

THE STATE OF NEW HAMPSHIRE



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August 31, 2007

Ms. Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, New Hampshire 03301

Re: Docket No. DT 07-011
Verizon New England et alia
Petition for Transfer of Assets to FairPoint Communications

Dear Ms. Howland:

Pursuant to the most recent edition of the procedural schedule in the above-referenced docket, I conducted a telephone conference this morning for the purpose of addressing the pending motion of FairPoint Communications to compel the Office of Consumer Advocate (OCA) to provide a discovery response about the work of one of OCA's consultants. FairPoint filed the motion on August 24, 2007; OCA submitted its opposition on August 29.

FairPoint and OCA participated in the teleconference through counsel. The other parties opted not to participate. There was a constructive dialogue and, as a result, it appears that FairPoint and OCA have agreed upon an approach to the problem that will satisfy FairPoint's need to discover fully the basis for the consultant's testimony.

Accordingly, I recommend that the Commission hold the FairPoint discovery motion in abeyance pending the anticipated withdrawal of the motion. I commend both parties' counsel for their assistance in resolving the dispute.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald M. Kreis".

Donald M. Kreis
General Counsel

Cc: Service List

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Docket #: 07-011 Printed: September 05, 2007

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