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Via Electronic Delivery

Ms. Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 S. Fruit Street, Suite 10
Concord, NH 03301-7319

Re: Docket No. 09-048, IDT Petition for Arbitration

Dear Ms. Howland:

On June 15 and 16, 2009, I exchanged emails and had telephone conferences with the parties in my role as arbitrator (the "Arbitrator") to discuss the status of ongoing negotiations and the procedural schedule in the above-referenced matter. As a result of these communications, the parties have jointly requested a modification of the schedule. In essence, the parties request an additional two weeks within which to conclude negotiations and an associated adjustment to the remainder of the procedural schedule, as necessary. The parties have also agreed that I should participate in the negotiations, again as necessary, to assist in resolving the matter voluntarily or, barring complete resolution, to narrow the issues for arbitration.

Accordingly, I recommend Commission approval of the parties' requests set forth below.

1. The parties commit to continue negotiating an interconnection agreement in good faith. To facilitate negotiations, the parties agree that the arbitration in this proceeding can conclude with a Commission order three weeks after the Commission hearing on the Arbitrator's report and recommendation, as proposed below.
2. The parties will negotiate via telephone on Tuesday and Thursday of this week, June 16 and 18, 2009. They will then (by 12 noon on Friday, June 19) send to me a revised list of outstanding issues if any.
3. The parties will meet on Tuesday and, if needed, Wednesday of next week, June 23 and 24, 2009, in Concord, New Hampshire to negotiate remaining issues. I will be present to assist in the negotiation process.
4. Prefiled direct testimony regarding disputed issues that will be subject to a hearing before the Arbitrator will be served on July 1, 2009.

5. Prefiled reply testimony regarding disputed issues that will be subject to a hearing before the Arbitrator will be served on July 3, 2009.
6. A hearing before the Arbitrator on issues that the parties identify as not appropriate for resolution on briefs will be held on July 7, 2009.
7. Separate briefs on issues that (1) were not subject to the July 7 hearing (with no specific page limit) and (2) were subject to the July 7 hearing (subject to 10 pages in length) will be due on July 10, 2009 at noon.
8. The Arbitrator will submit a report and recommendation to the Commission regarding disputed issues on July 21, 2009.
9. The parties will submit complete contract language for all arbitrated and non-arbitrated issues on July 27, 2009.
10. Where agreement cannot be reached on language comports with the Arbitrator's report and recommendation, the Arbitrator will provide recommended arbitrated language to the Commission on July 29, 2009.
11. A hearing before the Commission on the Arbitrator's report and recommendation will be held during the week of August 3, 2009 (subject to Commissioner availability).
12. The Commission's arbitration decision will be due three weeks after the Commission hearing.

I endorse the parties' good faith efforts to resolve and/or narrow their dispute, and request that the Commission adopt the proposal set forth above.

Finally, I have advised the parties that, to the extent they do not reach a complete agreement by next week, they should address in more detail the factual and legal basis for their respective positions regarding the Section 251(c) and common carrier issues that the Commission referred to me in its June 15, 2009 Secretarial Letter, during the remainder of the regularly scheduled course of the proceeding. I will, in turn, address the issues in my July 21, 2009 report and recommendation to the Commission.

If you have any questions regarding this matter, please do not hesitate to contact me at the phone number above. Thank you for your attention to this matter.

Very truly yours,

Victor D. Del Vecchio

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cc: Electronic Service List