

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

Respondent: Peter G. Nixon
Title: Chief Operating Officer

REQUEST: New England Cable and Telecommunications Association, Inc. and Comcast Phone of New Hampshire, LLC Group III

DATED: April 19, 2007

ITEM: NECTA/CPNH 59 Please state whether FairPoint is committed to (a) providing transit service and transit rates under interconnection agreements entered into pursuant to Sections 251 and 252 of the federal Telecommunications Act; (b) agreeing not to seek to move transit service and transit rates out of an interconnection agreement and into a commercial agreement; and (c) agreeing not to raise the current Verizon rates for transit for a period extending through the end of the transition period following the closing of the proposed transaction.

REPLY: **OBJECTION.** FairPoint objects to Data Request 59 on the grounds that it seeks a legal conclusion. Subject to and without waiving this objection, FairPoint will provide information responsive to Data Request 59. [objection served on April 27, 2007.]

At this time, FairPoint has not developed its position on how transiting services will be provided in the future, but does not expect any change as to rates, terms, and conditions during the transition period.