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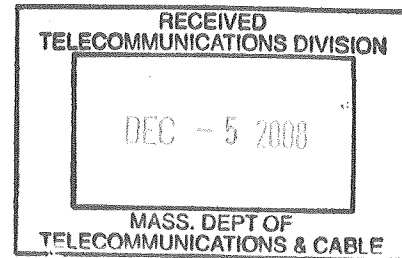


One
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Center
Boston
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02111
tel 617.856.8200
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December 5, 2008

By Hand Delivery

Catrice C. Williams, Secretary
Department of Telecommunications and Cable
Two South Station – 4th Floor
Boston, Massachusetts 02110



Re: NEXTG NETWORKS OF NY, INC.
Complainant,

v.

RCN NEW YORK COMMUNICATION, LLC; RCN TELECOM SERVICES OF
MA, INC.; RCN TELECOM SERVICES, INC.; AND RCN CORPORATION,
Respondents; DTC 08-5

Dear Secretary Williams,

Enclosed please find the Appearance of Counsel of Kevin P. Joyce and Paul G. Afonso for
and on behalf of NextG Networks of NY, Inc. in the above-captioned proceeding.

Kindly date-stamp a copy of this letter and return it to the messenger in the enclosed
envelope so that we may retain a copy for our files.

Thank you for your attention in this matter.

Very Truly Yours,
BROWN RUDNICK LLP

Paul G. Afonso

A handwritten signature in black ink, appearing to be "P. G. Afonso", written over the printed name.

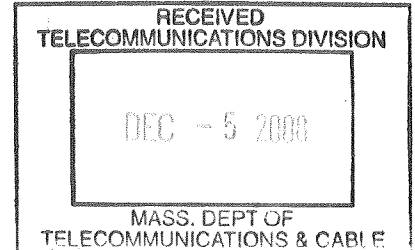
Before the
DEPARTMENT OF TELECOMMUNICATIONS AND CABLE
Commonwealth of Massachusetts

NEXTG NETWORKS OF NY, INC.
Complainant,

v.

RCN NEW YORK COMMUNICATION,
LLC; RCN TELECOM SERVICES OF MA,
INC.; RCN TELECOM SERVICES, INC.;
AND RCN CORPORATION,
Respondents.

File No. DTC 08-5



APPEARANCE OF COUNSEL

In the above entitled proceeding, please enter the appearance of Kevin P. Joyce and Paul G.

Afonso for and on behalf of NextG Networks of NY, Inc.

NEXTG NETWORKS OF NY, INC.

By its Attorneys:

A handwritten signature in black ink, appearing to be "K. Joyce" or "P. Afonso", written over a horizontal line.

Kevin P. Joyce
Paul G. Afonso
BROWN RUDNICK
One Financial Center
Boston, MA 02111
Tel: (617) 856-8200
Fax: (617) 856-8201

Date: December 5, 2008

CERTIFICATE OF SERVICE

I, Paul Afonso, hereby certify that on December 5, 2008, I caused a copy of the foregoing Proof of Notice to be served via U.S. mail, first-class postage prepaid, in accordance with the requirements of 220 CMR § 1.05(1) on the following:

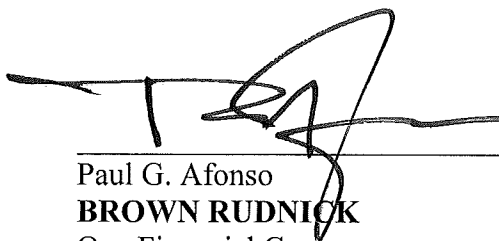
Catrice C. Williams, Secretary
Department of Telecommunications and Cable
Two South Station – 4th Floor
Boston, Massachusetts 02110
also via email: Catrice.Williams@state.ma.us,
DTC.efiling@massmail.state.ma.us

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