

DT 03-061

VERIZON NEW HAMPSHIRE/COMMUNICATION SOLUTIONS PARTNERS

Order Nisi Approving Resale Agreement

O R D E R N O. 24,150

March 28, 2003

On March 7, 2003, Verizon New England d/b/a Verizon New Hampshire (Verizon) and Communication Solutions Partners (CSP) filed with the New Hampshire Public Utilities Commission (Commission) a Resale Agreement (Agreement) negotiated pursuant to Section 252(e) of the Telecommunications Act of 1996 (TAct), 47 U.S.C. § 252(e).

CSP has not submitted to this Commission an application for Authority to Provide Competitive Intralata Toll Service (TP) in New Hampshire, nor has it applied for CLEC certification.

The Agreement establishes terms for the discount purchase of Verizon telecommunications services for resale by CSP to retail customers. Business and residence services are provided to CSP at a percentage discount from the Verizon tariff rates. Service establishment charges and other charges related to providing service are expressed in dollar amounts.

Section 252(e)(2)(A) of the Tact requires the Commission to approve a negotiated agreement unless it is determined that the Agreement or some portion of it discriminates against a telecommunications carrier not a party to the agreement

or that the implementation of the Agreement would not be consistent with the public interest, convenience, and necessity.

47 U.S.C. § 252(e) (2) (A). We will approve this Agreement Nisi and invite interested parties to submit comments or request a hearing regarding effects on third parties and the public interest.

Based upon the foregoing, it is hereby

ORDERED NISI, that the Agreement negotiated between Verizon and Communication Solutions Partners is APPROVED; and it is

FURTHER ORDERED, that any clause in the Agreement found to be in violation of any Commission order is null and void; and it is

FURTHER ORDERED, that CSP is prohibited from placing any orders under the Agreement and from otherwise doing business in New Hampshire until such time as CSP has complied with all requirements of applicable federal and state law or regulation including but not limited to CLEC and TP certification; and it is

FURTHER ORDERED, that the Petitioner shall cause a copy of this Order Nisi to be published once in a statewide newspaper of general circulation, such publication to be no later than April 7, 2003 and to be documented by affidavit filed with this office on or before April 21, 2003; and it is

FURTHER ORDERED, that all persons interested in responding to this petition be notified that they may submit their comments or file a written request for a hearing on this matter before the Commission no later than April 14, 2003; and it is

FURTHER ORDERED, that this Order Nisi shall be effective April 28, 2003, unless the Petitioner fails to satisfy the publication obligation set forth above or the Commission provides otherwise in a supplemental order issued prior to the effective date.

By order of the Public Utilities Commission of New Hampshire this twenty-eighth day of March, 2003.

Thomas B. Getz
Chairman

Susan S. Geiger
Commissioner

Nancy Brockway
Commissioner

Attested by:

Claire D. DiCicco
Assistant Secretary