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CONFIDENTIAL MATERIAL IN COMM FILE

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September 9, 2009

BY OVERNIGHT MAIL

Robert D. Hunt, Esquire
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

> Re: ***DT-09-044, Petition for Investigation into the Regulatory Status of IP Enabled Voice Telecom Services; Substitution of Witness and Motion for Confidential Treatment***

Dear Attorney Hunt:

By this letter, TWC Digital Phone LLC ("TWCDP") advises the Commission that one of the TWCDP witnesses originally designated to appear at the Technical Session to be held on September 11, 2009 in the above-captioned matter, Matt Cannon, is no longer available on that date. In his place, James Medica will attend the Technical Session and will be available for cross-examination in connection with the data request responses submitted by TWCDP in this docket on August 21, 2009.

In addition, enclosed please find an original and seven copies of a motion seeking confidential treatment, pursuant to N.H. Code of Administrative Rules Puc 203.08 and R.S.A. 91-A:5(IV), of certain information sought by Staff Data Requests 1-5 and 1-8, to which TWCDP originally responded on August 21, 2009. That information is set forth in a supplemental data request response attached to the motion, both of which are being provided only to the Commission at this time pending a ruling on the motion.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Brian W. Murray

Attachments

cc: Service List (cover letter only, by electronic mail)