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November 30, 2010

Re: RSA 378:43 Repeal

To all telephone utilities:

As many, if not all, of you are aware effective December 19, 2010, RSA 374:43 is repealed pursuant to Laws 2010, 206:3. This letter serves as a reminder that when making filings with the Commission containing confidential information, it will no longer be sufficient to make reference to that statute as providing an exemption from the Right-to-Know law, RSA chapter 91-A. Documents filed prior to December 19 will not lose their confidential status.

From December 19, 2010 until further notice, any filing made with the Commission not accompanied by a motion for confidential treatment shall be deemed a public document, subject to disclosure pursuant to the procedures in RSA chapter 91-A.

Information on the form for and content of motions for confidential treatment may be found in the Commission's rules under Puc 203.08. The Commission's rules may be found at the following web address: <http://www.puc.nh.gov/Regulatory/rules.htm>. The text of RSA 91-A may be found at the following web address: <http://www.gencourt.state.nh.us/ras/html/NHTOC/NHTOC-VI-91-A.htm>.

In addition, the Commission has recently been granted authority to adopt rules relative to the treatment of confidential materials in "routine" filings. The Commission has begun drafting new rules under this authority and anticipates that draft rules will be available for comment soon.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew J. Fossum".

Matthew J. Fossum
Staff Attorney