

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-43 Post-reorganization, will FairPoint seek to be relieved of its obligation to offer resale services?

REPLY: OBJECTION. FairPoint objects to CLECS-43 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-43.

Please see the response to CLECS-1.
FairPoint intends to comply with Section 1.a of the Joint Stipulation, in which it committed that it "shall not now or in the future seek any suspension or modification of any of FairPoint's 251(b) or (c) obligations pursuant to Section 251(f)(2) of the Act." FairPoint can not, nor should it be expected to, predict what it may or may not do in the future.