

Ladam, Michael

From: Ladam, Michael
Sent: Wednesday, October 09, 2013 4:14 PM
To: 'Connie Wightman'
Subject: tw telecom data services llc CLEC / CTP applications

Hello Connie,

I am reviewing the CLEC and CTP applications you filed Sept. 27th for tw telecom data services llc. We had spoken earlier and I suggested that you ask for a waiver of any surety bond, and staff will support that request. However, there are three concerns / discrepancies in the application:

1. Our CLEC-1 form, in Section 11, requires an attached "contact escalation list." I don't believe you included one. (The CTP-1 form does not require such a list.)
2. The CLEC-10 form, in section 3, requires that you list three telecom services that the CLEC will offer. The third service you list, Interexchange Service, appears to be a CTP/IXC service rather than a CLEC service and therefore wouldn't count. You might choose to instead list on the CLEC-10 form a telecommunications service that appears in "Section 2: Supplemental Services" of your rate schedule.
3. You requested authority to provide service throughout New Hampshire. Please note that the Commission can grant authority to operate in areas other than rural ILEC territories using an accelerated process. Some applicants request authority to provide service just "in FairPoint territory" to take advantage of this. When an application is broader and includes offering TDM or other non-IP service in rural ILEC territory, the rural ILEC is given an opportunity to propose conditions on such authorization consistent with federal law. You may want to consider this.

As we discussed regarding the surety bond, New Hampshire telecommunications utility laws have recently changed and new rules are now being developed. The docket for these still-in-development rules, which includes a copy of the most recent proposed rules language, is here:

<http://www.puc.nh.gov/Regulatory/Docketbk/2012/12-036.html>

I will hold off processing the application until I hear from you regarding 1) and 2), and please let me know if you want to change the proposed service area as discussed in 3).

If you have any questions, or would like to discuss any matters regarding your filing, please feel free to call me.

Thank you,

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