



Office of Town Attorney
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12/22/2025

**To: Tennessee Public Utility Commission
ATTN: Docket Room (24-00080)
502 Deaderick Street
4th Floor Nashville, TN 37243**

Electronically Filed in TPUC Docket Room
on December 23, 2025 at 10:12 a.m.

**From: Town of Smyrna, Tennessee
Office of the Town Manager
315 South Lowry Street
Smyrna, TN 37167**

Re: Response to Official Request for Information Regarding PEG Channels — HWTN LLC d/b/a Hotwire Application to Amend State-Issued Certificate of Franchise Authority (Docket No. 24-00080)

Dear Mr. Hutton:

The Town of Smyrna submits the following information in response to the Commission's December 17, 2025 letter requesting details concerning Public, Educational, and Governmental ("PEG") channels and PEG access support under the incumbent cable franchise. This information is provided pursuant to Tenn. Code Ann. § 7-59-309 and relates to the Town's incumbent local franchise with Comcast Cablevision of Nashville II, LLC ("Franchisee").

1. Number of PEG Channels Activated by the Incumbent. The Town of Smyrna has activated one (1) PEG Channel.
2. Number of PEG Channels Authorized to be Activated Under the Incumbent Franchise. The Franchise Agreement authorizes two (2) Governmental Access Channels, and further authorizes one (1) additional Government Access Channel when the Qualified Programming utilization threshold described above has been met and upon written request by the Town.

3. Amount of Any Fee or Other Payment for PEG Access Support Required Under the Incumbent Franchise The Franchise Agreement requires the Franchisee to provide PEG grants to the Town as follows:
 - (a) Two Hundred Thousand Dollars (\$200,000) within thirty (30) days after the Effective Date of the Franchise Agreement; (b) Fifty Thousand Dollars (\$50,000) on or after the fifth (5th) anniversary of the Effective Date, upon the Town's determination; and (c) Fifty Thousand Dollars (\$50,000) upon or after the Franchisee obtaining a minimum of eight thousand (8,000) Basic Cable Subscribers. The Agreement also states that the Franchisee does not waive any rights to recover such costs from Subscribers and that, if a PEG fee is assessed, upon full recovery by Franchisee of PEG grants plus interest at prime, the PEG fee will remain in effect and receipts therefrom shall be transmitted to the Town on a monthly basis for PEG programming purposes.

Additional Provisions Relevant to PEG Carriage and Treatment - The Town retains discretion to rename, reprogram, or otherwise change Access Channel programming so long as it remains noncommercial and educational or governmental in nature. - If Channels are selected through a menu system, Access Channels must be available for selection. - Government Access Channel assignments shall not be moved from the Basic Tier; advance notice and limited cost reimbursement are required if the Franchisee changes Access Channel designations. - The Franchisee must carry Access Channel signals in their entirety and deliver them so that Subscribers may view them without needing to purchase or rent additional equipment specifically necessary only to receive Access Channels. - If the Franchisee converts to an all-digital platform, it must provide at least 120 days' prior written notice and replace equipment as necessary to ensure analog Access Channel programming and signals remain compatible.

Please let us know if the Commission requires any additional documentation or Town verification regarding current activation status or payments. The Town is available to confer promptly to ensure the Commission's record in Docket No. 24-00080 is complete.

Sincerely,

Jeffrey L. Peach

Jeffrey L. Peach
Town Attorney
Town of Smyrna, Tennessee