

# FairPoint Communications, Inc.

## DESCRIPTION AND JUSTIFICATION

### CONTRACT TARIFF NO.51

### TRANSMITTAL NO. 28

FairPoint Communications, Inc. (hereinafter "FairPoint"), with this filing, is revising Section 32 of its Access Service tariff, F.C.C. NO. 1, to introduce Contract Tariff No. 51, which is being filed to be effective January 1, 2012 pursuant to FairPoint receiving Phase I and Phase II Pricing Flexibility for Special Access and Dedicated Transport Services in the qualifying Metropolitan Statistical Areas (MSAs).<sup>1</sup> Customers subscribing to Contract Tariff No. 51 will receive special rates on Switched or Special Access and Dedicated Transport Services in MSAs granted pricing flexibility by the FCC. The Contract Tariff sets forth the terms, conditions and the specific services for which all special rates apply.

In order to take advantage of Contract Tariff No. 51, customers must subscribe to the Contract Tariff within 30 days of the tariff's effective date. The subscription period expires January 31, 2012. This transmittal removes Contract Tariff No. 27 from section 32 of Tariff F.C.C. No. 1, which expired on May 31, 2010.

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<sup>1</sup> In the Matter of Verizon Petitions for Pricing Flexibility for Special Access and Dedicated Transport Services, CCB/CPD Nos. 00-24, 00-28, MEMORANDUM OPINION AND ORDER, DA 01-663 released March 14, 2001.