

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

DT 07-027

Kearsarge Telephone Company, Wilton Telephone Company, Inc.,
Hollis Telephone Company, Inc. And Merrimack County Telephone Company
Petition For Alternative Form Of Regulation

**AFFIDAVIT OF THOMAS E. MURRAY
REGARDING MERRIMACK COUNTY TELEPHONE COMPANY**

The undersigned, Thomas E. Murray, being first duly sworn, deposes and says as follows:

1. My name is Thomas E. Murray, and my business address is 24 Depot Square, Northfield, Vermont 05663. I am employed by TDS Telecom Service Corporation ("TDS Telecom") as Manager - State Government Affairs in TDS Telecom's Government and Regulatory Affairs department. I have responsibility for the State Regulatory affairs and State Legislative affairs in Maine, New Hampshire, Vermont and New York. In early May 2010, I was hired by TDS Telecom as a replacement for Michael C. Reed who previously held the position of Manager - State Government Affairs for TDS Telecom. My background includes twenty years in the telecommunications field including nine years of employment with TDS Telecom, five years with Rural Cellular Corp. and six years in Vermont state government. I have most recently served as the Vermont Chief Information Officer and Executive Director of the Vermont Telecommunications Authority. This affidavit is submitted on behalf of TDS Telecom's affiliate company, Merrimack County Telephone Company ("MCT").

2. The New Hampshire Public Utilities Commission (the "Commission") stated in its Order No. 25,103 issued on May 14, 2010 in Docket DT 07-027 (the "Order") as follows:

For TDS to prevail, it must provide evidence sufficient for a "Yes" designation in at least one column for each exchange. If TDS were to demonstrate that CLEC offerings are currently being made in Antrim, Contoocook, Henniker, Hillsborough and Melvin Village, the exchanges of Bradford and Warner would still be in the "No" column and thus we cannot find that the terms of the statute have been met in Merrimack.

Order at pp. 25-26. This affidavit responds to the foregoing provision of the Order.

3. The responsive evidence presented to the Commission herein is in three forms: Comcast web site marketing materials offering voice service, local number ports for the Antrim, Contoocook, Henniker and Hillsborough exchanges, and an email response from Time Warner Inc. confirming their voice offering in the Melvin Village exchange.

4. MCT obtained the screen shots from Comcast's web site, attached hereto as "Attachment A", specifically offering to provide voice service in the MCT exchanges of Antrim, Contoocook, Henniker and Hillsborough. These advertised offerings alone establish that Comcast is offering service as a CLEC in these exchanges.

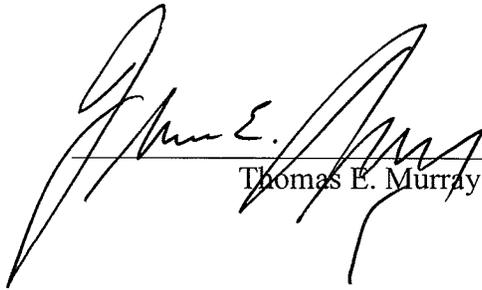
5. In addition, the number port evidence shows many instances in which MCT customers in the Antrim, Contoocook, Henniker and Hillsborough exchanges have moved to Comcast as their voice service provider while keeping their telephone numbers. The Local Number Portability Report, attached hereto as "Attachment B", was obtained from MCT's customer records system. It provides examples showing customer phone lines being ported to Comcast in the MCT exchanges of Antrim, Contoocook, Henniker and Hillsborough. The information on Attachment B has been marked "Confidential" and is competitively sensitive and is submitted as confidential pursuant to RSA 378:43, as it pertains to the provision of competitive services; sets forth trade secrets or other confidential information falling within the

scope of RSA 378:43, II(b); and is not general public knowledge or published elsewhere, MCT having taken measures to prevent dissemination of the information in the ordinary course of business.

6. With regard to the Melvin Village exchange, an email received by Time Warner, attached hereto as “Attachment C”, confirming its offer to provide a home in the Melvin Village exchange (town of Moultonboro) with Time Warner’s “triple-play” package that includes voice, video and data services.

