

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

\_\_\_\_\_  
FairPoint Communications Inc. --  
Reorganization  
\_\_\_\_\_

**DT 10-025**

**PETITION OF RNK INC. D/B/A RNK TELECOM FOR LATE FILED INTERVENTION**

RNK, Inc. d/b/a RNK Telecom (“RNK”), pursuant to PUC 203.17 and RSA 541-A:32, II, respectfully hereby petitions the New Hampshire Public Utilities Commission (“Commission”) for leave to intervene as a party in the above proceeding, stating in support thereof the following:

1. Petitioner, RNK Inc. d/b/a RNK Telecom is a corporation organized and existing under the laws of the Commonwealth of Massachusetts. Its principal place of business is located at 333 Elm St., Suite 310, Dedham, MA 02026.
2. RNK is authorized by the Commission as a Competitive Toll Provider<sup>1</sup> and as a Competitive Local Exchange Carrier.<sup>2</sup>
3. RNK provides a variety of telecommunications and Internet Protocol (IP) enabled services in New Hampshire, including local exchange, retail and wholesale interstate, international, intrastate, and intraLATA toll, prepaid calling cards, and IP-enabled services.

<sup>1</sup> NH PUC, *Authorization to Provide IntraLATA Toll Service* (in accordance with Order No. 22,473). Authorization No. IXC-03-002-02 (March 20, 2002).

<sup>2</sup> NH PUC Docket No. DE 98-127, RNK Inc., *Petition for Authority to Provide Local Telecommunications Services, Order Nisi Granting Authorization*, Order No. 23,049 (October 28, 1998).

4. RNK has an interest in this proceeding as it offers services to its customers in New Hampshire in part by obtaining unbundled network elements, interconnection, collocation, and other wholesale services from FairPoint. RNK's ability to serve its New Hampshire customers is thus directly affected by the services it receives from FairPoint, and as such, RNK's rights, duties, privileges, immunities or other substantial interests may be affected by this proceeding.

5. Based on the foregoing, no other party adequately represents the interests of RNK in this proceeding.

6. RNK petitions the Commission to intervene in this proceeding on a limited basis, to promote its orderly and prompt conduct. Specifically, RNK does not seek to add any testimony in this proceeding.

7. RNK agrees to abide by the procedural schedule set by the Commission for this proceeding.

8. RNK agrees to be bound by all protective orders with respect to treatment of confidential information and documents.

9. RNK is aware that this petition is being filed after the March 5, 2010 deadline for filing for intervention as set forth in the Order of Notice dated February 26, 2010.

10. The granting of this petition is in the interest of justice, will not impair the orderly and prompt conduct of this proceeding, will not result in delay, and will not prejudice the interest of any party.

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WHEREFORE, RNK requests that the Commission grant it leave to intervene on a limited basis in this proceeding and that the undersigned counsel be included on the service list as the representatives of RNK.

Respectfully submitted,



Michael S. Tenore, General Counsel/V.P.  
Regulatory Affairs  
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DATED: March 19, 2010

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### Certification of Service

I certify that on this date I mailed and emailed this Petition to the Commission, FairPoint Communications, Inc. and the Office of the Consumer Advocate and sent copies of this Petition by email to the persons on the service list.

RNK, Inc. d/b/a RNK Telecom



Matthew B. Tennis  
Attorney for RNK

Date: March 19, 2010