

STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION

---

PETITION OF NEW HAMPSHIRE  
TELEPHONE ASSOCIATION FOR AN  
INVESTIGATION INTO THE  
REGULATORY STATUS OF IP  
ENABLED VOICE TELECOM SERVICE

---

DT 09-044

**PETITION TO INTERVENE OF  
NEW ENGLAND CABLE AND TELECOMMUNICATIONS ASSOCIATION**

Pursuant to New Hampshire Revised Statutes Annotated 541-A:32, New Hampshire Administrative Rules, Puc 203.17, and the May 6, 2009 Order of Notice issued by the Public Utilities Commission ("Commission"), the New England Cable and Telecommunications Association, Inc. ("NECTA") petitions to intervene as a party in the above-captioned docket. As set forth herein, NECTA's legal rights, duties, privileges, immunities and special interests will be directly affected by the Commission's final decision in this proceeding.

1. NECTA is a non-profit corporation and trade association that represents the interests of most cable television companies and their voice and Internet affiliates in the six state New England region, including New Hampshire.

2. NECTA has offices located at 10 Forbes Road, Suite 440W, Braintree, MA 02184.

3. NECTA has on many occasions represented the interests of its members in proceedings conducted by the Commission as a party.

4. Many NECTA member companies or affiliates are engaged in offering voice communications services using interconnected voice-over-Internet protocol ("VOIP"), both in New Hampshire and in other New England states. As such, the legal rights, duties and privileges of NECTA and its members are substantially and specifically affected by the instant investigation into the regulatory treatment of VOIP services under New Hampshire law.

5. While the precise scope of NECTA's participation is still to be determined, NECTA anticipates attending the June 24, 2009 public hearing and procedural conference and participating in this docket consistent with its party status. NECTA reserves the right to conduct discovery, present evidence, cross-examine witnesses and present written pleadings and briefs to the extent appropriate.

6. To the extent that NECTA members companies elect to intervene separately in this docket, NECTA will coordinate its participation with such companies to minimize duplication of evidence, examination or argument.

7. Copies of all pleadings and other materials should be provided to the following:

Robert J. Munnely, Jr., Esq.  
Murtha Cullina LLP  
99 High Street  
Boston, MA 02110-2320  
Telephone: (617) 457-4000  
Fax: (617) 210-7062  
Email: [rmunnely@murthalaw.com](mailto:rmunnely@murthalaw.com)

and

William D. Durand, Executive V.P./Chief Counsel  
New England Cable and Telecommunications Association, Inc.  
10 Forbes Road, Suite 440W  
Braintree, MA 02184  
Telephone: (781) 843-3418  
Email: wdurand@necta.info

**Conclusion**

Accordingly, for the above described reasons, the Commission should grant NECTA's Petition to Intervene.

Respectfully submitted,

NEW ENGLAND CABLE AND  
TELECOMMUNICATIONS ASSOCIATION, INC.

By its attorneys,



Robert J. Munnely, Jr.  
Murtha Cullina LLP  
99 High Street  
Boston, MA 02110-2320  
Telephone: (617) 457-4000

and



William D. Durand, Executive V.P./Chief Counsel  
New England Cable and Telecommunications  
Association, Inc.  
10 Forbes Road, Suite 440W  
Braintree, MA 02184  
Telephone: (781) 843-3418

Dated: June 19, 2009