



June 7, 2013

**Only the material filed on 15 days'
notice under this Transmittal No. 40 is being
filed under Section 204(a)(3) of the Communications Act.**

TRANSMITTAL No. 40

Ms. Marlene H. Dortch, FCC Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Attention: Wireline Competition Bureau

Dear Ms. Dortch:

The accompanying tariff material, issued by The FairPoint Telephone Companies ("FairPoint"), is sent to you for filing in compliance with the Communications Act of 1934, as amended.

The FCC Registration Number for FairPoint is 0007-7099-91. FairPoint is issuing this filing on behalf of issuing carriers with the following FRN's:

- Northern New England Telephone Operations, LLC—FRN # 0016-0226-18
- Telephone Operating Company of Vermont, LLC—FRN # 0017-5513-59

This material consists of tariff pages as indicated on the following check sheets:

Tariff FCC No. 1, Access Service	41 st Revised Page 1
Tariff FCC No. 1, Access Service	42 nd Revised Page 1

The first filing is being made on one day's notice and introduces Contract Tariff Option 53 with an effective date of June 8, 2013. The second filing is being filed on 15 days' notice in order to delete Contract Tariff Option 52, which was filed with an incorrect subscription period. That filing has an effective date of June 22, 2013.

The transmittal letter and associated attachments are being filed electronically today via the Federal Communications Commission's Electronic Tariff Filing System (ETFS) and payment in the amount of \$845.00 has been electronically transmitted to the U.S. Bank, 1005 Convention Plaza, SL-MO-C2-GL, St. Louis, MO 63101, in accordance with the fee program procedures. The Form 159 is being transmitted electronically.

Petitions pertaining to this filing may be served by facsimile to:

Mr. Michael T. Skrivan, Vice President—Regulatory
Telephone: (207) 535-4150
Facsimile: (207) 797-1392
Email: mskrivan@fairpoint.com

Ms. Marlene H. Dortch, FCC Secretary
Federal Communications Commission
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Other correspondence and inquiries concerning this transmittal should be addressed to Sharon Thomas at 407-740-3031 or sthomas@tminc.com, P.O. Box 200, Winter Park, Florida 32790-0200.

Sincerely,

/s/Sharon Thomas

Sharon Thomas

Consultant to The FairPoint Telephone Companies

Enclosures:

Revised Tariff Pages
Form 159

Copy: US Bank, 1005 Convention Plaza, SL-MO-C2-GL, St. Louis, MO 63101
Ms. Barbara Galardo, FairPoint
File: FairPoint Tariff No. 1 - Transmittal No. 40
TMS FCC 13-40