

**BEFORE THE
NEW YORK PUBLIC SERVICE COMMISSION**

Joint Petition of)	
)	
CHARTER COMMUNICATIONS, INC.)	
)	
and)	Case 15-M-0388
)	
TIME WARNER CABLE INC.)	
)	
For Approval of a Transfer of Control of)	
Subsidiaries and Franchises; for Approval of)	
a Pro Forma Reorganization; for Approval of)	
Assignment of 16 Franchises; and for Approval)	
of Certain Financing Arrangements)	
)	

**Charter Communications, Inc.
Network Expansion Plan Update and
Communications Plan Compliance Filing**

August 18, 2017

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**Charter Communications, Inc.
Network Expansion Plan Update and
Communications Plan Compliance Filing**

Charter Communications, Inc. (“Charter” or the “Company”) respectfully submits this Network Expansion Plan Update (“Update”) to provide the Public Service Commission (“Commission”) with revised information regarding its Network Expansion Implementation Plan (“Plan”).¹ This submission also serves as Charter’s Communications Plan Compliance Filing (“Compliance Filing”).²

¹ The Network Expansion Plan Update is filed pursuant to Case 15-M-0388 - *Joint Petition of Charter Communications Time Warner Cable for Approval of a Transfer Control of Subsidiaries and Franchises, Pro Forma Reorganization, and Certain Financing Arrangements*, Order Granting Joint Petition Subject to Conditions (Issued and Effective January 8, 2016) (the “Merger Order” or “Order”).

² The Compliance Filing is made pursuant to the Settlement Agreement dated June 19, 2017 by and among the New York State Department of Public Service, the Commission, and Charter.

BACKGROUND

On July 5, 2016, Charter submitted the Plan³ regarding the implementation of Ordering Clause B.1 of the Merger Order.⁴ On July 26, 2016, Charter filed a Revised Plan to present additional locational information regarding the network expansion plan.⁵ In accordance with the opportunity to file quarterly updates to the Plan “as necessary,”⁶ on November 18, 2016, an additional update to the Plan was submitted and this further Update is being filed to explain additional changes to Year One of the Plan.⁷

On June 19, 2017, the New York State Department of Public Service (“Department” or the “Staff”), the Commission, and Charter entered into a Settlement Agreement (the “Settlement Agreement”) in anticipation of Charter completing less than 25% of the required extension of its network to pass an additional 145,000 unserved and/or underserved units of businesses (36,250) by May 18, 2017 under the Merger Order.⁸ The Settlement Agreement directed Charter to

³ Case 15-M-0388, Charter Network Expansion Implementation Plan 45 Day Report (July 5, 2016) (“45 Day Report”).

⁴ Certain subjects discussed in this filing pertain to non-jurisdictional products and services. Discussion of non-jurisdictional products and services are not intended as a waiver or concession of the Commission’s jurisdiction beyond the scope of Charter’s regulated telecommunications and cable video services. Charter respectfully reserves all rights relating to the inclusion of or reference to such information, including without limitation Charter’s legal and equitable rights relating to jurisdiction, compliance, filing, disclosure, relevancy, due process, review, and appeal. The inclusion of or reference to non-jurisdictional information or to the ordering clauses or other requirements of the Order as obligations or commitments to provide non-jurisdictional services shall not be construed as a waiver of any rights or objections otherwise available to Charter in this or any other proceeding, and may not be deemed an admission of relevancy, materiality, or admissibility generally.

⁵ Case 15-M-0388, Charter Revised Network Expansion Implementation Plan (July 26, 2016) (“Revised Plan”).

⁶ Merger Order, Ordering Clause B.1.b

⁷ Conditions and qualifications on the accuracy of the data and the extent to which the Plan will continue to evolve over time, as explained in the 45-Day Report and Revised Plan, apply here and are incorporated by reference. Insofar as the Company has attempted in this informational filing to be as current as possible, numbers included may be slightly higher or lower as they are verified and undergo quality assurance.

⁸ The Settlement Agreement established a revised interim target of 36,771 by December 16, 2017. *See* Settlement Agreement, ¶2.

prepare and implement a Communications Plan to assist residents and businesses in identifying if and when they can expect passings to occur in their locations.⁹

SUMMARY OF THE UPDATE AND COMPLETED WORK

Details of this Update, including location and geospatial information of each passing, are included in the following Exhibits:

- Confidential **Exhibit A** – Bulk Address List¹⁰
- Confidential **Exhibit B** – Explanation of Plan Adjustments

In sum, the total of confirmed, qualifying passings under the Plan to date is 21,179.

