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STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: April 29, 2013
AT (OFFICE): NHPUC

FROM: *David*
David Goyette, Utility Analyst III - Telecommunications

SUBJECT: DT 13-107 FairPoint Communications - NNE
Amendment to Traffic Exchange Agreement with MetroPCS
Massachusetts, LLC

TO: Commission
Debra Howland, Executive Director

On April 11, 2013, Northern New England Telephone Operations LLC d/b/a FairPoint Communications - NNE (FairPoint) filed for approval Amendment No. 2 to its Interconnection Agreement with MetroPCS Massachusetts, LLC (MetroPCS), to conform with the requirements of the Federal Communications Commission (FCC) in its orders, Connect America Fund et al., WC Docket No. 10-90 et al., Report and Order and Further Notice of Proposed Rulemaking, 26 FCC Rcd 17663 (2011) and Order on Reconsideration, 26 FCC Rcd 17633 (2011) (FCC orders). The original Interconnection Agreement was between Verizon New Hampshire (Verizon) and MetroPCS and became effective on February 1, 2008. Amendment No. 1, which also has an effective date of February 1, 2008, transferred the rights and obligations held by Verizon in the agreement to FairPoint.

Pursuant to the FCC orders, intercarrier compensation for non-access traffic exchanged between LECs and CMRS providers, with an interconnection agreement in effect as of December 29, 2011, is subject to a default bill-and-keep methodology on July 1, 2012. The amendment to the subject traffic exchange agreement reflects this change in law.

Staff recommends the Commission allow Amendment No. 2 to go into effect.