

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

Before Commissioners:                      Mark Sievers, Chairman  
   Thomas E. Wright  
   Shari Feist Albrecht

In the Matter of the Application of MCC                      )  
Missouri LLC Filing for Kansas Video                      )                      Docket No. 11-MMOC-480-VSA  
Service Authorization.    )

**ORDER AMENDING VIDEO SERVICE AUTHORIZATION  
TO INCLUDE THE CITY OF BURLINGAME, KANSAS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having examined its files and record, and being duly advised in the premises, the Commission finds and concludes as follows:

1.        On September 6, 2013, MMC Missouri LLC d/b/a Mediacom (MMC) filed an Amended Application for its state-issued Video Service Authorization, as authorized by K.S.A. 2012 Supp. 12-2023(a) and K.A.R. 82-15-1, to include within its approved areas, the City of Burlingame, Kansas.

2.        MMC was previously granted video service authorization in ten (10) communities in Kansas pursuant to Commission Orders issued in this docket on January 20, 2011, September 22, 2011, October 13, 2011, March 13, 2012, and October 8, 2012.

3.        On September 25, 2013, Staff submitted its Report and Recommendation dated September 25, 2013, recommending Commission approval of MMC's Amended Application.

4.        Staff states that MMC is a foreign limited liability company properly registered with the Kansas Secretary of State's office and that the company's status with that office is "active and in good standing". Staff further states that MMC is registered with the Federal

Communications Commission (FCC) as a Cable System Operator under the following Community Unit Identification Number (CUID):

Community Served:

CUID #:

The City of Burlingame, Kansas

KS0336

Staff verified the above CUID number via the FCC's Media Bureau's website:  
<http://www.fcc.gov/mb/engineering/listate.html>.

5. By initialing, MMC in its initial filing in this docket on December 30, 2010, agreed to comply with all applicable federal and state statutes and regulations and agrees to comply with all lawful and applicable municipal regulations regarding the use and occupation of public rights-of-way in the delivery of video services, including the police powers of the municipalities in which the service is delivered. (Application item 5).

6. MMC seeks additional authority in Burlingame and has provided the following description:

The City of Burlingame, Osage County, Kansas:

Township 15 South, Range 14 East, Sections 10, 11, 14, and 15

MMC has provided the foregoing description in an electronic format, compatible with the Commission's mapping system. For ease of future reference, Staff identifies MMC's proposed area footprint as: BLGM-11-MMOC-01. According to Staff, MMC is the incumbent provider and currently passes 100% of the households. MMC has provided a high-level drawing of its hybrid fiber/coax network configured in a ring and spoke configuration. Staff recommends Commission approval of MMC's Application, with the company's additional service area footprint to be identified and known as Burlingame, BLGM-11-MMOC-01. Report and Recommendation at pages 1 and 2.

7. The Commission finds it has jurisdiction to consider applications for Video Service Authorization pursuant to K.S.A. 2012 Supp. 12-2023. Pursuant to the authority granted to the Commission by K.S.A. 2012 Supp. 12-2023, the Commission finds that MMC's Amended Application meets the requirements of the statute and K.A.R. 82-15-1. The Commission adopts Staff's recommendation of September 25, 2013, as stated in its Report and Recommendation, which is attached hereto and made a part hereof by reference, and finds that MMC's Application should be granted and MMC's proposed service area footprint approved.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

A. MCC Missouri LLC d/b/a Mediacom's Amended Application for state-issued Video Service Authorization is hereby granted and its proposed additional service area footprint is hereby approved, to be identified and known as Burlingame, BLGM-11-MMOC-01.


B. The parties have fifteen (15) days, plus three (3) days if service of this Order is by mail, from the date this Order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 2012 Supp. 77-529.

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

**BY THE COMMISSION IT IS SO ORDERED.**

Sievers, Chmn.; Wright, Com.; Albrecht, Com.

