

STATE OF NEW HAMPSHIRE

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October 25, 2017

John McCluskey  
General Manager  
Airus, Inc.  
840 S. Canal, 7<sup>th</sup> Floor  
Chicago, IL 60607

Re: DT 17-156: Airus, Inc. Request for Waivers

Dear Mr. McCluskey:

On October 11, 2017, Airus Inc. (Airus) submitted a Form T-7 Exchange Eligibility Report for the Manchester, Concord, Nashua, and Rochester exchanges in New Hampshire's 603 area code. In conjunction with this filing, Airus requested that the Commission waive the rules Puc 413.03(a)(1) and Puc 413.03(a)(3) for both this filing and prospectively for any future T-7 filings the company may make.

This waiver request is similar to an earlier waiver request made by Airus in docket DT 16-846. At that time Commission Staff reported that, under Federal Communications Commission (FCC) Order 15-70, providers do not need to own or lease facilities in an exchange as a prerequisite to obtaining blocks of numbers. The Commission thereupon granted waivers of the two rules for that specific numbering request, but declined to issue a prospective waiver applying to future requests. Instead, the Commission directed Airus to request a new waiver with each T-7 form it files.

On October 24, 2017, Staff recommended that the Commission once again grant waivers of the two rules as they apply to this numbering request, but not issue a prospective waiver generally applying to future requests.

The Commission has accepted Staff's recommendation and granted waivers of Puc 413.03(a)(1) and Puc 413.03(a)(3) to Airus for the T-7 form filed for the four exchanges. The Commission declines to issue a prospective waiver for future requests at this time: any subsequent T-7 forms filed by Airus should again request waivers of Puc 413.03(a)(1) and Puc 413.03(a)(3).

Sincerely,

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

Debra A. Howland  
Executive Director

Cc: Service List  
Docket file

**SERVICE LIST - EMAIL ADDRESSES- DOCKET RELATED**

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**Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.**

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Docket #: 17-156-1      Printed: October 26, 2017

**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:**
- DEBRA A HOWLAND  
EXEC DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.**
- c) Serve a written copy on each person on the service list not able to receive electronic mail.**