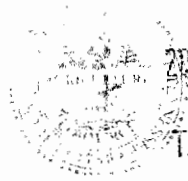


TENNESSEE REGULATORY AUTHORITY

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



2008 OCT -7 PM 4:52

T.R.A. DOCKET ROOM

460 James Robertson Parkway
Nashville, Tennessee 37243-0505

September 25, 2008

Bluff City
Mayor Todd Malone
P. O. Box 70
Bluff City, TN 37618

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

Dear Mayor Malone:

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

¹ 2008 Tenn. Pub. Acts 932.

² CCVSA § 10(a).

³ CCVSA § 15 (b)(2).

Telephone (615) 741-2904, Toll-Free 1-800-342-8359, Facsimile (615) 741-5015
www.state.tn.us/tra

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.

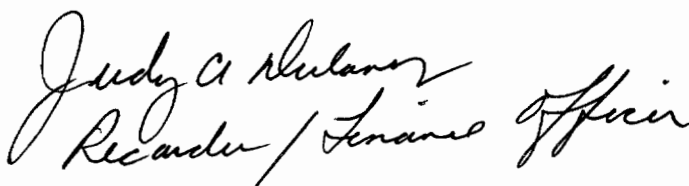
Sincerest Regards,



Lisa Cooper
TRA Programs Manager

10-2-08

The City of Bluff City does not have any PEG Channels.



Recorder / Finance Officer

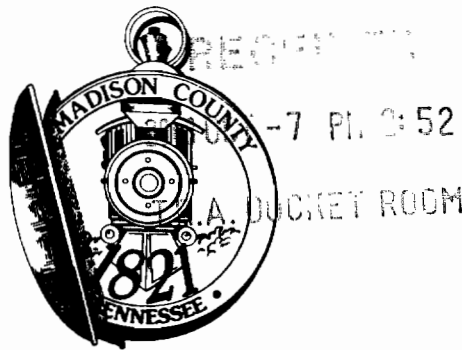
⁴ CCVSA § 15 (b)(2).

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).

OFFICE OF
Jimmy Harris
Madison County Mayor



100 EAST MAIN, SUITE 302
JACKSON, TENNESSEE 38301
PHONE: 731-423-6020
FAX: 731-988-3820

September 26, 2008

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

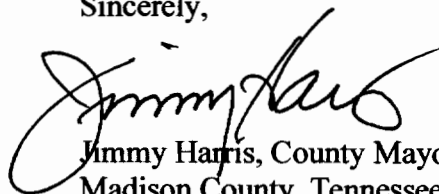
Re: NOTICE of TRA Receipt of Application for Certificate of Franchise Authority
and OFFICIAL REQUEST for Information

Dear TRA:

This letter is written in response to your letter bearing date of September 19, 2008 in regard to ("PEG") access channels and ("PEG") support payments provided by the incumbent service provider. Madison County has no active ("PEG") access channels from Charter Communications.

This has been confirmed with Mr. Nick Pavlis, Director of Government Relations Tennessee/ Louisiana Operations. Charter does provide Channel 22, entitled Charter Media. It provides community event information, but does NOT cover meetings of local governing bodies, boards, commissions, etc. and does NOT qualify as ("PEG") programming under Section 10(a) of CCVSA reflected on the TRA website.

Sincerely,


Jimmy Harris, County Mayor
Madison County, Tennessee

JH/rn

W. Edward Ford, III, *Mayor*
J. Michael Haynes, *Vice Mayor*
Daniel C. Olson, *Town Administrator*
Allison M. Myers, *Town Recorder*



RECEIVED
2008 OCT -7 PM 1:32
T.R.A. DOCKET ROOM
John B. Williams, *Alderman*
Mary Dorothy LaMarche, *Alderman*
Thomas M. Rosseel, *Alderman*

Allison Myers
Town of Farragut
11408 Municipal Center Drive
Farragut TN, 37934
October 6, 2008

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

Dear Lisa Cooper:

The Town of Farragut's franchise agreement with Charter Communications includes only one (1) PEG channel for our community. Also we do not pay Charter Communications for the use of this channel.

If you have any further questions please let me know.

Sincerely,

Allison Myers
Town Recorder/Treasurer