

STATE OF NEW HAMPSHIRE  
BEFORE THE  
PUBLIC UTILITIES COMMISSION

DT 12-107

NEW HAMPSHIRE OPTICAL SYSTEMS, LLC  
Petition for Investigation Into Proposed Charges for Utility Pole Make Ready

Northern New England Telephone Operations LLC ("NNETO") - Responses to Questions  
Propounded in Commission Order No. 25,407

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 1-1      Provide copies of the PAA's you have in place with the following  
attachers: NHOS, segTEL, MetroCast, and BayRing.

**DATED:** September 5, 2012

**ITEM:** Question 1

**REPLY**

The requested documents are attached at the end of these responses. Due to the size and quantity of the attachments, NNETO has provided one original hard copy of the attachments and one disk containing all the attachments. An electronic copy of the attachments has been sent to the Service List. Please note that NNETO is providing one Pole Attachment Agreement for each licensee requested. However, NNETO has multiple Pole Attachment Agreements depending upon the specific electric delivery area the licensee is applying. These Pole Attachment Agreements include consistent language. NNETO will provide the full complement of Pole Attachment Agreements if required.

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 2

Provide an estimate of the number of pole attachment applications that you received from January 1, 2011 through June 30, 2012.

- a. In total.
- b. Of under 200 poles.
- c. Over 200 poles that you rejected.
- d. Over 200 poles that you accepted.

**DATED:** September 5, 2012

**ITEM:** Question 2

**REPLY:**

The estimated number of pole attachment applications from January 1, 2011 through June 30, 2012 is listed below:

Criteria	Number of Applications	Number of Poles
In Total	801	35493
Less than 50 Poles	557	6501
Between 51 – 100 Poles	104	7644
Between 101 – 150 Poles	66	8065
Between 151 – 200 Poles	74	13283
Over 200 – rejected	0	0
Over 200 - Accepted	0	0

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 3      Provide an estimate of the highest number of poles with applications pending (from all parties) but not yet approved at any one time during this period.

**DATED:** September 5, 2012

**ITEM:** Question 3

**REPLY:**                      NNETO does not understand the request, specifically what is meant by the phrase “not yet approved”. In addition, NNETO does not retain in the normal course of business the number of pending applications at any given time. As of October 3, 2012, NNETO had a total of 63 pending pole applications (equating to 2,045 pole attachments).

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 4      Provide an estimate of the highest number of poles with applications pending (from any single CLEC) but not yet approved at any one time during this period.

**DATED:** September 5, 2012

**ITEM:** Question 4

**REPLY:**                      NNETO does not understand the request, specifically what is meant by the phrase “not yet approved”. In addition, NNETO does not retain in the normal course of business the number of pending applications at any given time. As of October 3, 2012, NNETO had a total of 11 pending pole applications from NHOS (equating to 579 pole attachments).

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 5                      During this period, did you exercise your option to limit applications pending approval by a licensor, to no more than 2,000 poles within a Planning Manager’s Area at one time?

**DATED:** September 5, 2012

**ITEM:** Question 5

**REPLY:**    No. In the case of the pole attachment project requested by New Hampshire Optical Systems, LLC (“NHOS”), it agreed to put its applications into a project status which allowed NHOS flexibility to file all applications simultaneously and work with FairPoint to schedule the applications in the prioritization it desired to proceed.

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 6

In deciding whether to invoke the 2,000 pole limit, do you consider:

- a. The work involved in modifying your own facilities;
- b. The work required of other attachers to modify their own facilities;
- c. Other factors (identify)

**DATED:** September 5, 2012

**ITEM:** Question 6

**REPLY:**

Not applicable; FairPoint has not denied any 3<sup>rd</sup> party applications extending beyond 2000 poles.

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 7      After a new licensee pays for make-ready work if applicable, when do you issue written notice to existing licensees that they must move their facilities? Is written notice always issued?

