

January 11, 2018

NHPUC 16JAN18PM12:19

Ms. Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 S. Fruit St, Suite 10
Concord, NH 03301-2429

RE: Airus, Inc. Waiver Request of PUC 413.03(a)(1) and PUC 413.03(a)(2)

Dear Ms. Howland:

Attached please find form T-7: Exchange Eligibility Report in which Airus, Inc. ("Airus") describes its request to add a "1000 block" of telephone numbers in each of the Andover and Milton ML exchanges in order to serve prospective customers. Airus had previously been granted a LRN and block of numbers in the Dover exchange (DT-16-846) in November, 2016.

This would normally be submitted directly to telecommunications staff of the New Hampshire Public Utilities Commission ("Commission"). However, Airus is seeking Commission waivers of two rules applicable to Form T-7. PUC 413.03(a)(1) requires the submitter (Airus in this instance) to provide evidence that it has facilities located in the exchange, and PUC 413.03(a)(3) requires the submitter to confirm that the facilities are owned by the submitter or a specific retail partner.

Airus is currently registered only as a Telecommunications Carrier as opposed to a Telecommunications Utility with the Commission. This is because Airus' current business model is one where it does not own or lease facilities in the exchange; rather Airus provides IP-enabled and VoIP services in New Hampshire as a wholesale provider. Our customers make separate arrangements to obtain Internet service from an Internet Service Provider, then contract with Airus to have IP-Enabled or Voice over Internet Protocol (VoIP) calls delivered to and from the customer over that independent line. Consequently, Airus does not currently have physical facilities in the exchange.

In June 2015, the Federal Communications Commission (FCC) released its Order 15-70, which allows IP or VoIP providers to obtain blocks of numbers from the North American Numbering Plan Administrator ("NANPA") following a process similar to that used by other providers. The PUC rules for which we seek waivers were adopted prior to this Order. Those rules appear to assume that only a provider using its own facilities, or specific partner facilities, is allowed to obtain blocks of numbers, and this is no longer the case. As a Telecommunications Carrier, Airus is allowed to obtain blocks of numbers from NANPA.

Airus therefore asks the Commission to waive PUC 413.03(a)(1) and PUC 413.03(a)(3) for this Exchange Eligibility Report filing, thereby allowing Airus to leave columns 4b through 4f of the T7 form blank. In the interest of efficiency, we hope the Commission can issue a waiver that will also apply to future Exchange Eligibility Report filings we expect to make in other exchanges.

Thank you for your prompt attention to this matter. Please contact me with any questions.

Sincerely,



John McCluskey
General Manager
Airus, Inc.