

FARRIS MATHEWS BOBANGO PLC

ATTORNEYS AT LAW

Nashville · Memphis

HISTORIC CASTNER-KNOTT BUILDING
618 CHURCH STREET, SUITE 300
NASHVILLE, TENNESSEE 37219

(615) 726-1200 telephone · (615) 726-1776 facsimile

C. Corum Webb
cwebb@farrismathews.com

Direct Dial:
(615) 687-4253

August 30, 2011

Via Hand Delivery

Filed electronically in docket office on 8/30/11

Chairman Eddie Roberson filed electronically in docket office on 08/30/11
c/o Sharla Dillon
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243

**Re: Docket No. 11 - 00146 : Application of Spring City
Cable TV, Inc. for a State-Issued Certificate of Franchise Authority.**

Dear Chairman Roberson:

Enclosed please find the Affidavit of Walter E. Hooper III, president of Spring City Cable TV, Inc. serving as application for a State-Issued Certificate of Franchise Authority for Spring City Cable TV, Inc. Enclosed is a check for the application fee of Five Hundred (\$500) dollars pursuant to Tenn. Code Ann. § 7-59-305(b)(1)(A).

The original and the necessary copies will be filed by hand delivery subsequent to this electronic filing as per Authority procedure Should you have any questions please do not hesitate to contact me.

Very truly yours,

FARRIS MATHEWS BOBANGO, PLC



C. Corum Webb

Enclosures

cc.: Hon. Sara Kyle (w/o enclosure)
Hon. Mary Freeman (w/o enclosure)
Hon. Kenneth C. Hill (w/o enclosure)

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

In Re: Application of Spring City Cable TV, Inc. for a State-Issued Certificate of Franchise Authority

Docket No. _____

AFFIDAVIT OF WALTER E. HOOPER III

**STATE OF TENNESSEE
COUNTY OF RHEA**

I, Walter E. Hooper III, in accordance with the requirements of the Tennessee Competitive Cable and Video Services Act, Tenn. Code Ann. 7-59-301 (the "Act"), state as follows:

1. Name of Applicant:

I, Walter E. Hooper III, do hereby attest to being President of Hooper Cable, and furthermore am authorized to make this Affidavit on behalf of Spring City Cable TV, Inc. (hereinafter referred to in this Application as "Applicant").

2. Application Fee for Service Area of up to and including 50,000 as set forth in Section 305(b)(1)(A) of the Act:

Application fee of \$500 is submitted with this Application consistent with Section 305(b)(1) of the Act and based on the service area population up to and including 50,000 as reflected by the recent decennial census.

3. Compliance with Applicable Laws (Section 305(c)(1) of the Act):

Applicant agrees to comply with all applicable federal and state laws and regulations to the extent such laws and regulations are not in conflict with or superseded by the provisions of this part or other applicable law and will timely file with the FCC all forms required by the FCC in advance of offering video services or cable services.

4. Description of Municipalities and Unincorporated Areas to be Serviced (Section 305(c)(2) of the Act):

This Application is for the areas already served by way of local franchise agreements between Rhea County, Tennessee, Spring City, Tennessee and Applicant. This area includes service to the First and Second Civil Districts of Rhea County, Tennessee, as it is defined by Rhea County. The only incorporated municipality within this service area is Spring City, Tennessee.

5. Provision of cable service to service areas (Section 305(c)(3) of the Act):

Applicant intends to begin to offer cable service for purchase in described in Section 4, within twenty-four (24) months of the date of the issuance of a state-issued Certificate of Franchise Authority.

6. Indemnification (Section 305(c)(4) of the Act):

Applicant agrees to indemnify and hold harmless, in accordance with Section 318 of the Act, the state, municipality, county and any employee or representative of the state, municipality or county, as well as any political subdivision of the state and any employee or representative of the political subdivision, individually, and collectively, referred to in Section 318 of the Act as the "indemnitee."

7. Applicant Contact Information (Section 305(c)(5) of the Act):

Application of Spring City Cable TV, Inc. for a State-Issued Certificate of Franchise Authority

- a. Applicant's principal place of business is located at: 140 Ellis Street, Spring City, Tennessee 37381.
- b. Contact telephone number is (423) 365-7288
- c. The principal executive officers of the Applicant are as follows: Walter E. Hooper III, President & CEO.

d. The following persons are authorized to represent the Applicant before the Tennessee Regulatory Authority:

- i. Walter Hooper – President of Spring City Cable TV, Inc.
- ii. Charles B. Welch, Jr. – Attorney – Farris Mathews Bobango PLC
- iii. C. Corum Webb – Attorney – Farris Mathews Bobango PLC

8. Applicant meets the requirements of having the managerial, Financial and Technical Qualifications to Provide Cable Service (Sections 305(c)(6) and 305(d)(3) of the Act).

Applicant has the managerial, financial and technical qualifications to provide cable or video service as required by Section 305(c)(6) and (d)(2). Applicant has been providing video services to Rhea County and the City of Spring City since 1981 as is contemplated within Section 305 (d)(3). The State-Issued Certificate of Franchise Authority sought in this Application is for the same geographic parameters under which Applicant currently provides video services pursuant to local franchise agreements. Based on its success and experience of providing these services and its status as an incumbent cable service provider, the Applicant has the managerial, financial and technical qualifications to provide cable and video services in Tennessee.

