

**State of New Hampshire
Public Utilities Commission**

**Docket No. DT 10-025
FairPoint Communications, Inc., et al.**

Respondent: Michael Skrivan
Title: Vice President, Regulatory
Affairs
Objection: By Counsel

REQUEST: Otel Telekom
Set 1

DATED: March 17, 2010

ITEM: OTEL-7 Regarding FairPoint's intention stated at the March 9, 2010 technical session to honor in New Hampshire the provision in § 1.6 of the Post Regulatory Settlement – Vermont “that all post-petition payments due under the PAP shall be brought up to date and, going forward, made on a timely basis”:

- a. Please confirm that “petition” in the above quotation refers to the petition under Chapter 11 of the United States bankruptcy Code filed by FairPoint on or about October 26, 2009.
- b. Please specify which PAP payments are subject to this provision.

REPLY: OBJECTION. FairPoint objects to OTEL-7 on the grounds that it seeks a legal conclusion. The request is also unduly burdensome in that it would require FairPoint to speculate and prepare a list of all possible types of payments that could be required under the PAP. Subject to and without waiving this objection, FairPoint will provide information responsive to OTEL-7.

- a. Confirmed.
- b. The Regulatory Settlement speaks for itself, and it says “all”.