Major areas of completed passings since May 1, 2017 include, but are not limited to, the following:

- Erie County for approximately 150 passings, including areas such as the Cities of Buffalo and Tonawanda and the Towns of Amherst, Cheektowaga, Derby, Grand Island, Lancaster.
- Jefferson County for approximately 214 passings, including the Towns of Clayton and Watertown and the Villages of Mannsville and Theresa.
- Monroe County for approximately 444 passings, including areas such as the City of Rochester, the Towns of West Henrietta, Pittsford, Penfield, Webster, and the Villages of Brockport and Fairport.
- New York County for approximately 594 passings, including the City of New York and the Boroughs of Manhattan and Staten Island.
- Niagara County for approximately 113 passings, including the Cities of Lockport, Niagara Falls, and North Tonawanda.
- Orange County for approximately 172 passings, including areas such as the Towns of Goshen, and New Windsor, and the City of Middletown.
- Oswego County for approximately 94 passings, including the Village of Cleveland.
- Rensselaer County for approximately 164 passings, including the Towns of Grafton, Sand Lake, and Schodack, the Villages of Castleton-on-Hudson and Schaghticoke, and the Cities of Rensselaer and Troy.

⁹ See Settlement Agreement, ¶17.

¹⁰ Pursuant to Paragraph 18 of the Settlement Agreement, Confidential Exhibit A is also being shared simultaneously with the Broadband Program Office (the “BPO”).

- Saratoga County for approximately 221 passings, including the Towns of Malta, Milton, Northumberland, Stillwater, Clifton Park, Ballston Lake, Halfmoon, and Wilton and the City of Saratoga Springs.
- Steuben County for approximately 86 passings, including areas such as the City of Corning and the Villages of Painted Post and Hammondsport.
- Sullivan County for approximately 209 passings, including the Towns of Fallsburg, Liberty, Victor, and Thompson, the Hamlet of Ferndale, and the Villages of Monticello and Woodridge.
- Tompkins County for approximately 112 passings, including the City of Ithaca, the Towns of Dryden and Newfield, and the Village of Groton.
- Ulster County for approximately 175 passings, including the Towns of Rochester, Ulster, Saugerties, and Wawarsing and the City of Kingston.
- Westchester County for approximately 168 passings, including the City of Mount Vernon.

COMMUNICATIONS PLAN COMPLIANCE FILING

Paragraph 18 of the Settlement Agreement required that Charter provide an excel spreadsheet which contains address level data for each passing for each twelve-month period of the Agreement. These addresses plus the passings completed to date under the Plan must total 145,000 passings to unserved and underserved premises. Attached Confidential Exhibit A identifies 145,000 total passings completed or planned, and it also fulfills the requirement in the Settlement Agreement that Charter provide the Commission and the BPO a bulk address list.¹¹ This data will be updated every six months based on deployment changes made from time to time by Charter.

Also in accordance with Paragraph 18(c) of the Settlement Agreement, a public information portal will be available on Charter's website as of the date of this filing. This portal is an interactive website for the use of residents and businesses to obtain information related to their individual properties or tenancies at a street address level along with specific tentatively

¹¹ Pursuant to Paragraph 18(d) of the Settlement Agreement, a list of priority counties for Year One can be identified through the bulk address list provided in Confidential Exhibit A.

planned completion dates. The website data will be revised as changes to the Plan are updated every six months.

The portal website is accessible at <http://www.bldlkup.com/>, which can be referenced by the Commission and the BPO on their websites. Moreover, in accordance with Paragraph 18(h) of the Settlement Agreement, meetings were recently held between Charter and Staff to discuss the communications plan including the website and a call center script, which was reviewed by Staff pursuant to the Settlement Agreement on August 8, 2017.

CONCLUSION

Charter remains committed to the significant task of bringing broadband to 145,000 unserved or underserved homes and businesses in New York, as well as to compliance with the Conditions of the Merger Order and the Settlement Agreement. Charter will continue to work closely with the Commission to successfully implement the Network Expansion Plan as well as with the BPO to assist the State in support of the NY Broadband program.

Dated: August 18, 2017

/s/ Adam Falk

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/s/ Maureen O. Helmer

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