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STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: November 17, 2010

AT (OFFICE): NHPUC

FROM: Jennifer Ducharme, Utility Analyst *JJD*

SUBJECT: DT 10-279 FairPoint Communications - NNE
Special Contract with Bank of America, N.A. for ISDN-PRI Service

TO: Debra Howland, Executive Director
Kate Bailey, Director, Telecommunications Division

On October 15, 2010, Northern New England Telephone Operations LLC d/b/a FairPoint Communications - NNE (FairPoint) filed a special contract between FairPoint and Bank of America, N.A. Under the contract, FairPoint will provide Bank of America, N.A. with ISDN PRI service, including Port, Local Distribution Channel, Caller ID with Name, Direct Inward Dialing, and a monthly local usage allowance for a period of 12 months.

During the contract service period, Bank of America, N.A. is allowed, at any time, to order additional services. In support of the filing, FairPoint submitted records and information, including contract terms and conditions, which are subject to confidential treatment pursuant to RSA 378:43.

On November 10, 2010, the Commission extended the effective date of the special contract pursuant to RSA 378:18-b, II (b), by 30 days, to December 13, 2010, in order to provide FairPoint additional time to file supporting data requested by Staff. FairPoint filed the additional data on November 12, 2010.

Staff has reviewed the cost study data submitted by FairPoint and confirmed that the contract rates exceed the price floor requirements as defined in Order Nos. 23,357 and 23,493 (Docket No. DT 99-018). Based on its analysis, Staff recommends that the special contract be allowed to go into effect pursuant to RSA 378:18-b, II(a).

