

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

**Respondent:** Peter G. Nixon  
**Title:** President

**REQUEST:** Office of Consumer Advocate - Rebuttal

**DATED:** September 19, 2007

**ITEM:** OCA R-151 Please refer to page 39, lines 5-6, of the Rebuttal Testimony of Peter G. Nixon. Provide FairPoint's most recent estimation of service quality penalties it will incur in 2008 under "the standards that currently apply to Verizon."

**REPLY:** **OBJECTION:** FairPoint objects to Data Request R-151 on the grounds that it seeks highly confidential and proprietary commercial and strategic information that would provide competitors a business advantage if disclosed. The information sought pertains to the provision of competitive services and includes trade secret information that required significant effort and cost to produce and/or confidential, research or commercial information, including customer, geographic, market and product-specific data. Subject to and without waiving this objection, FairPoint will provide information responsive to Data Request R-151. [Objection served September 25, 2007.]

The company will make a proposal to follow the standards but start with lower penalties and, over time, ramp them up to the current penalty levels. FairPoint has therefore not attempted to quantify any penalties.