



PUBLIC NOTICE

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

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY 1-888-835-5322

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

Report No. NCD-2361

September 16, 2014

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). *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. 89
- Disconnection of certain UNE xDSL and copper (metallic) loop facilities that span between FairPoint's central office and customer premises in affected areas of Vermont (Burlington, Vermont Wire Center (BURLVTMA) and Remote Terminals (BURLVTMA, SBTNVTIA). Copper sub-loop facilities will remain between FairPoint's remote terminal(s) and customer premises, and certain loop types will be transferred to new DLC systems in the affected areas.
- Planned Implementation Date: October 2014.

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

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. Interested parties also may comment on this network change notice by sending an e-mail to NetworkChange@fcc.gov. The subject line of the e-mail must include the correct NCD Report Number in order for the comments to be considered in conjunction with this proceeding. All information submitted including names and addresses will be publicly available via the web.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's *ex parte* rules.¹ 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.

-FCC-

¹ 47 C.F.R. §§ 1.1200 *et seq.*