

STATE OF NEW HAMPSHIRE
Before the
PUBLIC UTILITIES COMMISSION
Docket No. DT 24-047

**CONSOLIDATED COMMUNICATIONS OF NORTHERN NEW ENGLAND
COMPANY, LLC**

Interconnection Agreement Between Teliax, Inc. and
Consolidated Communications of Northern New England Company, LLC

**ASSENTED-TO MOTION TO RESET INTERCONNECTION AGREEMENT
APPROVAL AND EFFECTIVE DATES**

NOW COMES Consolidated Communications of Northern New England Company, LLC (“Consolidated”), by and through its undersigned attorneys, and respectfully requests submits this Assented-To Motion to Reset the Interconnection Agreement Approval and Effective Dates set forth in the Order *Nisi* issued by the New Hampshire Public Utilities Commission (this “Commission”) on May 13, 2024 (the “Order”). In support thereof, Consolidated states as follows:

1. By way of brief background, Consolidated submitted for Commission approval an Interconnection Agreement by and between Consolidated and Teliax, Inc. (“Teliax”) on March 21, 2024. On that date, Consolidated filed (i) a cover letter, (ii) an Interconnection Agreement (the “Agreement”) between Consolidated and Teliax (“Teliax”) and (iii) the attachments to the Agreement. Consolidated requested the

Commission's approval of the Agreement pursuant to 47 U.S.C § 252(e) on behalf of Consolidated and Teliax.

2. In response to the filing, the Commission issued on March 26, 2024, its Procedural Order Re: DOE Recommendation. In that procedural order, the Commission requested the New Hampshire Department of Energy ("Department") file its recommendation regarding the joint request for approval of the Agreement on or before May 29, 2024. The Department filed its recommendation on April 30, 2024, and recommended Commission approval of the Agreement and noted its support for the Commission issuing an Order *Nisi* in that regard. *See* Department Recommendation (Tab 4), April 30, 2024.

3. The Commission then issued the Order on May 13, 2024. Among other things, in the Order the Commission required Consolidated to: (1) publish a copy of the Order on its website on or before May 17, 2024, and (2) file in this Docket an affidavit of compliance with the Commission on or before May 28, 2024. Order (Tab 5) at 2. The Commission further ordered that "... that this order shall be effective June 13, 2024, unless Consolidated fails to satisfy the publication obligation set forth above or the Commission provides otherwise in a supplemental order issued prior to the effective date ..." Order (Tab) 5 at 3.

4. Due to inadvertent error, Consolidated did not timely post the Order on its website and did not file the necessary affidavit. Consolidated posted the Order on its website on June 6, 2024.

This Order may be found at: <https://www.consolidated.com/support/terms-policies/wholesale-carrier-services>. A screenshot of that web page is attached to the Affidavit of Mr. Kevin J. Kastor, Consolidated's Senior Director – Government Affairs, dated July 1, 2024, and submitted to this Commission concurrently with this Motion. In the Affidavit, Mr. Kastor attests to the Order being posted on Consolidated's website on June 6, 2024. After entering the web page, the Order may be accessed by clicking on the link labeled "DT 24-047 Consolidated Communications of Northern New England Company, LLC, Interconnection Agreement" under the heading labeled "Important Notice".

5. Given the above, Consolidated proposes and hereby requests that the Commission establish the following revised approval schedule related to the Agreement's effective date via an updated Order *Nisi*:

- (a) re-order that the Agreement is approved;
- (b) order and allow any all persons interested in responding to the Order *Nisi* be notified that they may submit their comments or file a written request for a hearing, stating the reason and basis for a hearing, no later than July 15, 2024, for the Commission's consideration;
- (c) order and allow any party interested in responding to such comments or request for hearing to do so no later than July 22, 2024; and
- (d) establish the effective date of the Commission's revised Order *Nisi* for July 26, 2024.

6. Consolidated submits that the above revised approval schedule, combined with the delay caused by Consolidated's inadvertent failure to adhere to the deadlines in the Order, affords interested parties with ample opportunity to file comments or request a hearing. In addition, Consolidated reasserts that there is no evidence that the Agreement

discriminates against other telecommunications carriers and that implementation of the Agreement would be consistent with the public interest, convenience, and necessity.

7. The New Hampshire Department of Energy has authorized the undersigned to advise the Commission that the Department assents to the relief requested herein.

WHEREFORE, for the above stated reasons, Consolidated respectfully requests that this Commission grant this Assented-To Motion and establish the revised approval schedule related to the Agreement's effective date via an updated Order *Nisi* as well as any further relief the Commission deems just and reasonable.

Respectfully submitted,

CONSOLIDATED COMMUNICATIONS OF
NORTHERN NEW ENGLAND COMPANY, LLC

By its Attorneys,

Dated: July 1, 2024

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing objection was provided via electronic mail to the individuals included on the Commission's service list for this docket.

Dated: July 1, 2024

By: /s/ Patrick C. McHugh
Patrick C. Mchugh