

KB

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: December 17, 2009

AT (OFFICE): NHPUC

FROM: *David*
David Goyette, Utility Analyst III - Telecommunications

SUBJECT: DT 09-262 Fairpoint Communications - NNE
Special Contract with The Orthopedic Center for ISDN-PRI Service

TO: Debra Howland, Executive Director
Kate Bailey, Director - Telecommunications

On December 11, 2009, Northern New England Telephone Operations LLC d/b/a Fairpoint Communications - NNE (Fairpoint) filed a special contract between Fairpoint and The Orthopedic Center. Under the contract, Fairpoint will provide The Orthopedic Center with ISDN-PRI service, Port only, for a period of 60 months. During the first 12 months of the contract The Orthopedic Center is allowed, at any time, to order additional circuits. In support of the filing, Fairpoint submitted records and information, including contract terms and conditions, which are subject to confidential treatment pursuant to RSA 378:43.

Staff has reviewed the cost study data submitted by Fairpoint and confirmed that the contract rates exceed the price floor requirements as defined in Order Nos. 23,357 and 23,493 (Docket No. DT 99-018). Based on its analysis, Staff recommends that the special contract be allowed to go into effect pursuant to RSA 378:18-b, II(a).