9. Customer Service Complaint Handling Process (Section 305(c)(7) of the Act):

a. Policies on addressing customer service issues, billing adjustments and communications with government officials regarding customer complaints:

Spring City Cable TV, Inc. follows the Customer Service guidelines set forth by the FCC. Customers who have questions or complaints regarding their cable or video service or questions or disputes concerning their bills may contact Spring City Cable TV at P.O. Box 729, Spring City, Tennessee 37381. Spring City Cable TV maintains a customer service telephone number (423-365-7288) and is available to assist with any problems 24 hours a day, 7 days a week. Local Field Service Technicians are available to address service related issues Monday through Friday during normal business hours, and also on call after hours and weekends for emergencies. Spring City Cable TV, Inc. will address customer questions or complaints in a timely manner. Should a customer believe his/her request was not properly handled, he/she may contact the Tennessee Regulatory Authority.

Written customer complaints may be sent to:

Spring City Cable TV, Inc.
Attn: Spring City Cable Product Support
P.O. Box 729, Spring City, Tennessee 37381
Spring City, TN

10. Notice to Affected Local Governing Authority (Section 305(c)(8) of the Act):

Notice has been provided to the affected local governing authorities as identified in Exhibit A of their right to receive a franchise fee consistent with the Act. Notice will also be provided to other entities with facilities in the rights-of-way consistent with any non-discriminatory and generally applicable local ordinances or resolutions requiring such notice.

11. Non-Discrimination and Service Deployment Requirements (Section 305(c)(9) of the Act):

Applicant agrees to comply with the requirements of the Act, expressly including the applicable non-discrimination and service deployment requirements of Section 311 of the Act. In addition, the Applicant acknowledges the provisions of Section 312 of the Act relative to enforcement of non-discrimination and deployment requirements.

12. Notice to Affected Local Government Entities (Section 305(c)(10) of the Act):

Following issuance of the State-Issued Certificate of Franchise Authority, Applicant will provide notice to any affected local governing authority ten (10) days prior to providing service in that jurisdiction.

13. Minority-Owned Business Plan (Section 305(c)(11) of the Act):

Applicant agrees to comply with its Minority-Owned Business Plan which is attached as Exhibit B.

FURTHER AFFIANT SAYETH NOT.

Walter E. Hooper III
Walter E. Hooper III

State of Tennessee
County of Rhea

Sworn to and subscribed before me this 30 day of August, 2011.

Shelma D. Kelley
Notary Public

My commission expires: March 24, 2012

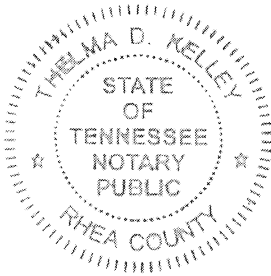


Exhibit A

SPRING CITY CABLE TV Inc.

P.O. Box 729 · Spring City · TN 37381

August 30, 2011

The Honorable Mary Sue Garrison
Mayor
Town of Spring City
P.O. Box 369
Spring City, TN 37381

Re: Notice of Spring City Cable TV, Inc.'s Application for a State-Issued Certificate of Franchise Authority

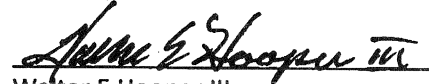
Dear Mayor Garrison:

Spring City Cable TV, Inc., in accordance with the Competitive Cable and Video Services Act, Tennessee Code Annotated Section 7-59-305, hereby provides the town of Spring City with a copy of its Application for a State-Issued Certificate of Franchise Authority.

Additionally, in accordance with Tennessee Code Annotated Section 7-59-305(8), notice is being provided to the town of Spring City of its right to receive franchise fees consistent with the Act.

Should you have any questions, please contact me at (423) 365-7288 or email me at Walter3@springcitycable.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Walter E Hooper III", written over a horizontal line.

Walter E Hooper III
President, Spring City Cable TV, Inc.

SPRING CITY CABLE TV Inc.

P.O. Box 729 • Spring City • TN 37381

August 30, 2011

The Honorable George Thacker
Rhea County Executive
375 Church St.
Dayton, TN 37321

Re: Notice of Spring City Cable TV, Inc.'s Application for a State-Issued Certificate of Franchise Authority

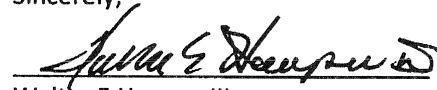
Dear Mr. Thacker:

Spring City Cable TV, Inc., in accordance with the Competitive Cable and Video Services Act, Tennessee Code Annotated Section 7-59-305, hereby provides Rhea County with a copy of its Application for a State-Issued Certificate of Franchise Authority.

Additionally, in accordance with Tennessee Code Annotated Section 7-59-305(8), notice is being provided to Rhea County of its right to receive franchise fees consistent with the Act.

Should you have any questions, please contact me at (423) 365-7288 or email me at Walter3@springcitycable.com.

