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STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: September 8, 2010

AT (OFFICE): NHPUC

FROM: *David*
David Goyette, Utility Analyst III - Telecommunications

SUBJECT: DT 10-225 FairPoint Communications - NNE
Special Contract with Elliott Health System for TransConnect LAN Service

TO: Debra Howland, Executive Director
Kate Bailey, Director - Telecommunications

On August 31, 2010, Northern New England Telephone Operations LLC d/b/a FairPoint Communications - NNE (FairPoint) filed a special contract between FairPoint and Elliott Health System. Under the contract, FairPoint will provide Elliott Health System with TransConnect LAN Service, including Port and Access, for a period of 36 months. During the first 12 months of the contract Elliott Health System can order additional circuits at the rates set forth in the contract. In support of the filing, FairPoint submitted records and information, including contract terms and conditions, which are subject to confidential treatment pursuant to RSA 378:43.

Staff has reviewed the cost study data submitted by FairPoint and confirmed that the contract rates exceed the price floor requirements as defined in Order Nos. 23,357 and 23,493 (Docket No. DT 99-018). Based on its analysis, Staff recommends that the special contract be allowed to go into effect pursuant to RSA 378:18-b, II(a).