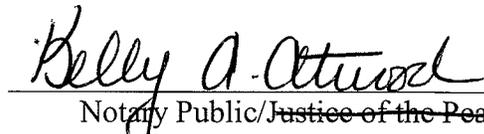
7. MCT believes that the information contained in Attachments A, B and C is fully responsive to the above-quoted provision of the Order and that this information expressly shows that Comcast and Time Warner are offering voice service in the exchanges of Antrim, Contoocook, Henniker, Hillsborough and Melvin Village. Accordingly, MCT believes that it has made the requisite showing for the granting of its petition for an alternative form of regulation pursuant to the Order, in all but MCT’s Bradford and Warner Exchanges. In our companion motion to hold the record open, MCT requests an additional ninety days to supply wireless coverage maps, similar to those accepted by the commission for the Sutton and Salisbury exchanges.

Dated this 14th day of June, 2010.


Thomas E. Murray

STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

Sworn to and subscribed before me this 14th day of June, 2010.


Notary Public/Justice of the Peace

My Commission Expires:

KELLY A. ATWOOD, Notary Public
My Commission Expires January 24, 2012

ATTACHMENT A

COMCAST
High Speed Internet

COMCAST
Digital Television

**Comcast Triple Play Antrim New Hampshire Deals - Starting
\$99/month***

Call Today
1-888-632-3052

Street Address:

Apt #:

Zip Code:

Mention Comcast Promo Code G18600

Comcast Antrim New Hampshire - Everything is Better

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about **Comcast Antrim New Hampshire**. Comcast Cable has always been the number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it possible for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money.

Comcast Antrim New Hampshire's broadband Internet services are sure to give you better communications and entertainment. In fact, all this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers your television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might not even have to pay about the same amount for a **Comcast Antrim NH service** with 12 Mbps as you were for DSL with 1!

The most impressive aspect of **Comcast high speed Internet in Antrim New Hampshire** is, of course, its speed. Speed is what you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends go on. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online cla

with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice

As you are probably aware, getting on the Internet does require a certain amount of caution these days thanks to rampant virus and spyware. However, Comcast also protects you against these threats. With the **McAfee Security Suite software** that comes with your subscription, you can relax and enjoy being online without worrying about all the threats.

Though the Internet is a great resource for everything from communications to entertainment, cable television is essential because it has so much fun (and informative). And, with this company's cable television service, you can have more fun than ever before. **Comcast Packages in Antrim New Hampshire** are jam-packed with hundreds of TV channels and include everything from premium movies to digital music and locals. If you are a die-hard sports fan, need Spanish-language programming, or want the thrill of high definition television, Comcast Antrim NH also has special programming for you.

Comcast's cable television service in Antrim NH also features the most extreme technology, which is sure to kick your television viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because you have so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to purchase a receiver and programming. This will provide you with the ultimate television viewing experience in Antrim New Hampshire.

You might not realize it, but Antrim New Hampshire Comcast even offers home telephone service, called **Digital Voice**. This is Comcast a full-service company and the best choice if you are looking for the best entertainment and communications in your area. Please use our "Check Availability" tool to verify that you are in a Comcast Cable service area, and to retrieve our exclusive **Comcast Antrim New Hampshire Deals**.

