



FairPoint Communications, Inc.
State of New Hampshire
Docket No. DT 07-011

Respondent: Peter G. Nixon
Title: Chief Operating Officer

REQUEST: BayRing, segTEL and Otel – CLECs
Group III, Set 1

DATED: April 5, 2007

ITEM: CLEC 1-42 While the TSA is in effect, which entity is responsible for the payment of penalties under the PAP, Fairpoint or Verizon?

REPLY: **OBJECTION:** FairPoint objects to Data Request 1-42 on the grounds that it seeks a legal conclusion. Subject to and without waiving this objection, FairPoint will provide information responsive to Data Request 1-42. [Objection served April 27, 2007.]

While the TSA is in effect, FairPoint will be responsible to third parties for any payment of penalties under the PAP.