

**THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DT 10-213

CRC COMMUNICATIONS OF MAINE, INC.

Petition to Amend CLEC Authority

ORDER OF NOTICE

On August 9, 2010, CRC Communications of Maine, Inc. (CRC) filed with the Commission a petition to amend its authority as a competitive local exchange carrier (CLEC) in New Hampshire. CRC seeks authority to amend its authorization to allow it to provide local telecommunications services and interexchange telecommunications services in the territories served by Northland Telephone of Maine (Northland).

CRC was granted authorizations to provide local exchange services and interexchange services by the Commission in January, 2009. The authority to provide these services is limited to the territories served by FairPoint Communications. On April 21, 2010 Northland and CRC filed a voluntarily negotiated interconnection agreement upon which the Commission took no action, and which, by operation of law, became effective on July 20, 2010. CRC is now seeking to amend its authorizations to allow it to operate in Northland's territories so that it may provide services to its customer, Time Warner Cable Information Services, LLC (TWCIS). Concurrent with this petition, TWCIS also sought to amend its authorizations to allow it to provide services to include the territories served by Northland. *See* Docket No. DT 10-207. By a letter to the Commission dated August 23, 2010, TWCIS withdrew its petition, without prejudice.

CRC contends that it meets the requirements to qualify for the amendment to its authorization. Moreover, CRC requests that an expedited hearing be held on its petition since, it

claims, the issues would not be significant. On August 30, 2010, Staff filed a letter in this docket outlining its understanding for the scope of a hearing in the docket and the information required of CRC to complete the amendment to its registration in light of the New Hampshire Supreme Court's decision in *Appeal of Union Telephone*, 161 N.H. __ (opinion issued May 20, 2010). We accept that Staff's proposals regarding scope and the required information shall be the basis for the process in this docket, but we caution that this acceptance is not to be construed as the process applicable to any future petitions for CLEC registrations in the territories of exempt ILECs

The filing raises, inter alia, issues related to whether permitting CRC to provide local exchange and interexchange services in Northland's territories is in the public good. Each party has the right to have an attorney represent them at their own expense.

Based upon the foregoing, it is hereby

ORDERED, that CRC shall submit testimony, affidavits, or other evidence sufficient to meet the factors set out in RSA 374:22-g not later than October 8, 2010; and it is

FURTHER ORDERED, that a hearing before the Commission on CRC's petition shall be held on October 27, 2010 at 1:30 p.m.; and it is

FURTHER ORDERED, that since Northland is the ILEC potentially affected by this petition, should it file a request to intervene, such intervention shall be granted; and it is

FURTHER ORDERED, that should Northland intervene and determine that a hearing is not required, it shall file, not later than October 22, 2010 a document indicating its agreement that a hearing is not needed pursuant to RSA 374:26; and it is

FURTHER ORDERED, that pursuant to N.H. Admin. Rules Puc 203.12, CRC shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice

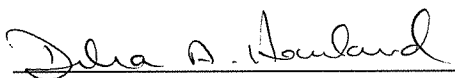
no later than October 6, 2010, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before October 27, 2010; and it is

FURTHER ORDERED, that CRC shall deliver this order of notice to Northland by first class mail, return receipt requested, no later than October 6, 2010; and it is

FURTHER ORDERED, that pursuant to N.H. Admin. Rules Puc 203.17, any party seeking to intervene in the proceeding shall submit to the Commission seven copies of a Petition to Intervene with copies sent to CRC and the Office of the Consumer Advocate on or before October 22, 2010, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interest may be affected by the proceeding, as required by N.H. Admin. Rule Puc 203.17 and RSA 541-A:32,I(b); and it is

FURTHER ORDERED, that any party objecting to a Petition to Intervene make said Objection on or before October 27, 2010.

By order of the Public Utilities Commission of New Hampshire this twenty-third day of September, 2010.



Debra A. Howland
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability, should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.