



Susan S. Geiger
sgeiger@orr-reno.com
Direct Dial 603.223.9154
Direct Fax 603.223.9054
Admitted in NH and MA

November 2, 2012

Via Electronic Mail and Hand Delivery

Ms. Debra A. Howland
Executive Director and Secretary
N.H. Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, NH 03301



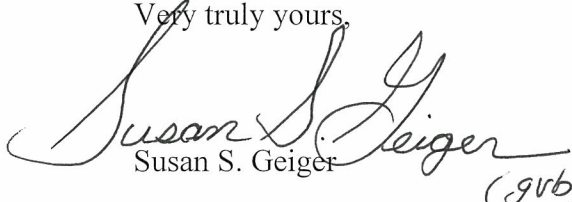
RE: Comcast Phone Of New Hampshire, LLC and Comcast IP Phone II, LLC
Application of Laws of 2012, Chapter 177 (Senate Bill 48) to VoIP and
IP-Enabled Services
Docket No: DT 12-308

Dear Ms. Howland:

Enclosed please find an *original* and six copies of an Affidavit of Publication for filing with the Commission in the above-referenced docket.

Please feel free to contact me if you have any questions.

Very truly yours,


Susan S. Geiger (grb)

SSG/gvb
Enclosures

cc: Service List (Electronic Mail Only)

931604_1

**STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DT 12-308

COMCAST PHONE OF NEW HAMPSHIRE, LLC AND COMCAST IP PHONE II, LLC

Application of Laws of 2012, Chapter 177 (Senate Bill 48) to VoIP and IP-Enabled Services

AFFIDAVIT OF PUBLICATION

NOW COMES Susan S. Geiger, upon oath, being duly sworn, and states as follows:

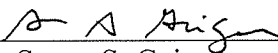
1. I am counsel for Comcast Phone of New Hampshire, LLC and Comcast IP Phone II, LLC ("Comcast") in the above-captioned docket.

2. On October 24, 2012, the New Hampshire Public Utilities Commission issued an Order of Notice in the above-captioned docket. The Order of Notice directed Comcast to forward a copy of said Order of Notice forthwith to all parties in DT 09-044, and to publish a copy of said Order of Notice no later than October 29, 2012 in a newspaper with general circulation in those portions of the state in which operations are conducted, such notification and publication to be documented by affidavit filed with the Commission on or before November 2, 2012.

3. On October 25, 2012, the undersigned caused a copy of the above-referenced Order of Notice to be sent via electronic mail to the parties in DT 09-044.

4. The above-referenced publication was made in the New Hampshire Union Leader on October 28, 2012. *See* Affidavit of Phyllis E. Manning and published notice attached.

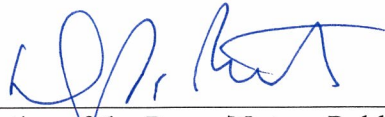
Dated: November 1, 2012



Susan S. Geiger

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

On this 1st day of November, 2012, the above-named Susan S. Geiger personally appeared before me and subscribed and swore to the foregoing.

A handwritten signature in blue ink, appearing to read 'D. Patch', is written over a horizontal line.

Justice of the Peace/Notary Public
My Commission Expires:

931336_1

DOUGLAS L. PATCH, Justice of the Peace
My Commission Expires August 24, 2016

UNION LEADER CORPORATION

PO BOX 9513
MANCHESTER, NH 03108

0000056441
ORR & RENO/LEGALS
PO BOX 3550
CONCORD NH 03302-3550

hereby certify that the legal notice: (0000290560) DT 12-308
was published in the New Hampshire Union Leader
printed at Manchester, NH by the Union Leader Corp.
On:
10/28/2012.

State of New Hampshire
Hillsborough County

Subscribed and sworn to before me this

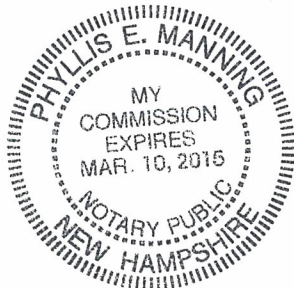
29

day of

October 2012

Phyllis E Manning

Notary Public



Legal Notice

NOTICE OF FORECLOSURE SALE

Pursuant to a power of sale contained in Mortgage dated April 28, 2006 and recorded at Book 1170, Page 0609 ("Mortgage") in the Coos County Registry of Deeds ("Registry"), given by **Harold P. Munce and Marilyn Munce** (the "Mortgagor") to Passumpsic Savings Bank (the "Mortgagee"), a Vermont banking corporation, with a principal place of business at 497 Railroad Street, PO Box 38, St. Johnsbury, VT 05819-0038, as holder of the Mortgage, and in execution of said power and rights, for mortgage conditions broken, will foreclose upon and sell a portion of the property described in the Mortgage, at public auction, as specified below.

Real Estate to be Sold: One (1) certain tract or parcel of land, together with all buildings and improvements thereon, located at 447 Main Street, in the Town of Gorham, Coos County, New Hampshire (the "Premises"), together with any easements, covenants, restrictions, permits, and appurtenant rights, if any, as detailed therein. The Premises are believed to be designated as Town of Gorham Assessor's Tax Map U 9 Lot 9-A. In the event of any discrepancy between the description of the Premises contained in this notice and the Premises as described in the Mortgage, the terms of the Mortgage shall control.

Date, Time and Place of Sale: The sale shall be held at 447 Main Street, Gorham, New Hampshire on November 5, 2012 at 11:00 a.m.

