

STATE OF NEW HAMPSHIRE  
BEFORE THE  
PUBLIC UTILITIES COMMISSION  
DT 07-027

Kearsarge Telephone Company, Wilton Telephone Company, Inc.,  
Hollis Telephone Company, Inc. And Merrimack County Telephone Company  
Petition For Alternative Form Of Regulation

**AFFIDAVIT OF THOMAS E. MURRAY  
REGARDING KEARSARGE TELEPHONE COMPANY**

The undersigned, Thomas E. Murray, being first duly sworn, deposes and says as follows:

1. My name is Thomas E. Murray, and my business address is 24 Depot Square, Northfield, Vermont 05663. I am employed by TDS Telecom Service Corporation (“TDS Telecom”) as Manager - State Government Affairs in TDS Telecom’s Government and Regulatory Affairs department. I have responsibility for the State Regulatory affairs and State Legislative affairs in Maine, New Hampshire, Vermont and New York. In early May of 2010, I was hired by TDS Telecom as a replacement for Michael C. Reed who previously held the position of Manager - State Government Affairs for TDS Telecom. My background includes twenty years in the telecommunications field including nine years of employment with TDS Telecom, five years with Rural Cellular Corp. and six years in Vermont state government. I have most recently served as the Vermont Chief Information Officer and Executive Director of the Vermont Telecommunications Authority. This affidavit is submitted on behalf of TDS Telecom’s affiliate company, Kearsarge Telephone Company (“KTC”).

2. The New Hampshire Public Utilities Commission (the "Commission") stated in its Order No. 25,103 issued on May 14, 2010 in Docket DT 07-027 (the "Order") as follows:

"The TDS Companies assert that a competitive alternative exists for the majority of customers in Andover, Boscawen, Chichester, Meriden, and New London by virtue of the CLEC certification held by Comcast. TDS did not, however, introduce evidence that Comcast was actually providing a competitive voice offering in any of those exchanges. As stated above, we recognize that these are evolving markets and that certification as a CLEC is intended in most cases to lead to offerings of service. Evidence establishing that Comcast is offering service as a CLEC in the exchanges of Andover, Boscawen, Chichester, Meriden and New London, will be sufficient to demonstrate that a competitive alternative is available. If, within 30 days of the date of this order, TDS files an affidavit establishing that a voice service is *currently being offered in those exchanges*, accompanied by print or other record of such advertisements being made public, it will meet its evidentiary burden."

Order at pp. 25-26. This affidavit responds to the foregoing provision of the Order.

3. The responsive evidence presented to the Commission herein is in three forms: Comcast web site marketing materials offering voice service to all of the foregoing exchanges, local number ports for Andover, Boscawen, Chichester and New London, and a confirmed Comcast voice service order for a location in the Meriden exchange.

4. KTC obtained the screen shots from Comcast's web site, attached hereto as "Attachment A", specifically offering to provide voice service in each of the KTC exchanges of Andover, Boscawen, Chichester, Meriden and New London. These advertised offerings alone establish that Comcast is offering service as a CLEC in these exchanges.

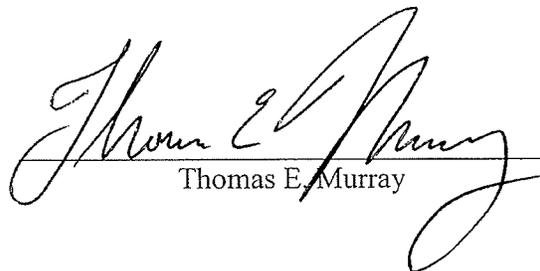
5. In addition, the number port evidence shows many instances in which KTC customers have moved to Comcast as their voice service provider while keeping their telephone numbers. The Local Number Portability Report, attached hereto as "Attachment B", was obtained from KTC's customer records system. It provides examples showing customer phone lines being ported to Comcast in the KTC exchanges of Andover, Boscawen, Chichester, and New London. The information on Attachment B has been marked "Confidential" and is

competitively sensitive and is submitted as confidential pursuant to RSA 378:43, as it pertains to the provision of competitive services; sets forth trade secrets or other confidential information falling within the scope of RSA 378:43, II(b); and is not general public knowledge or published elsewhere, KTC having taken measures to prevent dissemination of the information in the ordinary course of business.

6. With regard to the Meriden exchange, a confirmed service order was obtained from Comcast, attached hereto as "Attachment C", offering to provide at a home for sale in the Meriden exchange, Comcast's "triple-play" package that includes voice, video and data services. (My personal e-mail address has been redacted.)

