

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Brian J. Moline, Chair
 Robert E. Krehbiel
 Michael C. Moffet

In the Matter of the Application of Cox)
Communications Kansas, L.L.C. Filing) Docket No. 07-CXKC-621-VSA
For Kansas Video Service Authorization.)

**ORDER APPROVING AMENDED APPLICATION
AND CORRECTING ERROR IN JANUARY 8, 2007 ORDER**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas for an order. Being fully advised in the premises and familiar with its files and records, the Commission finds and concludes as follows:

1. On January 24, 2007, Cox Communications Kansas L.L.C.(Cox) filed an Amended Application for authority to provide video service in Kansas, pursuant to K.S.A. 2006 Supp. 12-2023 and K.A.R. 82-15-1.
2. Staff reviewed the Application and submitted a Memorandum to the Commission recommending approval. Staff stated Cox had provided all the information required by the Form for an Amended Application adopted by the Commission for applications for video service authorization. Cox provided information on the principal place of business address for Cox; the principal officers of the company; and contacts for regulatory and complaint matters in its Initial Application approved by the Commission in this docket on January 8, 2007.
3. Staff's Memorandum confirmed that Cox is in good standing with the Kansas Secretary of State's Office.

4. Staff observed Cox has affirmed, by initialing, that it will comply with applicable federal and state statutes and regulations and also with all lawful municipal regulations governing the use and occupation of public rights-of-way and the police powers of each municipality, as required by K.S.A. 2006 Supp. 12-2023(a)(3) and (4).

5. Cox proposes to serve three additional service areas in south and western Kansas. The communities are: Haysville, Augusta and Salina. Cox has provided the Community Unit Identification (CUID) Numbers assigned by the Federal Communications Commission (FCC) for the respective communities. Staff verified these CUID Numbers on the FCC Media Bureau's web site.

6. Cox provided a map and a legal description of its service area footprint with the application. As required on the application form, Cox also provided an electronic version of this information in a format compatible with the Commission's mapping system. For ease of future reference Staff identifies Cox's amended application footprints as:

Haysville	HYSV-07-CXKC-01
Augusta	AUGU-08-CXKC-01
Salina	SALN-09-CXKC-01

Staff explains in footnote 3 of the Memorandum that the first four letters in the identification is the four character abbreviation of the major city in the service area; the numbers following those letters is a two digit sequentially assigned number of Cox's service area; the next four letters identify the company, consistent with the Commission's docketing system; and the last two numbers indicate that these are Cox's first footprints.

7. Cox included drawings and a general description of the technologies it uses to provide video service. Cox states its IP backbone delivers video service across

the state and onto its “state-of-the-art HFC (Hybrid/Fiber Coax) network....”¹ Cox states it will be able to provide video service to all customers throughout its footprints within five years of the date of its application, as required by the statute. Cox affirmed, by initialing, that it will not deny service to any group of residential customers because of income.

8. Staff concluded Cox’s application is complete and meets the requirements of the statute. Staff recommended the Commission approve Cox’s application.

9. Staff also took the opportunity to correct an error in the January 8, 2007 Order in this docket with respect to the assignment of numbers that identify the footprints. Staff provided the following corrections:

	Previous assignment	Corrected assignment
Dodge City	DDCY-01-CXKC-01	No change
Newton	NWTN-01-CXKC-01	NWTN-02-CXKC-01
North Newton	NNWT-01-CXKC-01	NNWT-03-CXKC-01
Andover	ANDV-01-CXKC-01	ANDV-04-CXKC-01
Derby	DRBY-01-CXKC-01	DRBY-05-CXKC-01
Ford County	FDCO-01-CXKC-01	FDCO-06-CXKC-01

10. The Commission finds it has jurisdiction to consider applications for video service authorization. K.S.A. 2006 Supp. 12-2023.

