

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: April 23, 2009
AT (OFFICE): NHPUC

FROM: *David*
David Goyette, Utility Analyst III - Telecommunications

SUBJECT: DT 09-060 Fairpoint Communications - NNE
Special Contract with Rite Aid for Digital Centrex Service

TO: Debra Howland, Executive Director
Kate Bailey, Director - Telecommunications



On March 26, 2009, Northern New England Telephone Operations LLC d/b/a Fairpoint Communications - NNE (Fairpoint) filed a special contract between Fairpoint and Rite Aid. Under the contract, Fairpoint will provide Rite Aid with Digital Centrex service for a period of 36 months. In support of the filing, Fairpoint submitted records and information, including contract terms and conditions, which are subject to confidential treatment pursuant to RSA 378:43.

Staff submitted a request to Fairpoint for additional information to confirm that the price floor requirement of the contract has been met. Fairpoint responded that it would need more time to prepare its response, and suggested that Staff recommend extending the contract's effective date. Pursuant to RSA 378:18-b, II (b), the Commission may "in its discretion and with reasonable explanation, extend the effective date of the special contract by 30 days." Staff therefore, recommends that the effective date of the contract be extended by 30 days, to May 25, 2009. The contract is otherwise effective by operation of law, unless denied, on April 25, 2009.