**DATED:** September 5, 2012

**ITEM:** Question 7

**REPLY:**      FairPoint does not issue written notifications to existing licensees related to the make-ready process to re-arrange its facilities in the normal course of business. Such coordination is incumbent upon the requesting attachee as described in FairPoint’s *Form 3* documentation. However, regarding work operations resulting from pole replacement scenarios, NNETO issues transfer notifications through the “*NJUNS*” (National Joint Utility Notification System) database. NNETO is agreeable to work with pole owners and attachees in NH to explore further *NJUNS* capabilities to provide electronic notice to existing attachees for the need to re-arrange their respective facilities.

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 8      If no make-ready work is required by the pole owner, but existing licensee attachments must be moved to accommodate a new licensee, how is notice provided to existing licensees?

**DATED:** September 5, 2012

**ITEM:** Question 8

**REPLY:**                      After a requesting attacher applies for a license, a joint survey would identify which utilities have make ready work. If a pole owner does not have make ready work, the *Form 3* would indicate the utilities having make ready responsibilities. Further coordination is incumbent upon the requesting licensee and the existing attachees. This has been the historical practice in the industry and generally has worked well.

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 9      In its notice to existing licensees, does the pole owner specify a date by which the facilities must be moved?

**DATED:** September 5, 2012

**ITEM:** Question 9

**REPLY:**                      NNETO does not address time intervals for existing attaches in which to perform its make ready work. This responsibility is incumbent upon the requesting licensor. Regarding pole transfer responsibilities in pole replacement scenarios, a standard interval of fifteen (15) days is provided in the *NJUNS* database for each licensee.

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 10      Estimate how often, between January 1, 2011 and June 30, 2012, you issued such notices.

**DATED:** September 5, 2012

**ITEM:** Question 10

**REPLY:**                      Between January 1, 2011 and June 30, 2012, FairPoint issued *NJUNS* tickets related to pole transfer activities as part of make ready work for seven-hundred forty-five (745) poles in New Hampshire.

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 11      Estimate how often, between January 1, 2011 and June 30, 2012, notice to existing licensees included instructions that facilities were required to be moved in 15 days.

**DATED:** September 5, 2012

**ITEM:** Question 11

**REPLY:**                      To the knowledge of members of NNETO’s License Administration Group, there were three (3) such instances. Such notice is rare as attachees typically work together in a cooperative manner to move their respective facilities and plant. Therefore, written 15 day notice letters are not necessary. Respective to pole transfer responsibilities in pole replacement scenarios, see NNETO’s response to question # 10.

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 12      Estimate how often, between January 1, 2011 and June 30, 2012 you were notified by the new licensee or the existing licensee that the existing licensee would not complete its make ready work within the 15 day period.

**DATED:** September 5, 2012

**ITEM:** Question 12

**REPLY:**                      To the knowledge of members of NNETO’s License Administration Group, there were three (3) such instances. However, NNETO does not retain such data in the ordinary course of business.

**Northern New England Telephone Operations LLC (“NNETO”)  
Docket No. DT 12-107**

**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 13      Estimate how often, between January 1, 2011 and June 30, 2012, you invoked your option to move an existing licensee’s facilities.

**DATED:** September 5, 2012

**ITEM:** Question 13

**REPLY:**

**Objection by Counsel:** NNETO objects to the form of the question as it presupposes a legal conclusion. Without waiving this objection or any other objection, NNETO responds as follows.

**Response:** To the knowledge of members of NNETO’s License Administration Group, there were no such instances whereby NNETO relocated an existing attachee’s facilities or plant to make space available for another attachee’s facilities.

**Northern New England Telephone Operations LLC (“NNETO”)  
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**Respondent:** Steven Freeman  
**Title:** Director of Network Engineering

**REQUEST:** Question 14      What factors do you weigh in determining whether to invoke this option to move?

**DATED:** September 5, 2012

**ITEM:** Question 14

**REPLY:**                      **Objection by Counsel:** NNETO objects to the form of the question as it presupposes a legal conclusion. Without waiving this objection or any other objection, NNETO responds as follows.

**Response:** Please refer to the response to question # 13.