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PUBLIC UTILITIES COMMISSION 21 S. Fruit St., Suite 10 Concord, N.H. 03301-2429

October 25, 2017

John McCluskey General Manager Airus, Inc. 840 S. Canal, 7th 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,

Debra A. Howland Executive Director

Cc:

Service List Docket file