

Before Commissioners: Mark Sievers, Chairman
Ward Loyd
Thomas E. Wright

In the Matter of the Application of Eagle)
Communications, Inc. Filing for Kansas Video) Docket No. 11-EAGC-154-VSA
Service Authorization.)

**ORDER AMENDING VIDEO SERVICE
AUTHORIZATION TO INCLUDE ABILENE AND OBERLIN**

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 records, and being duly advised in the premises, the Commission finds and concludes:

1. On July 25, 2011, Eagle Communications, Inc. (Eagle) filed an Amended Application for state-issued Video Service Authorization, as authorized by K.S.A. 2010 Supp. 12-2023 and K.A.R. 85-15-1 to include within its approved areas the cities of Abilene and Oberlin.
2. Eagle has previously been granted video service authorizations for the cities of Victoria and Bennington.
3. Staff filed its Report and Recommendation on August 11, 2011 recommending Commission approval of Eagle's Amended Application.
4. Staff stated that Eagle properly registered with the FCC for its proposed service areas and provided the following Community Unit Identification (CUID) information:

<u>Community Served</u>	<u>CUID #</u>
Abilene	KS0010
Oberlin	KS0047

5. Staff verified the above Community Unit Identification Numbers (CUID) via the FCC's Media Bureau's web site, finds no other deficiencies with Eagle's amended application, and recommends Commission approval.

6. The Commission finds it has jurisdiction to consider applications for Video Service Authorization pursuant to K.S.A. 2010 Supp. 12-2023. Pursuant to the authority granted to the Commission by K.S.A. 2010 Supp. 12-2023, the Commission finds that Eagle's Amended Application meets the requirements of the statute and K.A.R. 82-15-1. The Commission approves Eagle's Amended Application and designates its footprints as ABLE-03-EAGC-01 (Abilene) and OBER-04-EAGC-01 (Oberlin).

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Eagle Communications, Inc.'s Amended Application for state-issued Video Service Authorization is approved with its service area footprint to be identified as ABLE-03-EAGC-01 (Abilene) and OBER-04-EAGC-01 (Oberlin).

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. 2010 Supp. 77-529(a)(1).

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.; Loyd, Com.; Wright, Com.

Dated: AUG 19 2011



ORDER MAILED AUG 19 2011

Patrice Petersen-Klein
Executive Director

crh

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

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
GARY D. SHORMAN, PRESIDENT EAGLE COMMUNICATIONS, INC. 2703 HALL, STE. 15 P.O. BOX 817 HAYS, KS 67601		
COLLEEN HARRELL, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		

ORDER MAILED AUG 19 2011

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.