

State of New Hampshire
Public Utilities Commission

Docket No. DT 10-025
FairPoint Communications, Inc., et al.

Respondent: Michael Skrivan
Title: Vice President, Regulatory
Affairs
Objection: By Counsel

REQUEST: Joint CLECS
Set 1

DATED: March 17, 2010

ITEM: CLECS-23 Does FairPoint agree that it continues to be subject to the prohibition pursuant to the Commission's Approval Order on filing forbearance petitions seeking non-dominant treatment or relief from any section 251 or 271 obligations?

REPLY: OBJECTION. FairPoint objects to CLECS-23 on the grounds that it seeks a legal conclusion, and that Order No. 24,823 in DT 07-011, the Staff Settlement Agreement in DT 07-011, and the Joint Stipulation in DT 07-011 speak for themselves regarding FairPoint's commitments to wholesale providers. Subject to and without waiving this objection, FairPoint will provide information responsive to CLECS-23.

Please see the response to CLECS-1.