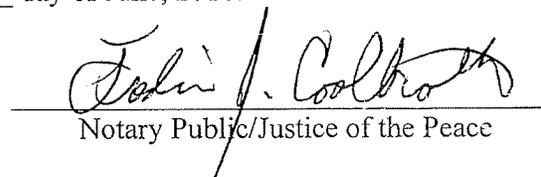
7. KTC believes that the information contained in Attachments A, B and C is fully responsive to the above-quoted provision of the Order and that this information expressly shows that Comcast is offering voice service in the exchanges of Andover, Boscawen, Chichester, Meriden and New London. Accordingly, KTC believes that it has made the requisite showing for the granting of its petition for an alternative form of regulation pursuant to the Order.

Dated this 10th day of June, 2010.

  
Thomas E. Murray

STATE OF NEW HAMPSHIRE  
COUNTY OF MERRIMACK

Sworn to and subscribed before me this 10<sup>th</sup> day of June, 2010.

  
Notary Public/Justice of the Peace

My Commission Expires:

9/13/2011

# ATTACHMENT A

004

KTC-MCT  
Exh. 14P 004

COMCAST High Speed Internet    COMCAST Digital Television    COMCAST Digital Phone

**Comcast Triple Play Andover New Hampshire Deals - Starting at \$99/month\***

Please Enter Your Home Address

Call Today  
**1-888-632-3052**

Address:

Apt No:

Zip:

Get Cable Now

**Mention Comcast Promo Code G18600**

## Comcast Andover New Hampshire - Everything is Better

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about Comcast Andover New Hampshire. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money and time.

Comcast Andover New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might just find that you pay about the same amount for a Comcast Andover NH service with 12 Mbps as you were for DSL with 1!

The most impressive aspect of Comcast high speed Internet in Andover New Hampshire is, of course, its speed. Speed is essential if you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends get to play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online classes to help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice for you.

As you are probably aware, getting on the Internet does require a certain amount of caution these days thanks to rampant viruses and

spyware. However, Comcast also protects you against these threats. With the **McAfee Security Suite** software that comes with every subscription, you can relax and enjoy being online without worrying about all the threats.

Though the Internet is a great resource for everything from communications to entertainment, cable television is essential because it is so much fun (and informative). And, with this company's cable television service, you can have more fun than ever before. **Comcast Cable TV Packages in Andover New Hampshire** are jam-packed with hundreds of TV channels and include everything from premium movie channels to digital music and locals. If you are a die-hard sports fan, need Spanish-language programming, or want the thrill of high definition television, Comcast Andover NH also has special programming for you.

Comcast's cable television service in Andover NH also features the most extreme technology, which is sure to kick your television viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because it will give you so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to ask for an HD receiver and programming. This will provide you with the ultimate television viewing experience in Andover New Hampshire.

You might not realize it, but Andover New Hampshire Comcast even offers home telephone service, called **Digital Voice**. This really makes Comcast a full-service company and the best choice if you are looking for the best entertainment and communications in your own home. Please use our "Check Availability" tool to verify that you are in a Comcast Cable service area, and to retrieve our exclusive **Comcast Andover New Hampshire Deals**.

Call Toll Free **1-888-632-3052**

Mention Comcast Andover New Hampshire Special Discount Code: G18600



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Comcast offers special Comcast Andover NH deals to offers from Direct TV (DirecTV) Satellite TV, BellSouth, Adelphia Communications, Optimum Online Network (Optimum) Satellite TV, Wow, AOL, Cablevision (Optimum Online), SuddenLink, Charter Cable TV, Comcast DSL, Comcast Digital Voice (Digital Subscriber Line) AT&T U-Verse (Uverse), Cable One, Time Warner Cable (RoadRunner), Cox Communications, CoxNet, Proxad, Sunbeam Communications, Atlantic Broadband, AT&T Yahoo! High Speed Internet, Qwest, Embarec, Insight Communications, EarthLink, Earthlink, Earthlink Communications, Earthlink Communications, Hughesnet Satellite Internet, T1 and other cable TV, DSL, long distance phone, and other services. Saveology.com is an authorized dealer (retailer) of Andover New Hampshire Comcast services and Comcast Digital Voice (Phone). The special Comcast Cable promotional offers on this website are available only in the USA. Comcast's Comcast XFINITY customers (subscribers) may not be eligible for some of the special cable TV and high speed internet services. Comcast's special offers presented on this website are subject to availability. We do not represent or warrant a direct or indirect relationship with Comcast Cable TV, Charter Cable TV, Comcast Andover New Hampshire, XFINITY, Comcast Cable, Comcast Cable TV, Time Warner Cable, Charter Cable TV, Direct TV, Direct TV, Comcast Andover New Hampshire, XFINITY, Comcast Cable, Comcast Cable TV, Time Warner Cable, Charter Cable TV, Direct TV, Direct TV, Direct TV and Direct TV are trademarks of Direct TV. The AT&T, the AOL logo and all other AOL services and related brands are trademarks of AT&T Intellectual Property and/or AT&T affiliated companies. Comcast Cable TV is a trademark of Comcast Corporation.

