

**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 APPLICATION**

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 December 20, 2006, Cox Communications Kansas L.L.C.(Cox) filed an Initial Application for authority to provide video service in Kansas, pursuant to 2006 SB 449 (SB 449) 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 Initial Application Form adopted by the Commission for applications for video service authorization. This information includes the principal place of business address for Cox; the principal officers of the company; and contacts for regulatory and complaint matters.

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 SB 449.

5. Cox proposes to serve five service area footprints in south and southwest Kansas. The communities are: Dodge City, Newton, North Newton, Andover, Derby and Ford County. 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 initial application footprints as:

|              |                 |
|--------------|-----------------|
| Dodge City   | DDCY-01-CXKC-01 |
| Newton       | NWTN-01-CXKC-01 |
| North Newton | NNWT-01-CXKC-01 |
| Andover      | ANDV-01-CXKC-01 |
| Derby        | DRBY-01-CXKC-01 |
| Ford County  | FDCO-01-CXKC-01 |

Staff explains in footnote 1 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....”<sup>1</sup> 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. The Commission finds it has jurisdiction to consider applications for video service authorization. SB 449, New Sec. 3(a).

10. Pursuant to the authority granted to the Commission by SB 449, New Sec. 3(a) the Commission finds that Cox’s application meets the requirements of SB 449 and K.A.R. 82-15-1. The Commission approves Cox’s application and designates its first footprints as DDCY-01-CXKC-01, NWTN-01-CXKC-01, NNWT-01-CXKC-01, ANDV-01-CXKC-01, DRBY-01-CXKC-01 and FDCO-01-CXKC-01. The map and legal description of Cox’s footprints are attached to this order.

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

A. Cox Communications Kansas L.L.C.’s initial application for video service authorization for the footprints designated as DDCY-01-CXKC-01, NWTN-01-CXKC-01, NNWT-01-CXKC-01, ANDV-01-CXKC-01, DRBY-01-CXKC-01 and FDCO-01-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 mailed in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 2005 Supp. 77-529(a)(1).

---

<sup>1</sup> Attachment V to the Application.

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.**

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

Dated: JAN 08 2007

ORDER MAILED

JAN 08 2007

 Executive  
Director

ep

---

Susan K. Duffy  
Executive Director

General Descriptions of Proposed Service Areas

Dodge City

T26S R25W, S11, S12, S13, S14, S15, S21, S22, S23, S24, S25, S26, S27, S28, S29, S34, S35, S36  
T27S R25W, S1, S2, S3  
T26S R24W, S30, S31, S32  
T27S R24W, S6, S5

Newton

T23S R1E, S6, S7, S8, S9, S10, S18, S17, S16, S15, S22, S21, S20, S19, S28, S29, S30, S32, S33  
T23S R1W, S12, S13, S24, S25

North Newton

T23S R1E, S6, S5, S8

Andover

T27S R3E, S6, S5, S7, S8, S9, S16, S17, S18, S19, S20, S21, S29, S30, S31, S32  
T28S R3E, S5

Derby

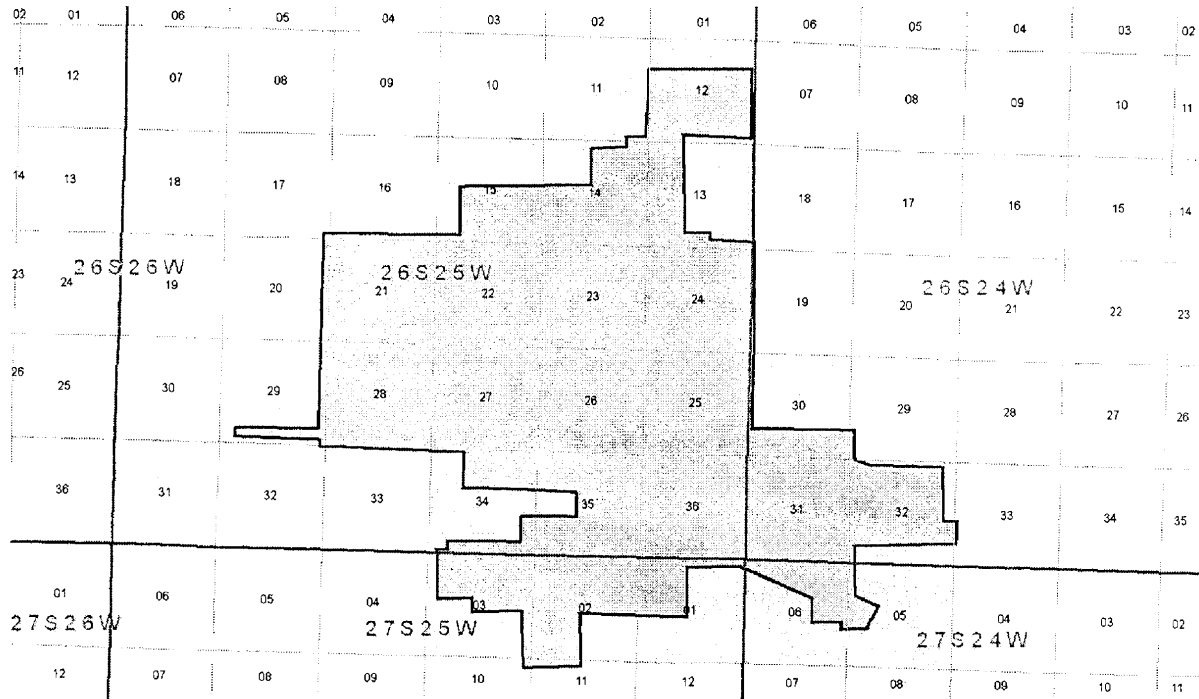
T28S R1E, S25, S36  
T29S R1E, S1, S2, S12, S13, S10, S11, S4, S9  
T28S R2E, S30, S29, S31, S32, S33  
T29S R2E, S6, S5, S4, S9, S8, S7, S18