Call Toll Free **1-888-632-3052**

Mention Comcast Antrim New Hampshire Special Discount Code: G18600



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Compare these special Comcast Antrim NH deals to offers from Direct TV (DirectTV) Satellite TV, BellSouth, Adelphia Communications, BrightHouse, Dish Network (EchoStar) Satellite TV, Wow, AOL, CableVision (Optimum Online), SuddenLink, Charter Cable TV, Qwest Digital Cable TV, Verizon Fios, Verizon DSL (Digital Subscriber Line), AT&T U-Verse (Uverse), Cable One, Time Warner Cable (RoadRunner), Cox Communications, Mediacom, Bresnan Communications, Atlantic Broadband, AT&T Yahoo High Speed Internet, Qwest, Embarq, Insight Communications, Earthlink, AT&T DSL, ADSL, Vonage VOIP, Windstream Communications, Wildblue Communications, Hughesnet Satellite Internet, T1 and other cable TV, DSL, local calling plan, and high speed (broadband) internet service providers (ISP). Saveology is an authorized dealer (retailer) of Antrim New Hampshire Comcast Digital Cable TV, Comcast High Speed Internet (broadband) service and Comcast Digital Voice (Phone). The special Comcast Cable promotional offers for new customers (residential) in the USA. Current Comcast or Comcast XFINITY customers (subscribers) may not be eligible for some of the special speed Internet and Digital Voice promotional deals & special offers presented on this web site. Service availability varies by area. We claim no right or

COMCAST
High Speed Internet

COMCAST
Digital Television

**Comcast Triple Play Contoocook New Hampshire Deals -
Starting at \$99/month***

Call Today
1-888-632-3052

Street Address:

Apt #:

Zip Code:

Mention Comcast Promo Code G18600

Comcast Contoocook New Hampshire - Everything is Better

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about **Comcast Contoocook New Hampshire**. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This makes it so easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you time.

Comcast Contoocook New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that provides cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new line equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you will just find that you pay about the same amount for a **Comcast Contoocook NH service** with 12 Mbps as you were for DSL with

The most impressive aspect of **Comcast high speed Internet in Contoocook New Hampshire** is, of course, its speed. Specifically, if you want to actually get anything done while online these days without having to spend half your time waiting around. And, with social sites and games proliferating, if you don't have a connection with enough speed, you will be left in the dark while your friends

play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice.

As you are probably aware, getting on the Internet does require a certain amount of caution these days thanks to rampant viruses and spyware. However, Comcast also protects you against these threats. With the **McAfee Security Suite software** that comes with your subscription, you can relax and enjoy being online without worrying about all the threats.

Though the Internet is a great resource for everything from communications to entertainment, cable television is essential because it has so much fun (and informative). And, with this company's cable television service, you can have more fun than ever before. **Comcast Packages in Contoocook New Hampshire** are jam-packed with hundreds of TV channels and include everything from premium channels to digital music and locals. If you are a die-hard sports fan, need Spanish-language programming, or want the thrill of high definition television, Comcast Contoocook NH also has special programming for you.

Comcast's cable television service in Contoocook NH also features the most extreme technology, which is sure to kick your television viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because you have so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to purchase a receiver and programming. This will provide you with the ultimate television viewing experience in Contoocook New Hampshire.

You might not realize it, but Contoocook New Hampshire Comcast even offers home telephone service, called **Digital Voice**. This makes Comcast a full-service company and the best choice if you are looking for the best entertainment and communications services at home. Please use our "Check Availability" tool to verify that you are in a Comcast Cable service area, and to retrieve our exclusive **Comcast Contoocook New Hampshire Deals**.

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COMCAST
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COMCAST
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Comcast Triple Play Henniker New Hampshire Deals - Start at \$99/month*

Call Today
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Street Address:

Apt #:

Zip Code:

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Comcast Henniker New Hampshire - Everything is Better

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about **Comcast Henniker New Hampshire**. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This makes it so easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you time.

Comcast Henniker New Hampshire's broadband Internet services are sure to give you better communications and entertainment. In fact, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers your television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might even pay about the same amount for a **Comcast Henniker NH service** with 12 Mbps as you were for DSL with 1!

The most impressive aspect of **Comcast high speed Internet in Henniker New Hampshire** is, of course, its speed. Speed is what you want to actually get anything done while online these days without having to spend half your time waiting around. And, as social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends

play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice.

As you are probably aware, getting on the Internet does require a certain amount of caution these days thanks to rampant virus and spyware. However, Comcast also protects you against these threats. With the **McAfee Security Suite software** that comes with your subscription, you can relax and enjoy being online without worrying about all the threats.

