

Electronically Filed in TPUC Docket Room on August 10, 2021 at 4:13 p.m.

August 10, 2021

Docket Manager Ectory (Tory) Lawless
Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243

RE: Renewal Application for State-Issued Certificate of Franchise Authority
Docket No. 11-00146

Dear Ms. Lawless,

Please find enclosed filing for Spring City Cable TV, Inc. of affidavit application for renewal of State-Issued Certificate of Franchise Authority.

The application fee of \$1,000 is being remitted in the mailed copies of this Renewal Application.

If you have any questions or need any additional information, please contact me directly at 423-365-0082 or via email to walter3@SpringCityCable.com

Sincerely,



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

Electronically filed via email to tpuc.docketroom@tn.gov
4 copies and check mailed to Docket Manager

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

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

Docket No. 11-00146

AFFIDAVIT OF WALTER E. HOOPER III

**STATE OF TENNESSEE
COUNTY OF RHEA**

I, Walter Hooper, 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 Hooper, 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 over 50,000 up to and including 100,000 as set forth in Section 305(b)(1)(A) of the Act:

Application fee of \$1,000 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 100,000 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applicable federal and state laws and regulations to the extent such laws and regulations are not in conflict with or superseded by the provisions of this part or other applicable law and will timely file with the FCC all forms required by the FCC in advance of offering video services or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 unincorporated areas of Rhea County, Tennessee, the incorporated municipality of Spring City, Tennessee, and the unincorporated areas of Roane County, TN.

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) 365-0082
- 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 E. Hooper III – President of Spring City Cable TV, Inc.
 - ii. William W. Hooper – Vice President of Spring City Cable TV, Inc.

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). 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 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 A.

FURTHER AFFIANT SAYETH NOT.


Walter E. Hooper III

State of Tennessee
County of Rhea

Sworn to and subscribed before me this 10th day of August, 2021.


Notary Public

My commission expires: 3/24/24

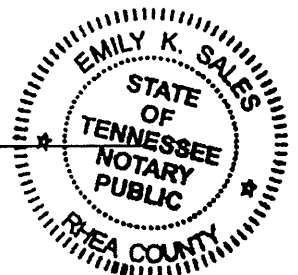


EXHIBIT A

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.