MICHAEL J. DONAHUE CHARLES F. TUCKER ROBERT D. CIANDELLA LIZABETH M. MACDONALD JOHN J. RATIGAN DENISE A. POULOS ROBERT A. BATTLES ROBERT M. DEROSIER SHARON CUDDY SOMERS CHRISTOPHER L. BOLDT DOUGLAS M. MANSFIELD TRACY L. BARBAGIOVANNI HADEN P. GERRISH CHRISTOPHER T. HILSON JESSICA L. SINGER OF COUNSEL ROBERT B. DONOVAN KATHERINE B. MILLER



WATER STREET PROFESSIONAL BUILDING 225 WATER STREET P.O. BOX 630 EXETER, NEW HAMPSHIRE 03633-0630

> TELEPHONE 603-778-0686

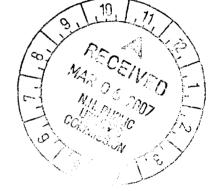
Toll Free 800-566-0506

Fax 603-772-4454

www.DTCLawyers.com generalmail@DTCLawyers.com

Please Respond to the Exeter Office

March 5, 2007



VIA REGULAR MAIL AND E-MAIL Debra Howland, Executive Director New Hampshire Public Utilities Commission 21 South Fruit St., Suite 10 Concord, NH 03301-2429

Re: DM 07-011 / In the Matter of Verizon New England and Fair Point Communications

Dear Ms. Howland:

Enclosed please find an original and seven (7) copies of a Supplemental Petition to Intervene in the above-captioned matter on behalf of the Town of Exeter, New Hampshire. This Supplemental Petition would add an additional municipality to the six who have previously intervened in this docket.

We have also enclosed an additional copy of this letter and the Supplemental Petition to Intervene. Please date-stamp this document to evidence your receipt and return the date-stamped copy to us in the enclosed return envelope.

A copy of the foregoing has been forwarded this date to the persons listed on the service list attached to the Supplement to Petition.

Very truly yours, DONAHUE, TUCKER & CIANDELLA, PLLC

Katherine B. Miller kmiller@dtclawyers.com

RDC/dlc Enclosures

cc: Russell Dean, Exeter Town Manager Service List

S:\PO-PZ\PUC Pole Investigation\Verizon Sale to FairPoint\Itr to PUC re exeter supp 0030507.doc

## STATE OF NEW HAMPSHIRE

## BEFORE THE

PUBLIC UTILITIES COMMISSION

DM 07-011

Verizon New England, et al, and FairPoint Communications, Inc.

## Supplemental Petition of Municipality to Intervene

NOW COMES the Town of Exeter, by and through its attorneys, DONAHUE, TUCKER & CIANDELLA, PLLC, and moves the Commission to grant it intervenor status, without limitation, pursuant to RSA 541-A:32 and N.H. Administrative Rule, PUC 203.02, along with the municipalities of Hanover, Newmarket, Raymond, Salem and Seabrook ("Municipalities"), which had previously filed a Petition to Intervene with the Commission, on February 22, 2007 and the City of Keene, which filed a Supplement to the Municipalities' Petition to Intervene on February 23, 2007. In support of this motion, the Town of Exeter states:

- 1. The Town of Exeter is a municipal corporation duly organized pursuant to New Hampshire state law.
- 2. The Town of Exeter incorporates by reference, and without reduplication, paragraphs 2-13 the Petition to Intervene filed by the Municipalities in this Docket on February 22, 2007 as if fully set forth herein.

DONAHUE, TUCKER & CIANDELLA, PLLC - ATTORNEYS AT LAW WATER STREET PROFESSIONAL BUILDING, 225 WATER STREET, P.O. BOX 630. EXETER, NEW HAMPSHIRE 03833-0630 603-778-0686

- 3. By way of further Petition, the Town of Exeter states that its Town officials met after the filing of the Municipalities' Petition to Intervene and after the City of Keene filed its Supplement to Petition to Intervene, and authorized this intervention, but not in time to be included in the initial filing of the Petition to Intervene by the Municipalities or the City of Keene's Supplement.
- 4. On 27 February 2007, at the conference conducted in this docket, the Commission granted the Petitions to Intervene of the other Municipalities and of the City of Keene.
- 5. The Town of Exeter's intervention will not delay the proceeding for this docket nor prejudice the rights of any parties thereto.

WHEREFORE, the Town of Exeter respectfully moves the Commission to:

A. Accept its petition to intervene; and

B. Grant such other relief as is just and reasonable.

Respectfully submitted,

THE TOWN OF EXETER By its attorneys, DONAHUE, TUCKER & CIANDELLA, PLLC

Date: 5 March 2007

By: <u>KIMulla</u> Katherine B. Miller Robert D. Ciandella 225 Water Street Exeter, NH 03833

(603) 778-0686

DONAHUE, TUCKER & CIANDELLA, PLLC - ATTORNEYS AT LAW WATER STREET PROFESSIONAL BUILDING, 225 WATER STREET, PO. BOX 630, EXETER, NEW HAMPSHIRE 03833-0630 603-778-0686

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Petition to Intervene has this day been forwarded via e-mail and/or first class mail to the service list attached hereto.

KBruther

Katherine B. Miller, Esq.

S:PO-PZ PUC Pole Investigation Verizon Sale to FairPoint Town of Exeter petition.doc

DONAHUE, TUCKER & CIANDELLA, PLLC - ATTORNEYS AT LAW

WATER STREET PROFESSIONAL BUILDING, 225 WATER STREET, P.O. BOX 630, EXETER, NEW HAMPSHIRE 03833-0630 603-778-0686