

DT 14-102

WILLIAM G. WHALEN

Complaint Against FairPoint Communications, Inc. re: Rate Increase Dispute

STATEMENT OF POSITION
ADDRESSING COMMISSION QUESTIONS

In accordance with the New Hampshire Public Utilities Commission's ("Commission") Order of Notice dated April 15, 2014, Northern New England Telephone Operations LLC d/b/a FairPoint Communications - NNE ("FairPoint") responds as follows to the Commission's specific questions:

Q1: In the event Mr. Whalen discontinued either one of the two lines to his home, would FairPoint consider the remaining line, basic service?

A1: Yes, pursuant to RSA 374:22-p, (b) (1), qualifying single line voice service described in FairPoint's NH Catalog is considered basic. In the event that one of the two lines at the Whalen's residence was to be disconnected, then the other line therefore could be, and from FairPoint's perspective would be, considered basic.¹

Q2: If FairPoint would not consider either of these lines basic service if the other were discontinued, please identify each and every reason why the line, would not, in FairPoint's opinion, be basic service.

A2: See response to the preceding question.

Q3: Identify on your publically available website the rates, fares, charges prices and terms and conditions of basic service are described, pursuant to RSA 378:1-a.

A3: From FairPoint's main website, www.fairpoint.com, the following steps will direct consumers to the catalogs that include the rates, fares, charges, and prices pursuant to RSA 378:1, as well as the related terms and conditions of basic services contained therein:

¹ Please note that there are certain details about the Whalen account, outside the scope of this question, which may be relevant to the Commission's consideration of the complaint and the overall inquiry, and which may be adduced at the hearing in this matter.

1. Under the Legal & Regulatory footer on the bottom of the webpage, click on *Tariffs, Catalogs & Price Lists*.
2. Under the New Hampshire heading, click on *Northern New England Telephone Operations LLC d/b/a FairPoint Communications – NNE*.
3. Under the *New Hampshire Retail Catalogs* heading, to locate information for rates, fares, charges, and prices for basic services as well as related service terms and conditions, click on *New Hampshire Catalog Part A, Section 1* (Page 4), *New Hampshire Catalog Part M, Section 1* (specifically, Section 1.5.1, pages 16 – 17.1; Section 1.5.3, pages 19, 20; and Section 1.5.4, page 20).
4. For the underlying Service Agreement terms and conditions, click on *Service Agreement for Detariffed Services*.

Q4: Produce copies of any and all filings made pursuant to RSA 374:22-p VIII (c) regarding the rate for FairPoint's basic service.

A4: See attached Exhibit 1 and Exhibit 2.



Ryan P. Taylor
Director - Regulatory NH
770 Elm Street, 1st Floor
Manchester, NH 03101

October 8, 2012

Receipt

Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, New Hampshire 03301

Re: Basic Service Rates

Dear Ms. Howland:

Pursuant to Senate Bill 48, section VIII(c), Northern New England Telephone Operations LLC d/b/a FairPoint Communications – NNE (“FairPoint”) is filing the attached listing containing basic service rates. The basic service offerings are included in FairPoint’s NH Catalog, listed on its website at www.fairpoint.com.

Please return the copy of this filing marked “Receipt” with your stamp of receipt.

Sincerely,

A handwritten signature in black ink, appearing to read "R.P. Taylor".

Ryan P. Taylor

NHPUC OCT0812 PM 4:12

FairPoint Communications Basic Service Rates 10.8.12

1.5.1 Exchange Services - Composite Statewide Monthly Rates* (Part M Section 1 Page 16)

ID	Service Category	Rate Element	Base Rate	Municipal Property Tax Rate Element	Rate
	Residence - Unlimited 1 party	Rate Group A	\$ 11.13	\$ 0.99	\$ 12.12
		Rate Group B	\$ 12.12	\$ 0.99	\$ 13.11
		Rate Group C	\$ 13.27	\$ 0.99	\$ 14.26
		Rate Group D	\$ 14.43	\$ 0.99	\$ 15.42
		Rate Group E	\$ 15.71	\$ 0.99	\$ 16.70
	Business - Unlimited 1 party	Rate Group A	\$ 27.72	\$ 0.99	\$ 28.71
		Rate Group B	\$ 31.73	\$ 0.99	\$ 32.72
		Rate Group C	\$ 35.91	\$ 0.99	\$ 36.90
		Rate Group D	\$ 40.29	\$ 0.99	\$ 41.28
		Rate Group E	\$ 44.65	\$ 0.99	\$ 45.64
	Business - Measured Service-4E	Rate Groups A through E	\$ 20.88	\$ 0.99	\$ 21.87

1.5.3 Measured Service-4E*

ID	Service Category	Rate Element	Base Rate	Municipal Property Tax Rate Element	Rate
	Low Use**	Residence - Monthly	\$ 6.10	\$ 0.61	\$ 6.71
	Standard**	Residence - Monthly	\$ 7.84	\$ 0.78	\$ 8.62

1.5.4 Low Use Measured Service*

ID	Service Category	Rate Element	Base Rate	Municipal Property Tax Rate Element	Rate
	Exchange Rate**	Monthly - Per line (includes 30 message units)	\$ 6.10	\$ 0.61	\$ 6.71

*Taxes, fees and non-recurring charges may apply (such as the 911 surcharge, subscriber line charge, etc).

**Usage rates also apply as identified in the NH Catalog.

Taylor, Ryan

From: Wennerstrand, Sandra
Sent: Monday, October 08, 2012 3:28 PM
To: eRpt_Admin@puc.nh.gov
Cc: Taylor, Ryan
Subject: Basic Rate Filing
Attachments: 10-08-12 Basic Rates Filing.pdf

The attached documents will be filed later today.

Thank you,

Sandy