

**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 TORONTO, 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 records, and being duly advised in the premises, the Commission finds and concludes as follows:

1. On September 11, 2012, 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. 2011 Supp. 12-2023(a) and K.A.R. 82-15-1, to include within its approved areas, the city of Toronto, Kansas.

2. MMC was previously granted video service authorization in nine (9) communities in Kansas pursuant to Commission Orders issued in this docket on January 20, 2011, September 22, 2011, October 13, 2011, and March 13, 2012.

3. On October 1, 2012, Staff submitted its Report and Recommendation dated September 27, 2012, 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 Toronto, Kansas KS0421

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's proposed service area is described as:

The City of Toronto, in Woodson County, Kansas:

Township 26S, Range 13E, Sections 11 and 12

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 area footprint as: TRNT-10-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 Toronto, TRNT-10-MMOC-01. Report and Recommendation at page 2.

7. The Commission finds it has jurisdiction to consider applications for Video Service Authorization pursuant to K.S.A. 2011 Supp. 12-2023. Pursuant to the authority granted to the Commission by K.S.A. 2011 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, 2012, 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 Toronto, TRNT-10-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. 2011 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, Comm.; Albrecht, Comm.

Dated: OCT 08 2012


ORDER MAILED OCT 08 2012
Patrice Petersen-Klein
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

STATE CORPORATION
COMMISSION

SEP 27 2012

FROM: Kelly Mabon, Telecommunications Analyst

PATRICE PETERSEN-KLEIN
EXECUTIVE DIRECTOR

Date: September 25, 2012

DATE SUBMITTED TO EXECUTIVE DIRECTOR: 9/27/12

DATE SUBMITTED TO LEGAL: 9.27.12

DATE SUBMITTED TO COMMISSIONERS: 10/01/12

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 11, 2012, 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 **Thursday, October 11, 2012.**

BACKGROUND:

The Applicant has previously been granted video service authorizations in nine communities in Kansas. This amended filing seeks to expand previously granted authority to include the city of Toronto, 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 personnel¹.

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.

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

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

Community Served
Toronto, Kansas

CUID #
KS0421

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 agreed² 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 Toronto and has provided the following description:

Toronto: Township 26S, Range 13E, Sections 11 and 12

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 identifying³ the proposed footprint as follows: TRNT-10-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.

RECOMMENDATION:

Staff recommends Commission approval of MMC's Application with its additional service area footprint to be identified and known as Toronto, TRNT-10-MMOC-01.

cc: Patrice Petersen-Klein, Executive Director
Jeff McClanahan, Director of Utilities
Christine Aarnes, Chief of Telecommunications.

2. Initial filing in this Docket, dated 8-24-2010.

3. 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.

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 08 2012

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.