Though the Internet is a great resource for everything from communications to entertainment, cable television is essential because it has so much fun (and informative). And, with this company's cable television service, you can have more fun than ever before. **Comcast Packages in Henniker New Hampshire** are jam-packed with hundreds of TV channels and include everything from premium channels to digital music and locals. If you are a die-hard sports fan, need Spanish-language programming, or want the thrill of high definition television, Comcast Henniker NH also has special programming for you.

Comcast's cable television service in Henniker NH also features the most extreme technology, which is sure to kick your television viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because you have so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to purchase a receiver and programming. This will provide you with the ultimate television viewing experience in Henniker New Hampshire.

You might not realize it, but Henniker New Hampshire Comcast even offers home telephone service, called **Digital Voice**. This makes Comcast a full-service company and the best choice if you are looking for the best entertainment and communications services at home. Please use our "Check Availability" tool to verify that you are in a Comcast Cable service area, and to retrieve our exclusive **Comcast Henniker New Hampshire Deals**.

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COMCAST
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Comcast Triple Play Hillsboro New Hampshire Deals - Start at \$99/month*

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Street Address:

Apt #:

Zip Code:

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Comcast Hillsboro New Hampshire - Everything is Better

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Comcast Hillsboro New Hampshire's broadband Internet services are sure to give you better communications and entertainment. In fact, of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might not even pay about the same amount for a **Comcast Hillsboro NH service** with 12 Mbps as you were for DSL with 1!

The most impressive aspect of **Comcast high speed Internet in Hillsboro New Hampshire** is, of course, its speed. Speed is what you want to actually get anything done while online these days without having to spend half your time waiting around. And, as social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends are online.

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Comcast's cable television service in Hillsboro NH also features the most extreme technology, which is sure to kick your TV viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because you have so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to purchase a receiver and programming. This will provide you with the ultimate television viewing experience in Hillsboro New Hampshire.

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ATTACHMENT C

--- On Fri, 6/11/10, New England (Escalations) <ne.escalations@twcable.com> wrote:

From: New England (Escalations) <ne.escalations@twcable.com>
Subject: Re: Sales - New (KMM2270432I11650L0KM)
To: [REDACTED]
Date: Friday, June 11, 2010, 1:52 PM [REDACTED]

Dear Mr. Murray:

Thank you for your email. I apologize for the time you have waited for a reply.

I've just completed a search on the address you provided and did find something similar,
ie. 75

Wallbridge Way, Moultonboro NH 03254.

It could be misspelled however, I believe it is the correct location.

Someone else currently occupies that location and I'm sure they could be moving out.

We do offer High Speed Data, Digital Phone and Video Cable services in Moultonboro.

Basic Cable: \$19.50
Classic Cable: \$44.25
Package: \$63.75
Digital: \$67.95
HD/Digital Box: \$7.34
DVR Service: \$10.95
Watch & Talk: \$107.90
Watch & Surf: \$111.95
Talk & Surf: \$83.95
All the Best: \$146.95

Installation charges apply. I would have to know exactly what you want in order to provide this information.

Please feel free to contact me if I can be of further assistance.

Thank you for contacting Time Warner Cable of New England.

We value you as a customer, and please feel free to email us again or contact our Live Chat at the following link:

<http://www.timewarnercable.com/Localization/Corporate.ashx?tid=21&linkid=11>

Customer Support is available 24x7.

Please keep this Ticket ID number 886656 and include the text of this message if you reply to this email. For other issues contact us by subject through the online form located at: <http://contact.twmaine.com/>

Sincerely,

Dean
Technical Correspondence Specialist
Time Warner Cable of New England
118 Johnson Rd
Portland, Maine 04102
207-253-2222 (or 1-800-833-2253)
Visit us on line at www.timewarnercable.com/newengland

Original Message Follows:

First Name: tom
Last Name: murray
Email Address: [REDACTED]
Street Address: 75 wallbridge way
ZIP: 03254
Phone Number: 802-793-6730
Category: Sales - New
Comment: I am consdiering a move into the above address, I understand that you serve this location,
is that correct and can I get the voice, video and data voices in the Mievlin Village loctaion?