

STATE OF NEW HAMPSHIRE  
BEFORE THE  
PUBLIC UTILITIES COMMISSION

DT 08-013

**Comcast Phone of New Hampshire, LLC  
Request for Authority to Provide Local Telecommunications Services**

**Petition to Intervene by Kearsarge Telephone Company, Merrimack County Telephone Company, Hollis Telephone Company, Inc. and Wilton Telephone Company, Inc.**

Kearsarge Telephone Company (“Kearsarge”), Merrimack County Telephone Company (“MCT”), Hollis Telephone Company, Inc. (“Hollis”) and Wilton Telephone Company, Inc. (“Wilton”) (collectively, the “TDS Companies”) hereby petition to intervene in the above-docketed proceeding (the “Docket”) In support of their Petition, the TDS Companies state as follows:

1. On December 12, 2007, Comcast Phone of New Hampshire, LLC (“Comcast Phone”) filed a Form CLEC-10 Registration Statement (“Comcast Phone’s Application”) seeking authorization to engage in business within the service territories of the TDS Companies as a competitive local exchange carrier. This Commission issued on April 4, 2008, an Order *Nisi* granting Comcast Phone’s application. On April 16, 2008, the TDS Companies filed a motion to suspend the Order *Nisi* and, in the alternative, requested a hearing on the Application (the “Motion”). The Commission suspended the Order *Nisi* on May 2, 2008, via Order No. 24,854.

2. The TDS Companies’ Motion is incorporated herein by reference and not repeated for the Commission and the parties’ convenience. Given that Comcast Phone seeks to provide some form of competitive telecommunications service in the service territory of three of the TDS

Companies, and (undoubtedly) will seek some form of interconnection with the TDS Companies' telecommunications facilities, the TDS Companies have a substantial and direct interest in the outcome of the proceedings in this Docket.

3. The Commission's responses or rulings related to the issues raised within the TDS Companies' Motion directly and substantially impact the TDS Companies, ratepayers who live within the TSA Companies' service territory and all other parties to this Docket.

4. The TDS Companies have an interest in monitoring this Docket to ensure that the TDS Companies' interests are accurately depicted and represented during the course of the investigation. The TDS Companies further have an interest to the extent that any issues studied involve or relate to the access services provided by the TDS Companies.

5. The TDS Companies believe, and therefore aver, that the rights, duties, privileges, immunities and other substantial interests of the TDS Companies may be affected by this proceeding.

6. The TDS Companies' participation in this proceeding is in the interest of justice and will enhance the orderly and prompt conduct of this proceeding.<sup>1</sup>

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<sup>1</sup> On April 23, 2008, this Commission issued Order No. 24,852 in Docket DT 07-027 (the "TDS AFOR Docket"). In summary, the Commission granted the relief requested by Wilton and Hollis pursuant to a settlement agreement among various parties to the TDS AFOR Docket. The Commission, however, did not grant the relief requested by MCT and Kearsarge. The TDS Companies hereby assure this Commission that Wilton intends to abide the terms of its settlement agreement in the TDS AFOR Docket and Order No. 24,852. Nonetheless, Wilton submits that its interests may be directly and substantially affected by the outcome of this proceeding and Wilton therefore should be permitted to intervene in this Docket to the extent such intervention remains in compliance with Order No. 24,852 and the related settlement agreement.

WHEREFORE, the TDS Companies respectfully request that the Commission grant this  
Petition to Intervene.

Respectfully submitted,

KEARSARGE TELEPHONE COMPANY  
MERRIMACK COUNTY TELEPHONE  
COMPANY  
HOLLIS TELEPHONE COMPANY, INC.  
WILTON TELEPHONE COMPANY, INC.

By Their Attorneys,

DEVINE, MILLIMET & BRANCH,  
PROFESSIONAL ASSOCIATION

Dated: May 15, 2008

By:   
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### CERTIFICATE OF SERVICE

I hereby certify that a PDF copy of the foregoing motion was forwarded this day to the  
parties by electronic mail.

Dated: May 15, 2008

By:   
Frederick J. Coolbroth, Esq.  
Patrick C. McHugh, Esq.