



PUBLIC NOTICE

Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

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WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY TELEPHONE OPERATING COMPANY OF VERMONT LLC D/B/A FAIRPOINT COMMUNICATIONS

Report No. NCD-2229

November 9, 2012

Re: SHORT TERM NETWORK CHANGE NOTICE RECEIVED

Telephone Operating Company of Vermont LLC d/b/a FairPoint Communications (FairPoint), an incumbent local exchange carrier (LEC), has filed short term public notice of network change(s) together with certification of service on identified interconnecting carriers, as required by section 51.333(a) of the rules of the Federal Communications Commission (FCC).¹ See 47 C.F.R. § 51.333(a). Upon initial review the filing appears to be complete. See 47 C.F.R. §§ 51.325 through 51.335.

The incumbent LEC's notice refers to the change(s) identified below:

- Network Notification No. 61
- Installation of Digital Subscriber Line Access Multiplexer or Litespan in order to provide (DSL) services in Vermont.
- Planned Implementation Date: November 30, 2012.

Incumbent LEC contact:
Barbara Galardo
Director of Costs & Access Tariffs
FairPoint Communications
1 Davis Farm Road
Portland, ME 04103
(207) 535-4126

An objection to an incumbent LEC's short term notice may be filed by an information service provider or telecommunications service provider that directly interconnects with the incumbent LEC's network. Such objections must be filed with the Commission, and served on the incumbent LEC, no later than the ninth business day following the release of this public notice. See 47 C.F.R. § 51.333(c). The effective implementation date of all changes is subject to the FCC's public notice period under section 51.333(b). See 47 C.F.R. § 51.333(b).

Parties who choose to file must file an original and one copy of each filing. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. All hand-delivered or messenger-delivered paper filings for the

¹ On November 6, 2012, the Competition Policy Division of the Wireline Competition Bureau was notified that a filing had been placed in CC Docket No. 96-98 in order to revise FairPoint's certification of service on identified interconnecting carriers.

Commission's Secretary must be delivered to FCC Headquarters at 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. The filing hours are Monday through Friday, 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's *ex parte* rules.² Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

Attached is a copy of the notice of network change(s) (total of one page). The original filing is available for inspection and copying at the FCC Public Reference Room, Portals II, 445 12th Street, S.W., Suite CY-A257, Washington, D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), or carmell.weathers@fcc.gov (e-mail), of the Competition Policy Division, Wireline Competition Bureau. The tty number is (202) 418-0484.

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² 47 C.F.R. §§ 1.1200 *et seq.*