

June 13, 2011

Ms. Debra Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street
Concord, NH 03301



Re: DT 11-024 (Petition by Union Telephone Company for an Alternative Form of Regulation)

Dear Ms. Howland:

At the technical hearing in this matter held on May 13, 2011, Commissioner Ignatius asked whether Union Telephone Company ("Union") had considered a timeframe for lifting its confidentiality claims over the documents that were submitted under seal. Union's counsel indicated that Union had not yet determined an appropriate timeframe but would do so and provide a response to the Commission.

As you know, the documents under seal in this matter originated both from Union and from MetroCast Cablevision of New Hampshire, LLC ("MetroCast"), the competing service provider who is cooperating with Petitioner in the present matter. Union's counsel and MetroCast's counsel have been in contact during the past month to reach accord on a single proposal that will address all confidential documents filed under seal in this case.

Union and MetroCast have reviewed the Commission's policy on handling confidential documents in Commission proceedings, codified at N.H. Admin Rule. Puc 203.08(m), as well as the statutory requirements for handling and disposing of public records as set forth at RSA 5:37 and 5:38. In light of these requirements, we propose the following:

1. That the Commission destroy all copies but one (1) of all allegedly Confidential and Highly Confidential documents promptly when the Commission's final order in the case becomes final and all rights of appeal have been exhausted; and
2. That the Commission destroy the final copy of all allegedly Confidential and Highly Confidential documents at the end of four (4) years from when the Commission's final order in the case becomes final and all rights of appeal have been exhausted.

In furtherance of this proposal, I am authorized to state that both Union and MetroCast aver that none of the allegedly Confidential and Highly Confidential Documents in the case have any permanent or historical value.

It is our hope that this proposal is acceptable to the Commission and satisfies the applicable requirements of the Commission's rules in a manner consistent with the state's public records laws.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Paul Phillips", with a long horizontal flourish extending to the right.

Paul J. Phillips

cc: Electronic Service List, DR 11-024