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January 19, 2012

Re: **DT 11-061**; DT 09-113; DT 09-059, Revisions to Performance Assurance Plan  
Notice of Period for Response to Staff's Memorandum and Recommendation

To the Parties:

On May 6, 2011, the Commission issued Order No. 25,221 in the above-referenced dockets. In that order, the Commission determined that it would undertake an audit of the Performance Assurance Plan (PAP) of Northern New England Telephone Operations, LLC d/b/a FairPoint Communications-NNE (FairPoint). In addition, the Commission determined that the period to be audited would be July 1, 2010 through June 30, 2011, though the result of the audit would not be applied to activity prior to January 24, 2011, the date upon which FairPoint emerged from bankruptcy. *Northern New England Telephone Operations, LLC d/b/a FairPoint Communications-NNE*, Order No. 25,221 (May 6, 2011) at 24.

On January 18, 2012, Staff submitted to the Commission a memorandum and recommendation regarding the audit. According to the memorandum, a preliminary investigation by the auditors has revealed that "reliable detailed data for assessing FairPoint's processing of automated metric data and replicating metric reports is available only beginning in the August 2011 reporting month." The memorandum also noted that some other data is only available beginning in the August 2011 reporting month and that the auditors have recommended that the period to be audited be amended from July 1, 2010 through June 30, 2011 to January 1, 2011 to December 31, 2011. Staff has recommended that the audit period as established in Order No. 25,221 be amended to comply with the auditors' recommendation and has noted that there will be no repercussions to either the time line or the budget of the audit should the audit period be adjusted.

In that the audit period was established through a Commission order, an amendment to the Commission order with respect to the schedule may be made by the Commission following notice as required by RSA 365:28. Accordingly, this letter serves

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as notice that any party may respond to Staff's memorandum and recommendation by written submission no later than January 26, 2012.

Sincerely,



Debra A. Howland  
Executive Director

cc: Docket Files  
Service Lists

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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