

**STATE OF NEW HAMPSHIRE**  
**BEFORE THE**  
**NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

**Docket No. DT 10-025**

**Request for Approvals in Connection with the  
Reorganization Plan of FairPoint Communications, Inc. et al**

PETITION TO INTERENE OF LEVEL 3 COMMUNCATIONS, LLC

Now Comes Level 3 Communications, LLC (“Level3”), and respectfully petitions the New Hampshire Public Utilities Commission (“Commission”) for leave to intervene as a full party in the above-captioned proceeding under Rule Puc 203.17 and RSA 541-A:32. In support, Level 3 states:

1. The Commission issued an Order of Notice dated February 26, 2010 opening this docket, setting a date for a prehearing conference, and establishing certain deadlines for intervention. In that Order of Notice the Commission noted the February 24, 2010 petition which FairPoint Communications, Inc. (“FairPoint”) filed requesting certain approvals in connection with its Bankruptcy Reorganization Plan and a letter filed with the Commission on behalf of staff members who had been appointed Staff Advocates in relation to matters directly affecting or affected by the Company’s Reorganization Plan. The Commission noted that the filings raised a number of issues, including whether the Regulatory Settlement is just and reasonable and in the public interest. The Commission also noted that Staff Advocates and FairPoint requested that the Commission issue its decision no later than June 24, 2010.

2. Level 3 is a certified, facilities-based telecommunications carrier authorized to provide local telecommunications services in New Hampshire. *See Level 3*

*Communications LLC Petition for Authority to Provide Local Telecommunications Services*, Order *Nisi* Granting Authorization, Order No. 23,011, DE 98-133, 83 NH PUC 461 (1998). Level 3 is a wholesale customer of FairPoint and has an interconnection agreement with FairPoint. See Order No. 23,000, DE 98-126, 83 NH PUC 436 (1998). It therefore has rights, duties, privileges, immunities or other substantial interests that may be affected by this proceeding.

3. Level 3 only recently became aware of this proceeding, and missed the March 5, 2010 deadline for filing a petition to intervene. Should the Commission grant its petition, Level 3 will accept the schedule as it stands. Level 3 does not believe that granting its intervention will adversely affect the interests of other parties since the docket is in its initial stages. Level 3's intervention will not change the schedule.

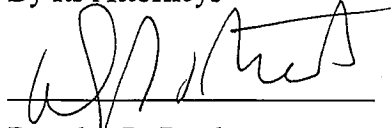
4. Granting this petition will allow Level 3 to protect its interests, would be in the interest of justice and would not impair the orderly and prompt conduct of the proceedings.

WHEREFORE, Level 3 requests that the Commission grant it full intervenor status or grant such other relief as the Commission deems just and equitable.

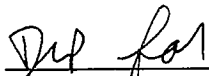
Respectfully submitted,

**Level 3 Communications, LLC**

By Its Attorneys



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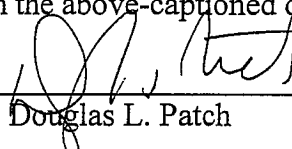
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Dated: March 16, 2010

Certificate of Service

I hereby certify that a copy of the foregoing Petition has on this 16th day of  
March, 2010 been sent by email to the service list in the above-captioned docket.

By: \_\_\_\_\_

  
Douglas L. Patch

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