Ford County

T26S R25W, S20, S29  
T27S R24W, S3, S4, S9, S10

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 (2-7) of this attachment. In a letter dated December 29, 2006, the applicant advised that the electronic 'Shape' file is more accurate and should be controlling.

### Dodge City Video Service Areas

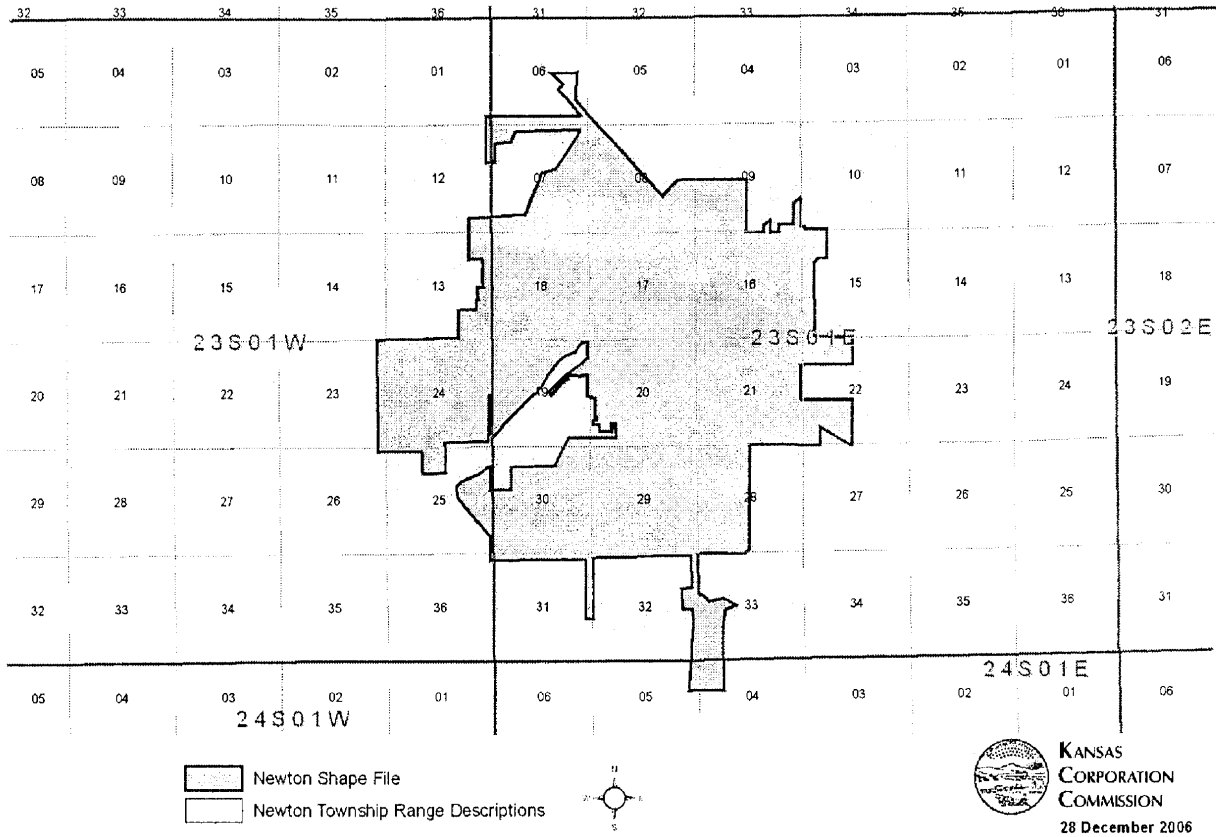