11. Pursuant to the authority granted to the Commission by K.S.A. 2006 Supp. 12-2023 the Commission finds that Cox’s application meets the requirements of the statute and K.A.R. 82-15-1. The Commission approves Cox’s application and designates its first footprints as HYSV-07-CXKC-01, AUGU-08-CXKC-01, SALN-09-CKKC-01. The map and legal description of Cox’s footprints are attached to this order. The Commission

¹ Attachment II to the Application.

also corrects the assignment of numbers to Cox's six first footprints as set out above, so that those now are identified as follows: DDCY-01-CXKC-01, NWTN-02-CXKC-01, NNWT-03-CXKC-01, ANDV-04-CXKC-01, DRBY-05-CXKC-01, FDCO-06-CXKC-01.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Cox Communications Kansas L.L.C.'s amended application for video service authorization for the footprints designated HYSV-01-CXKC-01, AUGU-01-CXKC-01, SALN-01-CKKC-01 is approved.

B. The number assignment for Cox's first six footprints is corrected as follows: DDCY-01-CXKC-01, NWTN-02-CXKC-01, NNWT-03-CXKC-01, ANDV-04-CXKC-01, DRBY-05-CXKC-01, FDCO-06-CXKC-01.

C. The parties have fifteen days, plus three days if service of this order is by mail, from the date this order was mailed in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 2006 Supp. 77-529(a)(1).

D. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Moline, Chr.; Krehbiel, Com.; Moffet, Com.

Dated: FEB 22 2007

ORDER MAILED

FEB 23 2007

 Executive Director

ep

Susan K. Duffy
Executive Director

General Descriptions of Proposed Service Areas

Haysville

T28SR1ES19, S31, S32, S33

T28SR1WS36 T29S R1E S6, S5, S4 T29SR1WS1, S12

Augusta

T27S R4E, S10, 11, 14, 15, 22, 23, 24, 25, 26, 27, 21, 20, 28, 29, 30, 31, 32, 33 T27S R3E S25

T27SR5ES19, 30

Salina

T13SR3WS26, S25, S36, S35

T13SR2WS31

T14SR3WS1,2, 12, 11, 10, 13, 14, 15,24,23,22,21,28,27,26,25,36,35,34,33,32

T14SR2WS6, 7, 8, 9, 10, 11, 12, 18, 17, 16, 15, 14, 19, 20, 30,29,31,32

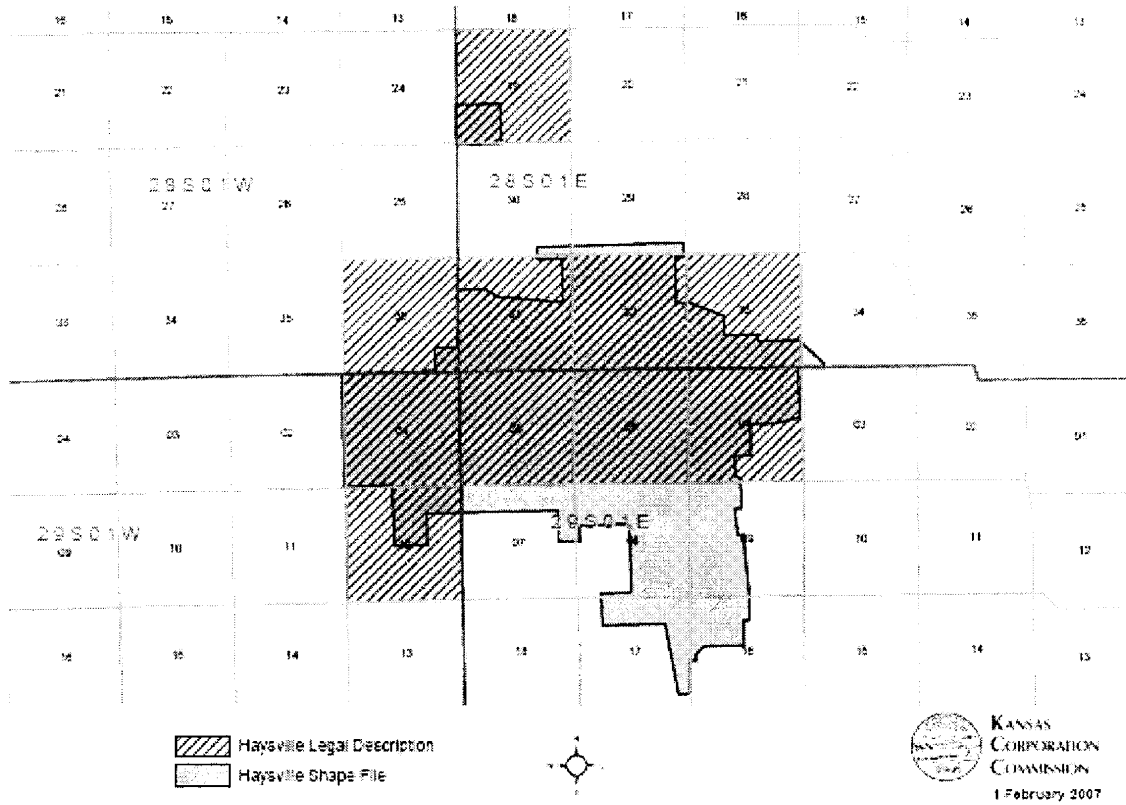
T15SR3WS1, 2, 3, 4, ~~5, 8, 9, 10~~, 11, ~~12~~ *

