

Exhibit TDS-5

DT 08-028

**Joint Petition of Hollis Telephone Company, Inc., Kearsarge Telephone Company,
Merrimack County Telephone Company, and Wilton Telephone Company, Inc.,
for Authority to Block the Termination of Traffic from Global NAPs, Inc., to
Exchanges of the Joint Petitioners in the Public Switched Telephone Network**

Global NAPs, Inc. ("Global") by counsel submits the following responses and objections to
"Follow-Up" Interrogatories ("Interrogatories") propounded by Joint Petitioners ("TDS").

GENERAL OBJECTIONS APPLICABLE TO ALL INTERROGATORIES

1. Global objects to these Interrogatories to the extent that they purport to call for the
production, identification or disclosure of information or documents protected by the attorney-
client or other privileges, information or documents protected by the work-product doctrine, or
information or documents protected as trial preparation material.

2. Global objects to these Interrogatories to the extent that the definitions and
instructions used by GNAPs in its Interrogatories do not comply with the applicable Federal
Rules and/or the Discovery Order issued in this docket.

SPECIFIC OBJECTIONS

1. Global objects to these Interrogatories to the extent they appear to call for the production of confidential, company proprietary, customer proprietary information or other competitively sensitive information. Global may consider production of confidential material if the parties can agree on an appropriate confidentiality stipulation or order.

2. Global objects to these Interrogatories to the extent that they call for the production of documents beyond the requirements of the applicable New Hampshire Law/Rules, or for documents not within the possession, custody or control of Global NAPs, Inc.

3. Global objects to these Interrogatories to the extent that they call for Global to produce information or documents that are either publicly available or that are already in the possession, custody or control of the Commission.

4. Global objects to these Interrogatories to the extent that they are overly broad and unduly burdensome.

5. Global objects to these Interrogatories to the extent that they seek information not relevant to the dispute between the parties and not reasonably calculated to lead to the discovery of admissible evidence.

6. Global objects to these Interrogatories to the extent that they seek to have Global create documents not in existence at the time of the Interrogatories.

7. Global objects to these Interrogatories to the extent they are not limited in geographical scope to New Hampshire.

8. Global objects to these Interrogatories to the extent they request information regarding entities, namely affiliates that are neither a party to this proceeding nor regulated by this Commission.

9. Global objects to these Interrogatories to the extent they are not limited in temporal scope.

TDS:Global-11: Please confirm that GNAPs "exercise[d] its CLEC authorization by providing telecommunications service to at least one retail customer no later than 2 years from the date of issuance," as required by Commission Rule Puc 431.12(a), provide a copy of the completed Form CLEC-12 Initiation of Operations (as filed with the Commission under Commission Rule Puc 431.12(b)), and identify at least one retail customer to whom GNAPs provided telecommunications service in the State of New Hampshire.

Reply: **Global objects to this request as it is irrelevant to the provision of jurisdictionally interstate services. Notwithstanding such objection, Global is researching its files for a Form CLEC-12, but has and is providing a retail service in New Hampshire to the residence of Richard Gangi.**

TDS:Global-12: Please confirm that GNAPs registered with the Commission as a Competitive Toll Provider ("CTP") before offering any toll service in New Hampshire, as required by Commission Rule Puc 451.01, provide a copy of the completed Form CTP-12 Initiation of Operations (as filed with the Commission under Commission Rule Puc 451.10(b)), and identify at least one retail customer to whom GNAPs provided telecommunications service in the State of New Hampshire.

Reply: **Global objects to this request as it is irrelevant to the provision of jurisdictionally interstate services. Notwithstanding such objection, Global is researching its files for a Form CTP-12.**

TDS:Global-13: Please refer to the Verizon/GNAPs Interconnection Agreement for New Hampshire ("NHICA") that was attached to the GNAPs Response to Data Request NHTA-1. Section 12.5 of the "Interconnection Attachment," found at page 70 of the NHICA, states as follows:

"GNAPS shall pay Verizon for Transit Service that GNAPS originates at the rate specified in the Pricing Attachment, plus any additional charges or costs the receiving CLEC, ILEC, CMRS

carrier, or other LEC, imposes or levies on Verizon for the delivery or termination of such traffic, including any Switched Access Service charges."

- a. Please state the full amount that GNAPs has paid to Verizon for Transit Service in New Hampshire since the effective date of the NHICA.

Reply: The response requested will not produce information relevant to the investigation. Notwithstanding, to my knowledge, information and belief, the billed amounts for transit traffic are currently in dispute.

- b. Please state the full amount that GNAPs has paid to Verizon in "additional costs or charges the receiving CLEC, ILEC, CMRS carrier, or other LEC, imposes or levies on Verizon for the delivery or termination of such traffic, including any Switched Access Service charges" in New Hampshire since the effective date of the NHICA.

Reply: Federal law prohibits the application of "additional costs or charges" on an ESP's traffic, and thus, Global has paid none in compliance with federal law.

- c. Please state the full amount that GNAPs has paid to any and all CLECs, ILECs, CMRS carriers or other LECs "for the delivery or termination of [] traffic, including any Switched Access Service charges" in New Hampshire since the effective date of the NHICA.

Reply: Federal law prohibits the application of "additional costs or charges" on an ESP's traffic, and thus, Global has paid none in compliance with federal law to Verizon and its successor Fairpoint. The NHICA is effective only with respect to Verizon/Fairpoint and Global.

TDS:Global-14: In its Response to Data Request TDS:Global-2, GNAPs states that "it relies on its customers' affirmations regarding the traffic" as being ESP in nature. Please provide all documents setting forth these "affirmations."

Reply: Such documentation is highly confidential. Notwithstanding these will be provided subject to the Commission's confidentiality provisions. These are being assembled and will be provided as soon as available.

TDS:Global-15: In its Response to Data Request TDS:Global-2, GNAPs states that it "does not know the format in which traffic is originated." In its Response to Data Request Staff 1, GNAPs states that "[t]he call is translated to ATM for transport by Global on Global's network ..." Does GNAPs assert

unequivocally that traffic transported on its network does not originate in time division mutlplexing ("TDM") format?

Reply: No.

TDS:Global-16: How many ESPs and ISPs that are customers of GNAPs are physically located in the State of New Hampshire?

Reply: The response requested will not produce information relevant to the investigation. Further, "located" is not defined.

Notwithstanding, and assuming the question is referring to the presence/absence of equipment, Global requests confidentiality with respect to the presence/absence of equipment.

Global is unaware of its customers network architecture.

TDS:Global-17: Please refer to GNAPs's Response to Data Request TDS:Global-1. Please produce a copy of each contract now in force between GNAPs and an "ESP customer" in which the "ESP Customer is self-certified and has attested to its ESP status ..."

Reply: Refer to the response to # 14.

TDS:Global-18 Please refer to GNAPs's Response to Data Request TDS:Global-2. Please produce all documents that contain GNAPs' "customers' affirmations" regarding the classification of their traffic as ESP traffic.


Reply: Refer to the response to # 14.

TDS:Global-19 Please refer to GNAPs's Response to Data Request Staff-4. Please produce the "customer list which will indicate that all our customers are either ISPs or ESPs."

Reply: Refer to the response to # 14.

CERTIFICATE OF SERVICE

I, James R. J. Scheltema, hereby certify that on June 27, 2008, I caused a copy of the foregoing to be served on the attached service list by Email.



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