-  Dodge City Shape File
-  Dodge City Township Range Descriptions

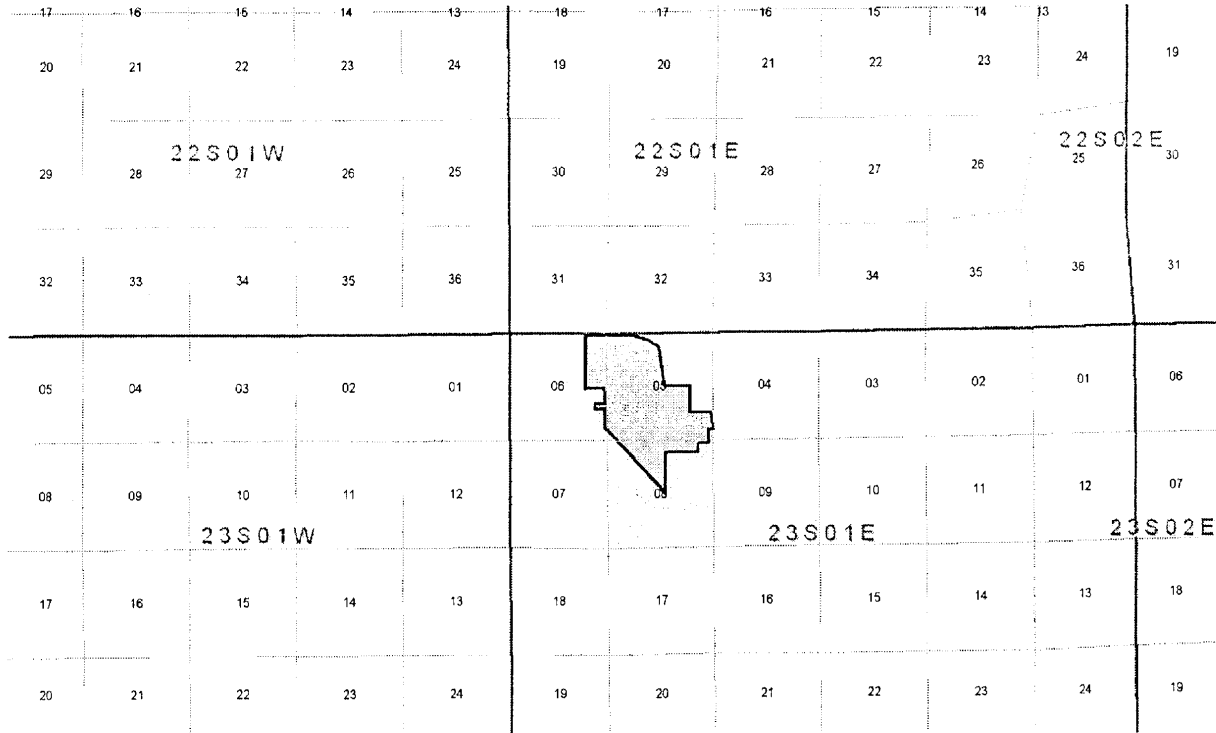




**KANSAS  
CORPORATION  
COMMISSION**  
28 December 2006

### Newton Video Service Areas



### North Newton Video Service Areas



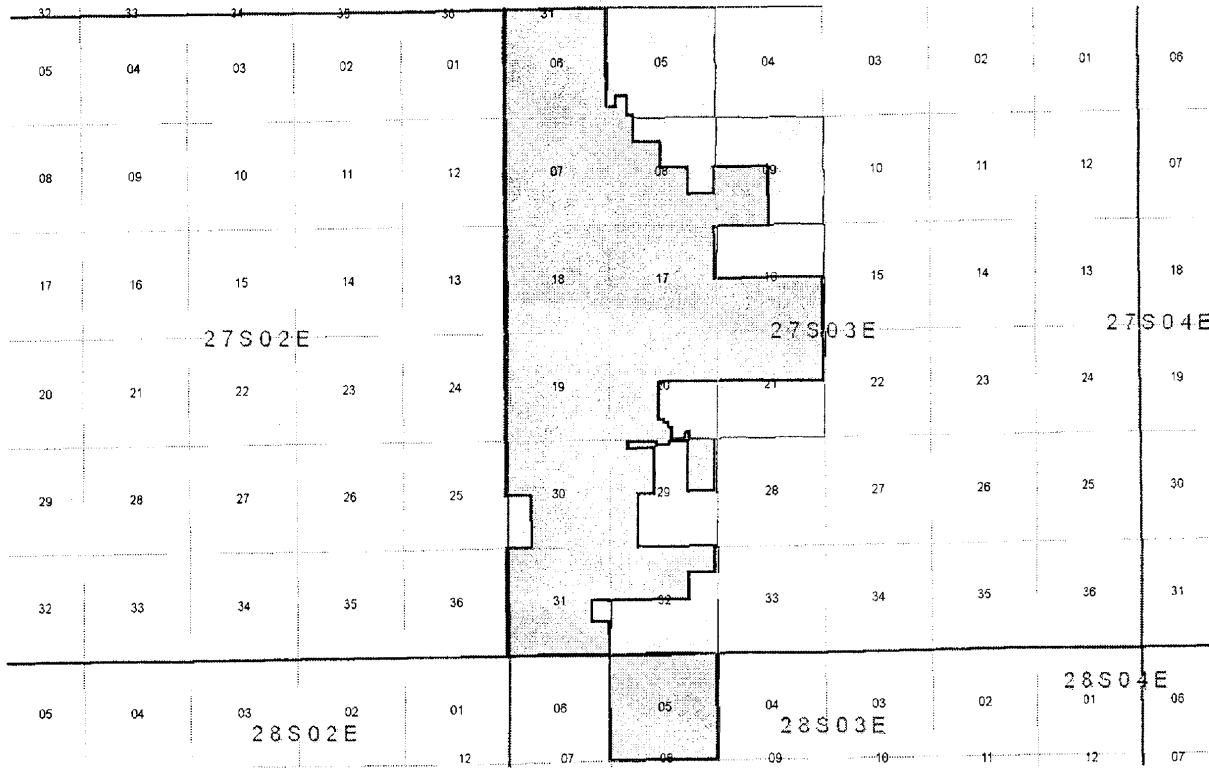
 North Newton Shape File  
 North Newton Township Range Descriptions





