

February 10, 2012

Debra Howland, Executive Director
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, N.H. 03301-2429



Re: DT 11-136 Petition for a License to Construct and Maintain a Fiber Optic Cable
Over and Across the Contoocook River in Penacook

Dear Ms. Howland:

On June 13, 2011, segTEL filed a petition for a license to construct and maintain a fiber-optic cable over and across the Contoocook River in Penacook, New Hampshire. The Commission acknowledged segTEL's petition by secretarial letter and opened docket DT 11-136.

Subsequently, on September 26, 2011, the Commission issued a secretarial letter in docket 11-036, regarding an earlier petition for a river crossing. In the September 26 letter, which I've attached here for your convenience, the Commission noted that it was accepting Staff's recommendation that no license was required when the proposed crossing is not "below the bridge clearance."

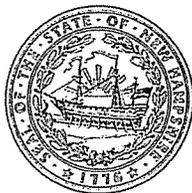
segTEL believe that this determination applies to its petition in this docket and affirms that it has all the applicable licenses required. Accordingly, segTEL hereby withdraws its filing, and thereby close docket DT 11-136.

Sincerely,

A handwritten signature in black ink, appearing to read "Kath Mullholand". The signature is fluid and cursive.

Kath Mullholand
Director of Operations
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PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

September 26, 2011

Kevin M. Shea
Director
segTEL, Inc.
P.O. Box 610
Lebanon, NH 03766

Re: DT 11-036, segTEL Petition to Construct and Maintain Fiber Optic Cable
Over and Across Public Waters of the Merrimack River in Hooksett, NH

Dear Mr. Shea:

On February 23, 2011, segTEL, Inc. (segTEL) filed a petition with the Commission pursuant to RSA 371:17 for a license to construct and maintain fiber optic cable over and across the Merrimack River in the Town of Hooksett. An amendment to the petition was filed on May 27, 2011, indicating changes in the proposed construction, namely that the cable would be attached to an existing municipally owned bridge. Included with the amendment was a copy of the license granted by the Town of Hooksett for segTEL's proposed construction of the fiber optic cable on the bridge.

On September 21, 2011, Staff filed a report of its review of the petition and recommending that the petition be dismissed. Staff points out that the Commission determined in Order No. 6217, 35 NHPUC 94 (1953) that the licensing requirements of RSA 371:17 "shall not include crossings having supports attached to public highway bridges, except where such crossings are below the bridge clearance." Staff states that it conducted a field visit and that the crossing will be attached to existing stanchions above the bridge clearance.

Based on its review of the petition and amendment, as well as Staff's memorandum, the Commission has determined that a license pursuant to RSA 371:17 is not required for the proposed cable crossing. As a result, this docket will be closed.

Sincerely,

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

Debra A. Howland
Executive Director