Terms of Sale: The Premises will be sold subject to any and all unpaid taxes and other municipal assessments and liens therefor, and all other liens, easements, rights and encumbrances of any and every nature which are or may be entitled to precedence over the Mortgage. The Premises may be offered separately or sold as an entirety as the Mortgagee may determine at the time of sale and at Mortgagee's sole discretion. The Premises will be offered and sold "AS IS and WHERE IS." Mortgagee makes no representations or warranties with respect to (a) the accuracy of any statement as to the boundaries, acreage, frontage or other matters contained in the description of the Premises contained in the Mortgage, (b) the legal status or condition of any building or improvements on the Premises, or (c) the Premises' compliance with zoning or any other federal, state, or local law or regulation.

In order to qualify to bid at the foreclosure sale, interested persons must present to the Mortgagee or its agent at time of auction a \$10,000 deposit (the "Deposit") in cash or by certified check, cashier's or treasurer's check or bank draft ("Satisfactory Funds") or other form of payment acceptable to Mortgagee in its sole discretion. Deposits of unsuccessful bidders shall be returned at the conclusion of the public auction.

The successful bidder shall be required to sign a Memorandum Agreement of Sale (the "Memorandum") at the conclusion of the public auction and must pay the balance of the bid price in full, together with 100% of all real estate transfer taxes thereon, in Satisfactory Funds, upon Mortgagee's tender of a foreclosure deed to the Premises, within forty-five (45) days following the sale date (the "Closing"), time being of the essence. Mortgagee shall have the right to retain the Deposit in the event that the successful bidder fails or refuses to execute the Memorandum or to timely complete the purchase on the terms set

Legal Notice

THE STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DT 12-308

**COMCAST PHONE OF NEW HAMPSHIRE, LLC AND COMCAST IP PHONE II, LLC
Application of Laws of 2012, Chapter 177 (Senate Bill 48) to VoIP and IP-Enabled Services
ORDER OF NOTICE**

On May 22, 2012, the New Hampshire Supreme Court accepted the appeal of Comcast Phone of New Hampshire, LLC and Comcast IP Phone II, LLC (Comcast) from certain decisions made by the New Hampshire Public Utilities Commission (Commission) in Docket No. 09-044. On October 12, 2012, the Court denied Comcast's motion to vacate orders under review as moot. In addition, the Court remanded the case to the New Hampshire Public Utilities Commission (Commission) for the limited purpose of reconsidering Commission Order No.s 25,262 and 25,274 and related orders in DT 09-044 in light of Laws of 2012, Chapter 177 (SB 48). The appeal is held in abeyance pending completion of the proceedings on remand.

The Commission opened Docket No. 09-044 to consider a petition by certain rural local exchange carriers of the New Hampshire Telephone Association (RLECs) for an investigation into the regulatory status of fixed IP-enabled cable voice services. The Commission ruled in Order No. 25,262 (August 11, 2011) that the fixed IP-enabled cable voice service offered by Comcast and TWC Digital Phone LLC (Time Warner) (in particular, Comcast Digital Voice and Time Warner's Digital Phone and Business Class Phone) is a utility service that falls under the jurisdiction of the Commission pursuant to RSA 362:2 (definition of "public utility"), with Comcast and Time Warner being subject to limited regulation as competitive local exchange carriers (CLECs). The Commission further ruled that state regulation of Comcast and Time Warner cable voice services is not preempted by federal law nor does the regulation of these companies as CLECs involve discriminatory or burdensome economic regulation that would inhibit the development of a competitive market or conflict with federal law.

In Order No. 25,274 (September 28, 2011) the Commission denied Comcast's motion for rehearing and suspension of Order No. 25,262 and its motion to reopen the record of DT 09-044. On November 10, 2011, the Commission issued Order No. 25,288 which denied Comcast's motions for reconsideration of Order No. 25,274, but granted for a limited time a waiver of certain of the Commission's rules governing CLECs as applied to Comcast.

Reconsideration as ordered by the Court involves the Commission's review and determination of legal issues without further fact-finding. Because this will likely be the first time the Commission issues a ruling in a dispute regarding SB 48's effect on Commission regulation and because there could be benefit from hearing the views of other parties in making a decision, the Commission will, in addition to the parties to DT 09-044, permit other interested parties to participate in the Commission's reconsideration proceeding on a limited basis under the terms set forth in this order. Accordingly, the following procedural schedule is established:

**Deadline for publication of
order of notice by Comcast**

October 29, 2012

**Deadline for filing of written briefs
by parties to DT 09-044 and other**

Loans

nationally, according to the Institute for College Access & Success. That represents an increase of \$1,392 for New Hampshire students over the previous year, and a boost of \$1,350 nationwide.

"They're willing to take it on because it's the best economic decision they can ever make," said Thomas Horgan, president and CEO of the NH College & University Council, which represents 17 higher education institutions with more than 70,000 students, including the University of New Hampshire and Southern New Hampshire University.

"You can take on a \$30,000 car loan and pay \$500 a month for five years to pay it off. And at the end of five years, you've got a depreciated asset. Or you can take on \$25,000 or \$30,000 in student loans. You have an appreciating asset that's going to appreciate throughout your lifetime."

State to blame

Horgan blamed state budget cuts for boosting student debt levels.

A separate report released last week said New Hampshire provided the lowest state appropriation for higher education per \$1,000 in personal income for 2011-12 school year. New Hampshire provided \$1.39 compared to \$5.63 nationwide, according to the College Board's report, "Trends in College Pricing 2012."

New Hampshire's appropriations also recorded the largest five-year decline by percentage in appropriations, a 42 percent cut versus 16 percent nationwide, the study said.

Judged against other flagship universities of each state, UNH, at \$16,422, ranked as the second most expensive for in-state tuition and fees for the 2012-13 school year, behind only Penn State University-University Park at \$17,266, according to the College Board report.

Elizabeth Kenffel, director of