KANSAS  
CORPORATION  
COMMISSION  
28 December 2006



### Andover Video Service Areas

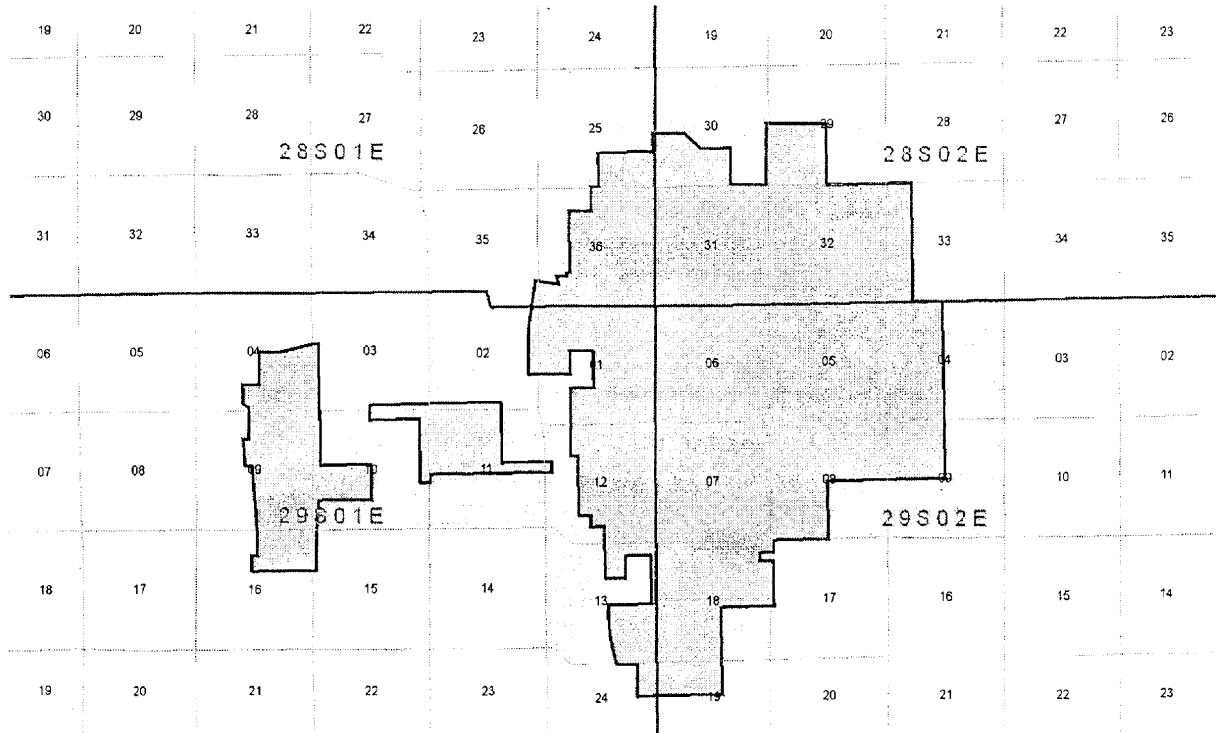


 Andover Shape File  
 Andover Township Range Descriptions



KANSAS  
CORPORATION  
COMMISSION  
28 December 2006

### Derby Video Service Areas

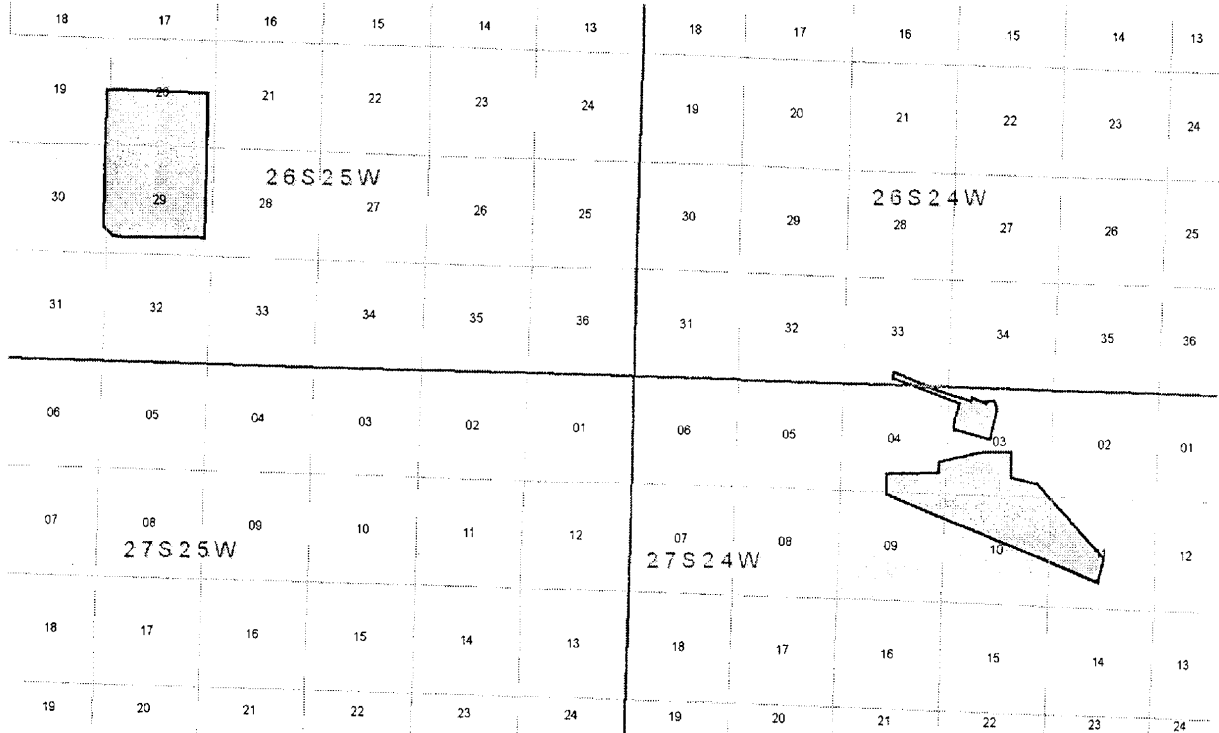




Derby Shape File  
Derby Township Range Descriptions



KANSAS  
CORPORATION  
COMMISSION  
28 December 2006

### Ford County Video Service Areas



 Ford County Shape File  
 Ford County Township Range Descriptions



**KANSAS**  
**CORPORATION**  
**COMMISSION**  
28 December 2006