

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

DT 08-162

Petition for Arbitration of Rates, Terms and Conditions
of Interconnection with TDS

**Partially Assented-to Motion to
Extend Procedural Schedule**

Kearsarge Telephone Company, Wilton Telephone Company, Inc., and Merrimack County Telephone Company, (collectively the “TDS Companies”), hereby move for an extension by thirteen days of the procedural schedule in Docket DT 08-162 (this “Docket”). In support of this motion, the TDS Companies state as follows:

1. In the Commission’s Secretarial Letter of February 18, 2009 it fixed today, March 11, 2009, as the date for the TDS Companies to file either a motion to compel responses to data requests, a motion for evidentiary hearing, or a stipulation of facts for decision by the Commission on the merits.

2. The TDS Companies and the Petitioner, Comcast Phone of New Hampshire, LLC (“Comcast”), currently are in discussions regarding certain data requests and stipulated facts. These discussions, while fruitful, have not been concluded as of today. In the interest of judicial economy, the TDS Companies and Comcast jointly seek an extension of the deadlines set forth within the procedural schedule in order that the most appropriate pleading can be submitted.

2. Counsel for the TDS Companies sent an electronic notice to the Service List for this Docket advising of the negotiated extension of the deadlines in the procedural schedule between Comcast and the TDS Companies. As of this date, only the Commission’s Staff has

responded noting its assent to the requested extension. None of the parties responded with an objection (or a notice thereof).

3. The requested extension of the procedural schedule will enhance the orderly and efficient conduct of this proceeding.

4. A thirteen (13) day extension will not impair the rights of any party to this proceeding.

5. The proposed revised procedural schedule is:

Deadline for the TDS Companies to file motion to compel responses to data requests or motion for evidentiary hearing explaining why a hearing and cross examination is necessary, or, alternatively, a stipulation of facts for decision by the Commission on the merits

March 24, 2009

Deadline for Comcast and other parties to file response to March 24 TDS filing

April 6, 2009

Deadline for the TDS Companies' response

April 13, 2009

WHEREFORE, the TDS Companies respectfully request that the Commission extend the procedural schedule in this case as set forth herein above.

Respectfully submitted,

KEARSARGE TELEPHONE COMPANY,
WILTON TELEPHONE COMPANY, INC., and
MERRIMACK COUNTY TELEPHONE
COMPANY

By their Attorneys,

DEVINE, MILLIMET & BRANCH,
PROFESSIONAL ASSOCIATION

Dated: March 11, 2009

By:



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing reply brief was forwarded this day to the parties by electronic mail.

Dated: March 11, 2009

By:



Frederick J. Coolbroth, Esq.