

THE STATE OF NEW HAMPSHIRE



PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website:
www.puc.nh.gov

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Thomas B. Getz

COMMISSIONERS
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Amy L. Ignatius

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland

October 13, 2009

Re: DT 09-113, Northern New England Telephone Operations, LLC
d/b/a FairPoint Communications, NNE
Petition for Waiver of Certain Requirements Under the Performance Assurance
Plan and Carrier to Carrier Guidelines

To the Parties:

On September 22 and 23, 2009, motions to dismiss were filed in the above referenced matter by One Communications, CRC Communications of Maine, Inc., BayRing Communications and segTEL, Inc. (collectively, "CLECs") to which FairPoint objected on October 1, 2009 in a late filed pleading. On October 6, 2009, counsel for BayRing filed on behalf of the CLECs a request for permission to file reply comment in response to the FairPoint objection. BayRing represents in its request that FairPoint consented to allowing the CLECs an opportunity to file reply comment.

In light of the foregoing, this letter constitutes notice to the parties that the Commission will allow an additional round of filings for the purpose of considering the September motions to dismiss. Accordingly, any CLEC wishing to file a reply to FairPoint's objection may do so no later than October 16, 2009. FairPoint's response to the CLEC reply comments is due October 23, 2009. All reply comments must be limited in scope to issues first raised in FairPoint's October 1 objection and any further response by FairPoint must focus on the issues addressed in the replies.

Sincerely,

A handwritten signature in blue ink that reads "Debra A. Howland".

Debra A. Howland
Executive Director