Dated: OCT 01 2013

  
ORDER MAILED OCT 02 2013  
Kim Christiansen  
Executive Director

oan

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Mark Sievers, Chairman  
Ward Loyd, Commissioner  
Thomas E. Wright, Commissioner

Sam Brownback, Governor

**STAFF REPORT AND RECOMMENDATION  
UTILITIES DIVISION**

**TO:** Chairman Mark Sievers  
Commissioner Thomas E. Wright  
Commissioner Shari Feist Albrecht

**FROM:** Kelly Mabon, Telecommunications Analyst  
Christine Aarnes, Chief of Telecommunications  
Jeff McClanahan, Director of Utilities

**Date:** September 25, 2013

**DATE SUBMITTED TO LEGAL:** 9/25/13

**DATE SUBMITTED TO COMMISSIONERS:** 9/25/13

**SUBJECT:** In the Matter of the Application of MCC Missouri LLC Filing for Kansas Video Service Authorization.  
Docket No. 11-MMOC-480-VSA

**EXECUTIVE SUMMARY:**

On September 6, 2013, MMC Missouri LLC d/b/a Mediacom (MMC) filed an Amended Application for its state-issued Video Service Authorization, as authorized by K.S.A. 12-2023 and K.A.R. 82-15-1.

In accordance with K.S.A. 12-2023(a), Commission action in this matter is required not later than **Sunday, October 6, 2013.**

**BACKGROUND:**

The Applicant has previously been granted video service authorizations in ten communities in Kansas. This amended filing seeks to expand previously granted authority to include the city of Burlingame, Kansas.

## **ANALYSIS:**

The Applicant has reaffirmed its principal place of business as 100 Crystal Run Road, Middletown, N.Y., 10941, and has previously provided its officers and contact personnel<sup>1</sup>.

The Applicant is registered with the Kansas Secretary of State's office as a Foreign Limited Liability Company and is currently 'Active and in Good Standing' with the Secretary's office.

The Applicant is registered with the FCC as a Cable System Operator, as follows:

<u>Community Served</u>	<u>CUID #</u>
Burlingame, Kansas	KS0336

Staff has verified the above Community Unit Identification Numbers (CUID) via the FCC's Media Bureau's web site: <http://www.fcc.gov/mb/engineering/liststate.html>.

By initialing, the Applicant has previously agreed to comply with all applicable federal and state statutes and regulations and agrees to comply with all lawful and applicable municipal regulations regarding the use and occupation of public rights-of-way in the delivery of video services, including the police powers of the municipalities in which the service is delivered. (Application item #5).

The Applicant is seeking additional authority in Burlingame and has provided the following description:

Burlingame: Township 15S, Range 14E, Sections 10, 11, 14, and 15

The Applicant has provided the above description in an electronic format, compatible with the Commission's mapping system.

For ease of future reference, staff is identifying<sup>2</sup> the proposed footprint as follows: BLGM-11-MMOC-01.

The Applicant states that it is the incumbent provider and currently passes 100% of the households.

The Applicant has provided a high level drawing of its hybrid fiber/coax network configured in a ring and spoke configuration.

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1 Initial filing in this Docket, dated December 30, 2010.

2. For ease of future referencing, staff assigns a four field footprint number using the following convention: ABCD-xx-EFGH-yy, where ABCD is the four character abbreviation of the major city encompassed by the service area, xx is a two digit sequentially assigned number of the provider's service areas, EFGH is the four alpha character company code and yy indicating the version of the company's footprint where 01 is the initial version, 02 the first revision, etc.

**RECOMMENDATION:**

Staff recommends Commission approval of MMC's Application with its additional service area footprint to be identified and known as Burlingame, BLGM-11-MMOC-01.

IN RE: DOCKET NO. **11-MMOC-480-VSA**

DATE **OCT 01 2013**

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET  
TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
THOMAS LARSEN MCC MISSOURI LLC D/B/A Mediacom 100 CRYSTAL RUN MIDDLETON, NY		
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		

ORDER MAILED **OCT 02 2013**

The Docket Room hereby certified that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.