†Comcast's current monthly service charges for the advertised services may vary depending on your area. After the 6 or 12 month Promotional Period, Comcast's regular charges apply unless service is cancelled.

COMCAST  
High Speed InternetCOMCAST  
Digital TelevisionCOMCAST  
Digital Phone**Comcast Triple Play Boscawen New Hampshire Deals -  
Starting at \$99/month\*****Please Enter Your Home Address**Call Today  
**1-888-632-3052**

Address:

Apt No:

Zip:

**Mention Comcast Promo Code **G18600******Comcast Boscawen New Hampshire - Everything is Better**

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about Comcast Boscawen New Hampshire. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money and time.

Comcast Boscawen New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might just find that you pay about the same amount for a Comcast Boscawen NH service with 12 Mbps as you were for DSL with 1!

The most impressive aspect of Comcast high speed Internet in Boscawen New Hampshire is, of course, its speed. Speed is essential if you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends get to play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online classes to help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice for you.



COMCAST  
High Speed Internet

COMCAST  
Digital Television

COMCAST  
Digital Phone

**Comcast Triple Play Chichester New Hampshire Deals -  
Starting at \$99/month\***

**Please Enter Your Home Address**

Call Today  
**1-888-632-3052**

**Address:**

**Apt No:**

**Zip:**

[Get Cable Now](#)

**Mention Comcast Promo Code **G18600****

**Comcast Chichester New Hampshire - Everything is Better**

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about Comcast Chichester New Hampshire. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money and time.

Comcast Chichester New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might just find that you pay about the same amount for a Comcast Chichester NH service with 12 Mbps as you were for DSL with 1!

The most impressive aspect of Comcast high speed Internet in Chichester New Hampshire is, of course, its speed. Speed is essential if you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends get to play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online classes to help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice for you.



COMCAST High Speed Internet      COMCAST Digital Television      COMCAST Digital Phone

**Comcast Triple Play Meriden New Hampshire Deals - Starting at \$99/month\***

Please Enter Your Home Address

Call Today  
**1-888-632-3052**

Address:

Apt No:

Zip:

**Mention Comcast Promo Code G18600**

**Comcast Meriden New Hampshire - Everything is Better**

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about Comcast Meriden New Hampshire. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money and time.

Comcast Meriden New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might just find that you pay about the same amount for a Comcast Meriden NH service with 12 Mbps as you were for DSL with 1!

The most impressive aspect of Comcast high speed Internet in Meriden New Hampshire is, of course, its speed. Speed is essential if you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends get to play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online classes to help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice for you.

As you are probably aware, getting on the Internet does require a certain amount of caution these days thanks to rampant viruses and

spyware. However, Comcast also protects you against these threats. With the McAfee Security Suite software that comes with every subscription, you can relax and enjoy being online without worrying about all the threats.

Though the Internet is a great resource for everything from communications to entertainment, cable television is essential because it is so much fun (and informative). And, with this company's cable television service, you can have more fun than ever before. Comcast Cable TV Packages in Meriden New Hampshire are jam-packed with hundreds of TV channels and include everything from premium movie channels to digital music and locals. If you are a die-hard sports fan, need Spanish-language programming, or want the thrill of high definition television, Comcast Meriden NH also has special programming for you.

Comcast's cable television service in Meriden NH also features the most extreme technology, which is sure to kick your television viewing up to the next level. When you sign up for your package, make sure to ask for a digital video recorder (DVR) because it will give you so many exciting options as to how you watch your programming. And, if you really want the best, you will also need to ask for an HD receiver and programming. This will provide you with the ultimate television viewing experience in Meriden New Hampshire.

You might not realize it, but Meriden New Hampshire Comcast even offers home telephone service, called Digital Voice. This really makes Comcast a full-service company and the best choice if you are looking for the best entertainment and communications in your own home. Please use our "Check Availability" tool to verify that you are in a Comcast Cable service area, and to retrieve our exclusive Comcast Meriden New Hampshire Deals.

Call Toll Free **1-888-632-3052**

Mention Comcast Meriden New Hampshire Special Discount Code: G18600



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†Comcast's current monthly service charges for the advertised services may vary depending on your area. After the 6 or 12 month Promotional Period, Comcast's regular charges apply unless service is cancelled.

