

CHAIRMAN  
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COMMISSIONERS  
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Amy L. Ignatius

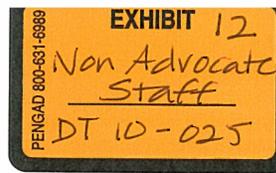
EXECUTIVE DIRECTOR  
AND SECRETARY  
Debra A. Howland

THE STATE OF NEW HAMPSHIRE



**PUBLIC UTILITIES COMMISSION**  
21 S. Fruit Street, Suite 10  
Concord, N.H. 03301-2429

March 9, 2010



Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH  
1-800-735-2964

Website:  
[www.puc.nh.gov](http://www.puc.nh.gov)

Re: DT 10-025, FairPoint Communications, Inc.  
Issue for Discovery

To the Parties:

On Saturday, February 20, 2010, an e-mail was sent to the Public Utilities Commission's general e-mail account, addressed to Kate Bailey, the Director of the Commission's Telecommunications Division. See Attachment A. The e-mail was forwarded to Ms. Bailey by Commission administrative staff on Monday morning, February 22, 2010. On March 1, 2010, when she returned from vacation, Ms. Bailey forwarded the e-mail to the Commissioners, General Counsel Anne Ross and Legal Division Director Ed Damon. See Attachment B.

The Commissioners met with Mr. Damon, and consulted the attorneys assigned to them by the Department of Justice, to consider the appropriate means for addressing the substance of the allegations, including who should pursue the issue in light of the designation of Ms. Ross and Ms. Bailey as staff advocates. The Commission determined that the substantive issues could be pursued in the normal course of discovery in this proceeding and that the designation of Ms. Ross and Ms. Bailey as staff advocates should be observed with respect to exploring the allegations. Accordingly, the Commissioners did not meet with Ms. Bailey or Ms. Ross.

Inasmuch as the e-mail provided as Attachment A raises issues that may lead to the discovery of information relevant to this proceeding, it is being placed in the docket book for use by the parties. The name and address line has been redacted, however, pending the Commission's determination of whether it is appropriate to disclose the identifying information regarding the author of the e-mail.

Sincerely,

A handwritten signature in black ink that reads "Debra A. Howland".

Debra A. Howland  
Executive Director

Attachments  
cc: Docket File

**Davis, Lori**

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**From:** Davis, Lori on behalf of PUC  
**Sent:** Monday, February 22, 2010 8:26 AM  
**To:** Bailey, Kate  
**Cc:** Howland, Debra  
**Subject:** FW: confidential, nothing you already may know

Hi Kate,

I have attached an internet email from our PUC account.

Tx  
Lori

-----Original Message-----

**From:** [REDACTED]  
**Sent:** Saturday, February 20, 2010 5:24 PM  
**To:** PUC  
**Subject:** confidential, nothing you already may know

To Kate Bailey:

Hello Kate, It frustrates me to no end with what is going on with FairPoint.  
This whole thing

as been a fiasco since day one! I left FairPoint and was fortunate to land  
another job.

Unfortunately; there is still a lot of turmoil. What you need is testimony  
from the front line

supervisors who have been hammered through this whole ordeal. Everyone seems  
to be

focused on the union who clueless on operational issues and senior  
management who is

also clueless.

kate, you will know who

I am because of the return e-mail address. I want to remain anonymous but  
would like to

somehow breath some hope in my previous employees who I know worked hard to

fix the

issues Senior management created.

Can you somehow interview both the planning and engineering 1st level employees? Keeping

it confidential so you can address senior management with the right questions? I think

what you will find can be alarming.

Next Generation Network - Huge fauxpas....They bought fiber without the jelly filled substance

that we always used only to find out nobody followed thru on how it should be spliced!

Nothing works as a result because of how the none jelly filled cable retracts creating microbends

that wont pass the light. Bottom line is more work to get this program off it's feet.

I heard this through one of my contacts. Should you force me to testify, I will refuse as I do not

want to put anyone in jeopardy. I was told this in confidence.

Look I'm sending this to you in confidence that you will use the information the right way.

There are other issues including loop make ups, something that is critical to provisioning.

I do not want to put myself or any of my contacts in harms way! This information should be

enough for you to conduct your own inquiries without raising suspicion. excuse the spelling.

thank you for your time and please do not make me regret this  
e-mail!!!!!!!!!!!!!!

I am only looking to bring the issues to the surface so everyone understands  
the real issues and how senior management took a good company and alienated  
it's customers. The 2nd and 1st level managers

have taken the brunt of the bad press which is wrong. Again, I left with  
good reason as I could no longer

endure the bad decisions that were being made, the hardship placed on lower  
class managers to help fix the problems with little to no acknowledgement.  
Peter Nixon and everyone above him should be shot

for what they did to New England! Please do not take offense but I'm sure  
the PUC would of reconsidered their decision knowing what you know and going  
thru now!

**Damon, Edward**

---

**From:** Bailey, Kate  
**Sent:** Monday, March 01, 2010 11:03 AM  
**To:** Getz, Tom; Below, Clifton; Ignatius, Amy L  
**Cc:** Ross, F. Anne; Damon, Edward  
**Subject:** I think we need to talk about this

This e-mail came to the PUC account for me while I was on vacation. I know the person this came from and I also have other information that makes this credible. I think we need to investigate this quickly.

Since I was out last week, Lori also forwarded it to Michael. This is something the commission needs to investigate which may have both financial and managerial consequences.

I would like to discuss how we should handle the investigation and whether silo 1 and 2 can work together on it. Do you have time this afternoon?

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