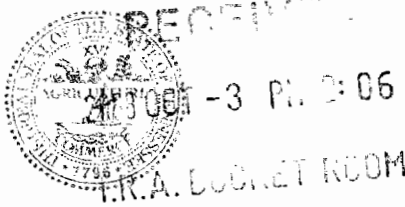


TENNESSEE REGULATORY AUTHORITY

Tre Hargett, Chairman
Eddie Roberson, Director
Sara Kyle, Director
Mary Freeman, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

September 19, 2008

Loudon County
ATTN: County Mayor Doyle E. Arp
100 River Road #106
Loudon, TN 37774

RE: **NOTICE of TRA Receipt of Application for Certificate of Franchise Authority and
OFFICIAL REQUEST for Information**

Dear County Mayor Arp:

On July 1, 2008, Public Chapter 932,¹ also known as the Competitive Cable and Video Services Act (the "CCVSA"), which was enacted by the 105th Tennessee General Assembly became effective. Pursuant thereto, on September 9, 2008, the Tennessee Regulatory Authority ("TRA" or "Department") received an application for a state-issued certificate of franchise authority to provide cable or video service in your municipality or unincorporated area from Charter Communications Operating LLC ("Charter").

In addition to conferring certain benefits, the CCVSA imposes specific obligations upon applicants, municipalities and counties, and the TRA. First, pursuant to § 6(a) and § 18(1) of the CCVSA, the applicant/service provider is required to provide a notice, contemporaneously with the filing of its application for a state-issued certificate of franchise authority with the TRA, to the local governments encompassed within its intended service area. Therefore, as an initial matter, you should have already received a notice from Charter advising that it has filed such an application with the TRA.

Next, in order for the affected local governments to receive or continue receiving certain benefits related to public, educational, and governmental ("PEG") access channels, § 10(a) of the CCVSA states,

A county or municipality shall, within ten (10) days following receipt of an application for a state-issued certificate of franchise authority from a cable or video service provider seeking approval to provide cable or video service to the county or municipality, provide notice to the [TRA] regarding the number of [PEG] access channels. . . that have been activated and are authorized to be activated and the amount of any fee or other payment for PEG support required under the terms of the franchise agreement with the incumbent cable service provider with the most subscribers in the municipality or county on January 1, 2008, whether or not such agreement had expired. . .²

Further, § 15(b)(1) of the CCVSA requires the TRA upon receipt of an application for a state-issued certificate of franchise authority to notify all municipalities or counties identified as part of the applicant's service area to obtain certain information related to PEG access channels. The TRA is required to "compile and keep current the information it receives from municipalities, counties, or local

¹ 2008 Tenn. Pub. Acts 932.

² CCVSA § 10(a).

governments for the use of holders of state-issued certificates of franchise authority”³ and the Tennessee General Assembly.

IT IS IMPORTANT TO NOTE THAT, according to the CCVSA, if a municipality or county fails to provide PEG information after being requested to do so by the TRA, a holder of a state-issued certificate of franchise authority shall not be held in violation or noncompliance with the requirements of § 10 of the CCVSA, as to any such municipality or county, until the TRA has received the information requested and the holder has been given adequate time to comply with such PEG provisions.⁴ A notice in compliance with the requirements of § 10(a) of the CCVSA acts to trigger the franchise authority holder’s obligation to make PEG access support payments,⁵ starts the clock running on the deadline for designating PEG channels,⁶ and initiates any other duties or obligations required of the state-issued franchise authority holder encompassed within § 10 of the CCVSA.

In light of the provisions of the CCVSA noted above, it is imperative that you respond promptly to this Notice by providing the TRA with the following information:

- (A) **The number of activated PEG channels for such municipality or county, as well as the number authorized to be activated, if different; and**
- (B) **The terms of any PEG support payments being provided by the incumbent service provider.⁷**

Please send the above information to:

**Tennessee Regulatory Authority
ATTN: Docket Room (08-00169)
460 James Robertson Parkway
Nashville, TN 37243**

If you have already forwarded this information to the TRA upon receipt of the notice from the applicant service provider in accordance with § 10(a) of the CCVSA, please disregard this request. Should you have any questions or concerns regarding this matter, please feel free to contact me at (615) 741-2904 x150 or at the address listed above. Thank you for your cooperation and prompt attention in this matter.

Sincerest Regards,



Lisa Cooper
TRA Programs Manager

³ CCVSA § 15 (b)(2).

⁴ CCVSA § 15 (b)(2).

⁵ See, CCVSA § 10(j).

⁶ Pursuant to § 10(b) of the CCVSA, a state-issued franchise holder must designate PEG channels within 90 days of beginning to offer service.

⁷ CCVSA § 15(b)(1).



LOUDON COUNTY GOVERNMENT

Leo Bradshaw 2008 OCT -3 PM 3:06
Director of Purchasing and Maintenance

T.R.A. DUCRET ROOM

100 River Road, #110
Loudon, TN 37774

Phone 865-458-4663 ext. 101
Fax 865-458-4871
bradshawL@loudoncounty-tn.gov

Dear Ms. Cooper:

The number of activated PEG channels for such municipality or Loudon County, as well as the number authorized to be activated is **3** channels.

No support payments being received from Cable Company.

Thank you,

Leo Bradshaw
Director of Purchasing



Town of Palmer

P.O. Box 219 35 School House Road Palmer, TN 37365
Phone: (931) 779-3247 e:mail:townofpalmer@blomand.net


Tennessee Regulatory Authority
ATTN: Docket Room (08-00169)
460 James Robertson Parkway
Nashville, TN 37243

October 2, 2008

To the best of my ability the following information is my answer to the information you requested.

- (A) The number of activated PEG channels for such municipality or county, as well as the number authorized to be activated, if different; and **None**
- (B) The terms of any PEG support payments being provided by the incumbent service provider. **None.**

Questions in this matter, please contact me at the above number on Tuesdays and Thursdays.

Sincerely,

Lisa Magouris,
Recorder

City of Clarksburg
P. O. Box 117
Clarksburg, TN 38324
731-986-5547 fax 731-986-5575
RECEIVED
2008 OCT -3 PM 2:06
T.R.A. DOCKET ROOM

October 2, 2008

**Tennessee Regulatory Authority
ATTN.: Docket Room (08-00169)
Lisa Cooper, TRA Programs Manager
460 James Robertson Pkwy.
Nashville, TN 37243**

Dear Ms. Cooper,

The City of Clarksburg does not have any PEG channels under it's authority. The only public television station available to us is WLJT-TV which is a PBS station. We do not make any type of support payments to any station or provider.

I hope this is the information you needed. I have never heard of PEG channels, so this is new to me.

Thanks & please call if you have any questions.



**Ms. Terry McCoy
City Recorder/Court Clerk**

CLARKSBURG
THE "LITTLE BIG" TOWN OF CARROLL COUNTY