Sincerely,



Walter E Hooper III
President, Spring City Cable TV, Inc.

Exhibit B

MINORITY-OWNED BUSINESS PARTICIPATION PLAN

1.0 PLAN

- 1.1 This Minority-Owned Business Plan (“Plan”) is submitted by Spring City Cable TV, Inc. (“Spring City Cable”) as required by the Competitive Cable & Video Service Act of 2008, codified as T.C.A. § 7-59-313.
- 1.2 The Administration of this Plan is the responsibility of Spring City Cable. It is the policy of Spring City Cable to provide an opportunity for Minority Owned Businesses to compete for subcontracts awarded by Spring City Cable on a fair and equitable basis with certified suppliers and contractors.
- 1.3 This plan is a state of objectives and is not intended to create any legal obligation of Spring City Cable of any person or organization.

2.0 DEFINITIONS

- 2.1 Minority Business – For the purpose of this Plan, “minority business” means a business that is solely owned, or at least fifty-one percent (51%) of the assets of outstanding stock of which is owned by an individual who personally manages and controls the daily operations of such business, and who is impeded from non-entry into the economic mainstream per T.C.A. § 7-59-313(1)(A-C).

3.0 PLAN RESPONSIBILITY AND POLICY STATEMENT

- 3.1 It is the policy of Spring City Cable to afford Minority-Owned Businesses an opportunity to participate in the performance of contracts in accordance with T.C.A. § 7-59-313(b).
- 3.2 As a purchase of goods and services, it is Spring City Cable’s responsibility to:
 - Identify and maintain a pool of qualified suppliers.
 - Provide opportunities for Minority Owned Businesses to bid in those solicitations for products or services which they are capable of providing, and which meet RUS (Rural Utility Service) standards.

4.0 PLAN PERIOD OF EFFECTIVENESS

- 4.1 Spring City Cable is committed to providing affirmative access to contracting opportunities for Minority-Owned Businesses. Spring City Cable is proactive and will move toward inclusion of such firms in the supplier base. This Plan represents an ongoing commitment by Spring City Cable and has no fixed time period for effectiveness.

5.0 PLAN ADMINISTRATION

5.1 Spring City Cable Plan Administrator is:

Walter Hooper
President & CEO
Spring City Cable TV, Inc.
140 Ellis Street
Spring City, Tennessee 37381
Telephone: (423) 365-7288
Fax: (423) 799-0900
Walter3@springcitycable.com

5.2 The Administrator manages the Plan as described below.

5.3 The Administrator's specific job duties, as they related to this Plan, are as follows:

- (a) Develop, establish and maintain policies and procedures to ensure Minority-Owned Businesses have an equitable opportunity to be awarded contracts.
- (b) Ensure inclusion of Minority-Owned Businesses in those solicitations for products or services which they are capable of providing and which meet United States Department of Agricultural Rural Utility Service (RUS) standards.
- (c) Maintain Minority-Owned Businesses related correspondence and record keeping.
- (d) Coordinate activities during the conduct of any compliance review by Tennessee state agencies.
- (e) Attend or arrange for attendance by appropriate members of management at Minority Business Enterprise Seminars, Trade Fairs and Conventions.

6.0 PLAN TO ASSURE EQUITABLE OPPORTUNITY

6.1 The Administrator shall ensure appropriate source listings and services are properly utilized in support of the Plan. Sources/listings include, but are not limited to, the following:

- (a) The Spring City Cable approved Master Supplier List.
- (b) Information received from the Small Business Administration Procurement Automated Source System (PASS).
- (c) Information sources received from the Tennessee Department of Economic Development's Office of Minority Business Enterprise and Small Business Office.
- (d) Information received from the local Chamber of Commerce.

6.2 Outreach efforts will be made as follows:

- (a) The Administrator shall cultivate and maintain relationships with Small Business trade associations and business development organizations in an effort to locate and qualify capable Minority-Owned Businesses for participation in contracting opportunities.
- (b) The Administrator shall ensure Spring City Cable assists Minority-Owned Businesses by arranging solicitations, time for the preparation of bids, quantities, specifications, and delivery schedules so as to facilitate the participation by such concerns.
- (c) The Administrator shall ensure Spring City Cable provides adequate and timely consideration of the potentialities of Minority-Owned Businesses in “make or buy” decisions.
- (d) Appropriate members of management will attend seminars and trade fairs in order to develop sources.

7.0 PLAN REPORTING

7.1 Spring City Cable will submit periodic reports and cooperate in those studies or surveys as may be required to determine the extent of compliance with this Plan.

7.2 Spring City Cable will maintain, if required, the following types of records:

- (a) Source lists, guides and other data that identify Minority-Owned Businesses.
- (b) Lists of organizations contacted in an attempt to locate sources that are Minority-Owned Businesses.
- (c) Records of any outreach efforts to contact trade associations, business development organizations, and conferences and trade fairs attended.

7.3 Spring City Cable’s Supplier Master List identifies Minority-Owned Businesses. The Supplier Master List shall be utilized in identifying potential contractors. A summary sheet shall be maintained in each supplier’s file and shall be reviewed and evaluated by the Plan Administrator.