~~T15SR2WS6~~ *

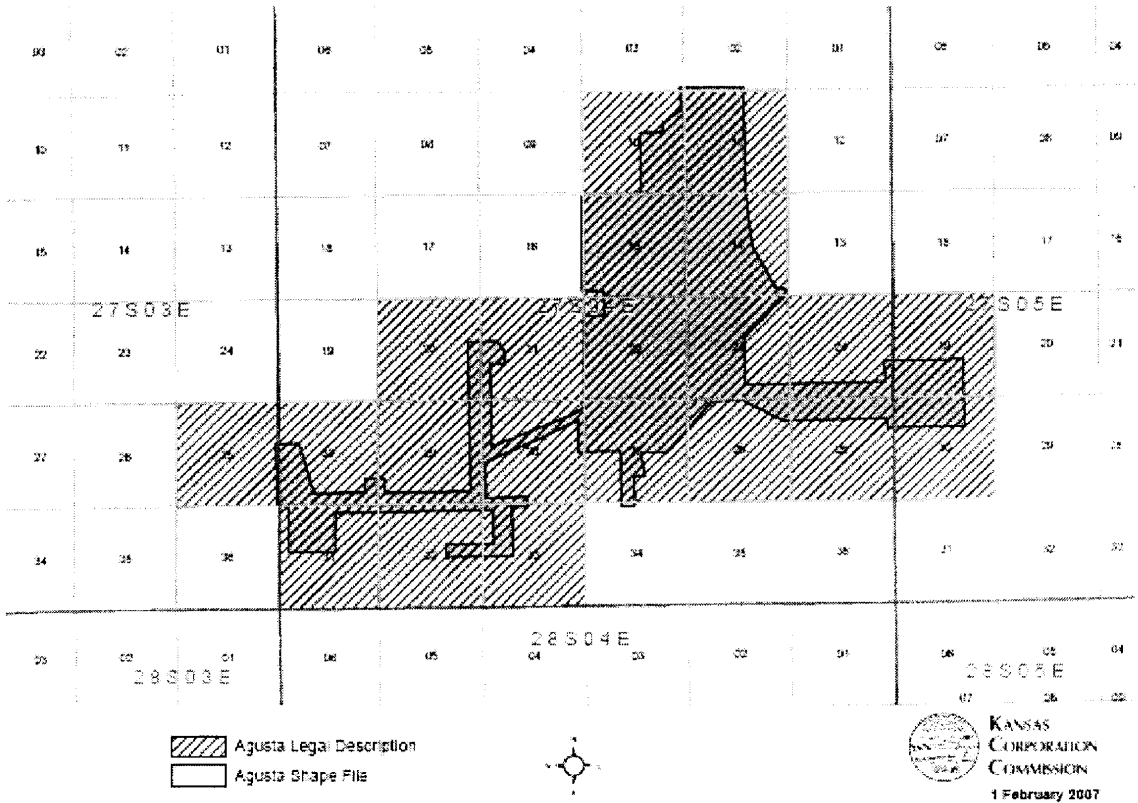
* Descriptions corrected by an e-mail dated Feb. 6, 2007, from Mr. Mark Anaya, Cox Design Supv..

A more precise depiction of the proposed service areas is contained in the electronic 'Shape' file accompanying this filing and is shown on the following pages (2-4) of this attachment. In Attachment III of the filing the applicant advises that, with respect to more precisely describing the proposed service areas, the electronic file is more accurate and should be controlling.

Haysville Video Service Areas



Agusta Video Service Areas



Salina Video Service Areas

