

ATTORNEYS AT LAW

August 18, 2009

HARRY N. MALONE, ESQ. 603.695.8532 HMALONE@DEVINEMILLIMET.COM

## **BY HAND DELIVERY**

Debra A. Howland Executive Director & Secretary New Hampshire Public Utilities Commission 21 S. Fruit Street, Suite 10 Concord, NH 03301

Re: DT 09-113; FairPoint Communications, Inc. Petition for Waiver; Supplemental Information

Dear Ms. Howland:

Pursuant to the Order of Notice in the above captioned proceeding dated August 14, 2009, enclosed for filing are an original and seven (7) copies of supplemental information as specified in the Technical Session of August 13, 2009. This supplemental information consists of a proposed revised version of the current Performance Assurance Plan, with Appendix A, marked-up to reflect the revised distribution of billing credits resulting from the requested reduction in the total dollars at risk.

A compact disk containing a copy of this filing is also enclosed.

Very truly yours,

Harry N. Malone (Kaa)

HNM:kaa

Enclosures

cc: Electronic Service List

## NHPUC AUG18'09 PM 1:05

DEVINE, MILLIMET & BRANCH PROFESSIONAL ASSOCIATION 43 NORTH MAIN STREET CONCORD NEW HAMPSHIRE 03301 T 603.226.1000 F 603.226.1001 DEVINEMILLIMET.COM MANCHESTER, NH ANDOVER, MA CONCORD, NH NORTH HAMPTON, NH