

**MEMORANDUM  
UTILITIES DIVISION**

**TO:** Thomas E. Wright, Chairman  
Robert E. Krehbiel, Commissioner  
Michael C. Moffet, Commissioner

**FROM:** Guy McDonald, Senior Telecommunications Analyst

**DATE:** July 3, 2007

**DATE SUBMITTED TO LEGAL:** 7/10/07

**DATE SUBMITTED TO COMMISSIONERS:** 7-11-07

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

**BACKGROUND:**

On June 25, 2007, Cox Communications Kansas, LLC, (Cox) filed an Amended application for statewide Video Service Authorization, as authorized by K.S.A. 12-2023 and K.A.R. 85-15-1.

The applicant has previously been granted video service authorization (Orders dated January 8, 2007 and February 22, 2007 in this Docket) in nine service areas (footprints) in the south and southwest parts of the state. This amended filing seeks authority in three additional areas; Hesston, Ogden and Colwich.

Commission action in this matter is required not later than **Wednesday, July 25, 2007**.

**ANALYSIS:**

The applicant has previously identified<sup>1</sup> its principal place of business as 701 E. Douglas, Wichita Kansas, 67201, and the company's principal officers as;

Mrs. Kimberly Edmunds, Region Vice President and Region Manager Kansas,  
Mr. Pat Esser, President,  
Mr. Andrew Merdek, Secretary,  
Ms. Susan Coker, Treasurer, and  
Mr. Jay Allbaugh, Vice President Public and Government Affairs Kansas.

In addition, the applicant has previously identified<sup>1</sup> their key personnel contacts for regulatory and complaint matters.

The applicant is registered with the Kansas Secretary of State's office as a Limited Liability Company and is currently (a/o 7-3-07) 'Active and in Good Standing' with that office.

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<sup>1</sup> Applicant's initial filing in this Docket, dated 12-20-06.

**ANALYSIS:** (Continued)  
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The applicant is registered with the FCC as a Cable System Operator, as follows:

<u>Community Served</u>	<u>CUID #</u>
Hesston	KS0190
Ogden	KS0032
Colwich	Pending

Staff has verified the above Community Unit Identification Numbers (CUID) via the FCC's Media Bureau's web site, <https://svartifoss2.fcc.gov/csb/coals/index.html> (a/o 7-3-07).

By initialing, the applicant has previously agreed<sup>2</sup> 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 proposing three (3) additional service areas. The communities proposed are Hesston, Ogden and Colwich. Maps with Township, Range and Section descriptions of the proposed areas are included with the application and are included as an attachment to this memo. An electronic version of this description, with more precise boundary information, is included with the application in a format compatible with the commission's mapping system and will be considered as the legal description. For ease of future reference staff is identifying<sup>3</sup> the proposed footprints as follows:

Hesston	HSTN-10-CXKC-01
Ogden	OGDN-11-CXKC-01
Colwich	COLW-12-CXKC-01

The applicant has provided drawings and a general description of the technologies to be used in providing their 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.

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<sup>2</sup> Applicant's initial filing in this Docket, dated 12-20-06.

<sup>3</sup> 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:**

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Staff recommends commission approval of 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.

cc: Don Low  
Janet Buchanan

Bret Lawson

Susan Duffy  
Patricia Shurtz