

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Thomas E. Wright, Chairman
 Robert E. Krehbiel
 Michael C. Moffet

In the Matter of the Application of Cox)
Communications Kansas, LLC, Filing) Docket No. 07-CXKC-621-VSA
Authorization for a Kansas Video Service.)

ORDER APPROVING AMENDED APPLICATION

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

1. On June 25, 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 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 Hesston, Ogden, and Colwich. 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:

Hesston HSTN-10-CXKC-01

Ogden OGDN-11-CXKC-01

Colwich COLW-12-CXKC-01

7. Cox included drawings and a general description of the technologies it uses to provide video service. The technologies include fiber and coax to the home utilizing ring topologies in both the Transport and Distribution portions of their network. The applicant states that they will provide video programming throughout its footprints within five years of approval of its application.

8. Staff concluded Cox's application is complete and meets the requirements of the statute. Staff recommended the Commission approve Cox's application with its service area footprints to be identified and known as: Hesston HSTN-10-CXKC-01, Ogden OGDN-11-CXKC-01, and Colwich COLW-12-CXKC-01.

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

10. Pursuant to the authority granted to the Commission by K.S.A. 2006 Supp. 12-2023 the Commission finds that Cox's amended application meets the requirements of the statute and K.A.R. 82-15-1. The Commission approves Cox's amended application.

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 Hesston HSTN-10-CXKC-01, Ogden OGDN-11-CXKC-01, and Colwich COLW-12-CXKC-01 is approved.

B. The parties have fifteen days, plus three 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. 66-118; K.S.A. 2006 Supp. 77-529(a)(1).

C. 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.

Wright, Chmn.; Krehbiel, Com.; Moffet, Com.

Dated: JUL 13 2007

ORDER MAILED

JUL 13 2007

 Executive Director

Susan K. Duffy
Executive Director

BL;jjc

General Descriptions of Proposed Service Areas

Hesston

T22S R1W, S8, S9, S10, S11, S14, S15, S16, S17, S21 and S22.

Ogden

T11S R6E, S1 and S12.

Colwich

T26S R2W, S15, S16, S21 and S22.

A more precise depiction of the proposed service areas is contained in the electronic 'Shape' file accompanying this filing. 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.