoint Communications (FairPoint), proposing an increase to the monthly recurring charges of the Sensible Minute Calling Plan and the CallAround 603 Plus Plan in FairPoint's tariff, for effect October 1, 2010.

Additionally, on September 17, 2010, FairPoint filed a request for a waiver of Commission rules, which it clarified in a supplemental filing made on September 21, 2010. FairPoint requested a waiver of NH Code of Admin. Rules, Puc 1605.02 (a)(1), (2) and (4), Puc 1605.02(c) and 1604.08(c)(9). The request seeks to relieve FairPoint of obligations to provide cost, rate and revenue impact information regarding the proposed rate changes.

Under N.H. Code Admin. Rules Puc 201.05, the Commission may waive a rule if it finds that the waiver serves the public interest and does not disrupt the orderly and efficient resolution of matters before the Commission. Determination of the public interest requires consideration of whether (1) compliance with the rule would be onerous given the circumstances; or (2) the purpose of the rule is satisfied by the alternative method proposed.

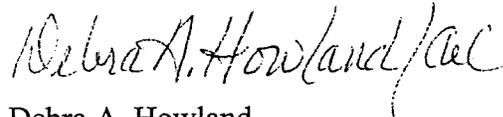
Staff reviewed the request for waiver submitted by FairPoint and believes that the request is in the public interest, and that compliance with the rules would be onerous given that the rate increases apply only to optional calling plans with multiple forms of alternative competition available. Staff noted that a waiver of Puc 1605.02(a)(2) is not necessary since FairPoint provided the applicable tariff pages as required by the rule in its original filing.

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The Commission has determined that the applicable standards for waiver have been met and has accepted Staff's recommendation. Therefore, the Commission grants FairPoint's request for waiver of NH Code of Admin. Rules, Puc 1605.02 (a) (1) and (4), Puc 1605.02(c) and 1604.08(c)(9).

The tariff revision will go into effect, as filed, by operation of law on October 1, 2010. For administrative efficiency, an order will not be issued by the Commission suspending, rejecting, or approving the proposed tariff changes. Pursuant to RSA 378:3 and RSA 378:6, IV, the proposed tariff revisions are effective as of October 1, 2010. Tariff pages should be filed referencing Docket No. DT 10-228 and reflecting the effective date of October 1, 2010.

Sincerely,

A handwritten signature in cursive script that reads "Debra A. Howland /ac". The signature is written in black ink and is positioned above the printed name and title.

Debra A. Howland
Executive Director