COMCAST High Speed Internet    COMCAST Digital Television    COMCAST Digital Phone

**Comcast Triple Play New London New Hampshire Deals - Starting at \$99/month\***

**Please Enter Your Home Address**

Call Today  
**1-888-632-3052**

**Address:**

**Apt No:**

**Zip:**

**Get Cable Now**

**Mention Comcast Promo Code G18600**

**Comcast New London New Hampshire - Everything is Better**

If you have been wondering if there is a way to get the best communications and entertainment without having to spend a huge portion of your income every month, you should learn more about Comcast New London New Hampshire. Comcast Cable has always been the nation's number one cable television provider and is now becoming a leader in telephone and Internet services too. This company makes it easy for you to get the services you deserve because they let you bundle your services under the Triple Play, thus saving you money and time.

Comcast New London New Hampshire's broadband Internet services are sure to give you better communications and entertainment. First of all, this Internet service is tons faster than any other. Because the service is based on the same cable infrastructure that delivers cable television, it provides you with unprecedented speed and bandwidth. Plus, you don't have to worry about getting new lines or equipment installed. Best of all, the fact that this service requires no extra work to install makes it extremely affordable. In fact, you might just find that you pay about the same amount for a Comcast New London NH service with 12 Mbps as you were for DSL with 1!

The most impressive aspect of Comcast high speed Internet in New London New Hampshire is, of course, its speed. Speed is essential if you want to actually get anything done while online these days without having to spend half your time waiting around. And, as Internet social sites and games proliferate, if you don't have a connection with enough speed, you will be left in the dark while your friends get to play. Even schoolwork and business applications are using the Internet more and more. If you dream about taking a few online classes to help with a promotion or want to start working from home a couple of days a week, broadband Internet is definitely the best choice for you.



**ATTACHMENT B**

**\*\*CONFIDENTIAL\*\***

# ATTACHMENT C

Step 1 Review Your Customer Information

Billing Contact:

MR TOM MURRAY  
(802) 485-9724

Billing Address:

24 DEPOT SQUARE  
NORTHFIELD VT 05663

Service Address:

135 MAIN ST  
MERIDEN NH 03770

Step 2 Review Your Order Summary

	One-time Fees	Price*
Starter XF Triple Play	\$111.89	\$99.00 for the introductory promotional period (see details)
I have to lease an EMTA modem	-	\$5.00
I am not interested in this service	-	-
<b>SUB TOTALS</b>	<b>\$111.89</b>	<b>\$104.00</b>

**TOTAL \$215.89** Your first bill will be higher than your normal monthly charges to account for any installation charges or yearly subscriptions.

Monthly Charges: \$134.99 per month after promotional period(s)

Step 3 Review Your Installation Request

Installation Questions

Are cable outlets or wires already in place for all the TVs that you want to hook up?

Yes

Would you like your phone number published or non-published? (Choose just one of the two options)

Non-published (Monthly fee applies)

Professional Installation

You have requested professional installation during the following date/time: Tuesday, June, 29, 2010 - 4 PM - 7 PM

\* Pricing and service offerings displayed on this site are for residential Comcast customers of participating Comcast systems only. Commercial and business pricing and service offerings differ. Prices do not include taxes and franchise fees. Services and pricing are subject to change. Services are subject to terms and conditions of Comcast's subscriber agreements and other applicable terms and conditions.

Comcast Cable: Prices do not include local tax, franchise or installation fees. Prices are subject to change. Not all products available in all areas. Certain services are available separately or as part of other levels of service. You must subscribe to Basic Service to receive other services or levels of service of video programming. Equipment required.

## Review & Submit

Page 2 of 2

Comcast High-Speed Internet: Equipment fees not included in monthly service charge. Prices do not include applicable taxes, installation or franchise fees. Pricing, content and features may change and may vary by area. Call your local Comcast office for restrictions and complete details about service, prices, and equipment in your area. Pricing and service offerings displayed on this site are for residential Comcast customers only. Commercial and business pricing and service offerings differ. Speed comparisons are dependent on Comcast High-Speed Internet service tier selected (6 Mbps, 8 Mbps or 16 Mbps) and are based on download speeds vs. standard 1.5 Mbps DSL service. Not all service tiers are available in all areas. Many factors affect speed. Actual speeds vary and are not guaranteed. Maximum upload speeds range between 384 Kbps and 2 Mbps depending on the service tier selected and can be even faster with PowerBoost®.

Comcast Digital Voice: Offer available to new residential customers that select Comcast for all their home calling needs. Monthly pricing does not include our Regulatory Recovery Fee, which is not a tax or government-required; federal, state, or local taxes and other fees; or other applicable charges (e.g., per-call charges or international calling). Equipment charges may apply. Unlimited Package pricing applies to direct-dialed domestic calls from home only. Other restrictions apply.