

**STATE OF NEW HAMPSHIRE**

## Inter-Department Communication

**DATE:** February 12, 2010**AT (OFFICE):** NHPUC

*David*

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

**SUBJECT:** DT 10-022 Fairpoint Communications - NNE  
Special Contract with Northeast Utilities Service Corp. for Frame  
Relay Service

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

On February 5, 2010, Northern New England Telephone Operations LLC d/b/a Fairpoint Communications - NNE (Fairpoint) filed a special contract between Fairpoint and Northeast Utilities Service Corp. Under the contract, Fairpoint will provide Northeast Utilities Service Corp. with Frame Relay service with standard features, including User Network Interface Ports and Access, rated at 56 kbps, for a period of 60 months. During the first 18 months of the contract Northeast Utilities Service Corp. is allowed, at any time, to order additional services at the rates set forth in the agreement. 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).