

DEVINE MILLIMET

ATTORNEYS AT LAW

April 17, 2009

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Kathryn M. Bailey, P.E.
Director, Telecommunications
New Hampshire Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, NH 03301

Re: DT 07-011 Verizon New England Inc., et al. and FairPoint Communications, Inc.
Transfer of Assets

Dear Ms. Bailey:

This correspondence is submitted on behalf of FairPoint Communications, Inc., and Northern New England Telephone Operations LLC d/b/a FairPoint Communications - NNE (collectively "FairPoint"). Pursuant to Secretarial Letter dated April 9, 2009, FairPoint understands that the Commission's Staff must report to the Public Utilities Commission by close of business today "... on FairPoint's compliance with the terms of the Settlement Agreement dated January 23, 2008...", said agreement being by and between the Joint Petitioners (in Docket DT 07-011) and the Staff. By this correspondence, FairPoint confirms that it made no filings with the Commission pursuant to Section 9.2 of the Settlement Agreement.

Section 9.2 of the Settlement Agreement states (in relevant part) that:

FairPoint shall file with the Commission, on a confidential basis, all commercial agreements for services related to the provisioning of unbundled network elements in accordance with Section 271 of the Communications Act of 1934, as amended.

FairPoint hereby confirms that it has not assumed from Verizon New England Inc., nor has FairPoint entered into, any agreements related to the provisioning of unbundled network elements in accordance with Section 271 of the Communications Act of 1934. Therefore, FairPoint believes it is compliance with Section 9.2 of the Settlement Agreement as there are no agreements to file in accordance therewith.

Kathryn M. Bailey, P.E.
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Please feel free to contact me with questions or concerns.

Very truly yours,

A handwritten signature in cursive script, reading "Patrick C. McHugh".

Patrick C. McHugh

PCM:kaa

Enclosures

cc: Michael Morrissey, Esq.
Frederick J. Coolbroth, Esq.
Lynn Fabrizio, Esq.