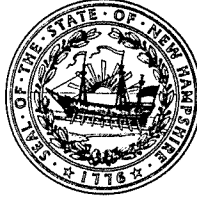


THE STATE OF NEW HAMPSHIRE

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January 13, 2011

Teresa R. Rosenberger
FairPoint Communications, State President – NH
900 Elm. St. Suite 1611
Manchester, NH 03101

Re: DT 10-253, FairPoint Communications – NNE
Special Contract with the State of New Hampshire

Dear Ms. Rosenberger:

On November 9, 2010, the Commission received a letter from FairPoint seeking clarification that the effective date of Amendment #5 to a special contract with the State of New Hampshire, Department of Administrative Services (the State) be August 11, 2010, the date on which the Governor and Council approved it. According to FairPoint, this clarification is necessary to permit the State “to experience the benefits of the Amendment as it anticipated.”

Please be advised that the relief sought by FairPoint is beyond the Commission’s authority to grant. RSA 378:18-b, II states that special contracts for incumbent local exchange carriers shall be filed with the Commission and that they shall become effective 30 days after filing. FairPoint did not file the special contract with the Commission until September 20, 2010. Accordingly, the Commission lacks the authority to set an effective date of August 11, 2010.

Sincerely,

A handwritten signature in black ink that reads "Debra A. Howland".

Debra A. Howland
Executive Director