

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

DT 12-069

Stebbins Commercial Properties Complaint Against FairPoint Communications – Billing Dispute

MOTION FOR CONFIDENTIAL TREATMENT

Pursuant to RSA 91-A:5, IV and N.H. Admin. Rules Puc 203.08, Northern New England Telephone Operations LLC, d/b/a FairPoint Communications - NNE (“FairPoint”) hereby moves for a protective order to prevent public disclosure of confidential and proprietary information that may be discussed during a hearing in this proceeding on April 18, 2012. In support of this Motion, FairPoint states as follows:

1. On April 4, 2012, the New Hampshire Public Utilities Commission (“Commission”) issued a Secretarial Letter under Docket Number DT 12-069 regarding a billing dispute between Stebbins Commercial Properties (“Stebbins”) and FairPoint. Amongst other items in said letter, the Commission scheduled a hearing on this issue on April 18, 2012. Prior to this hearing, on April 16, 2012, FairPoint filed with the Commission a statement of position as well as witness identification. As part of this submission, FairPoint also filed confidential exhibits that will be introduced at the hearing.
2. FairPoint anticipates that during this hearing, the Commission may request information regarding invoices which contain Customer Proprietary Network Information or information regarding FairPoint Policy and Procedures which is not public knowledge or published elsewhere and for which FairPoint has taken measures to

prevent dissemination in the ordinary course of business. As such, it constitutes confidential, commercial and financial information exempt from public disclosure pursuant to RSA 91-A:5, IV.

3. The confidential information derives economic value from not being generally known to and not being readily ascertainable by proper means by other persons who can obtain economic value from its disclosure and use. Because the telecommunications industry is highly competitive, FairPoint believes that disclosure of this information would place it at a competitive disadvantage, impede full and fair competition, and undermine its business prospects in New Hampshire. Unrestricted availability of this information would provide competitors with insight into FairPoint's strategies and business plans that is otherwise unavailable.
4. Due to the sensitive nature of the confidential information, it is appropriate for the Commission to limit access to it. The confidential information should solely be used by the Commission in exercising its governmental functions in considering FairPoint's positions in this docket. There is no legitimate purpose or public interest to be served in disclosing the Confidential Information to the Company's current or future competitors or to any person other than the appropriate staff of the Commission. Moreover, confidential treatment of this information will not adversely affect any interested party.

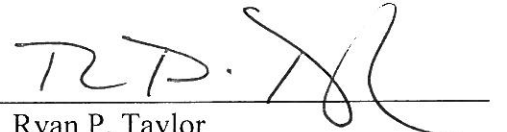
WHEREFORE, FairPoint respectfully requests that the Commission grant a Protective Order allowing the confidential information to be treated as confidential and clear the hearing room during the discussion of any such information.

Respectfully submitted,

NORTHERN NEW ENGLAND TELEPHONE
OPERATIONS LLC, D/B/A
FAIRPOINT COMMUNICATIONS-NNE

Dated: April 17, 2012

By: _____

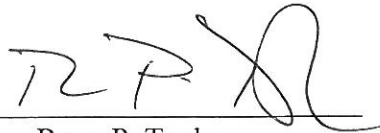


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CERTIFICATE OF SERVICE

I hereby certify that a PDF copy of the foregoing Motion was forwarded this day to the parties by electronic mail.

Dated: April 17, 2012

By: 
Ryan P. Taylor