

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

**Respondent:** Douglas C. Sicker, Ph.D.  
**Title:** Director of the Interdisciplinary  
Telecommunications  
Labs/Assistant Professor,  
Department of Computer Science  
at University of  
Colorado

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

**DATED:** September 19, 2007

**ITEM:** OCA R-103 Refer to page 26 of the Rebuttal Testimony of Douglas C. Sicker, Ph.D. Dr. Sicker states: "Impressively, while upgrading the core and access network extensively and greatly expanding DSL availability FairPoint is committing to offer DSL retail rates equal to those charged by Verizon at the time of the transaction closing." Did Dr. Sicker evaluate the financial soundness of the plan? If so, is FairPoint's commitment to offer broadband at transaction closing prices reasonable?

**REPLY:** **OBJECTION:** FairPoint objects to Data Request R-103 on the grounds that it is vague. Subject to and without waiving this objection, FairPoint will provide information responsive to Data Request R-103. [Objection served September 25, 2007.]

No. Dr. Sicker made this statement based on the specific technology that FairPoint plans to employ relative to other available technologies and the logical progression of the upgrades to the network from a technology standpoint.