

June 18, 2002

TO: THE COMMISSION

FROM: OFFICE OF COMMUNICATIONS

SUBJECT: Issuance of Temporary Operating Authorities for the cable television companies and associated municipal franchise service areas listed on Appendix 1

RECOMMENDATION: It is recommended that the Secretary be authorized to notify by letter directive, the grant of temporary operating authority to the companies listed on Appendix 1 to continue the provisions of cable television service in each listed municipality for an additional six month period, subject to the conditions set forth in the memorandum.

The cable television companies listed on Appendix 1 are providing cable television services within each of the municipalities listed on Appendix 1. The companies are providing cable television services in the municipalities shown pursuant to municipal franchises or Temporary Operating Authorities granted by the Commission. Those municipal franchises or Temporary Operating Authorities will expire on the dates shown in the Appendix. Each of the companies and the associated municipalities are in the process of negotiating a franchise renewal and none are expected to complete that process before the indicated expiration dates.

Staff believes that it is in the public interest to continue the operating authority of cable television companies during the negotiation of franchise renewal in order to ensure the continued provision of cable television services in the affected municipal franchise areas, and to mitigate the potential for adverse impacts on the cable companies' ability to continue service in the absence of formal operating authority. Accordingly, we recommend that each company listed on Appendix 1 be granted, for each municipality listed, temporary authority to continue its cable television operations for an additional six month period. The temporary operating authority should be

granted on the condition that all the terms and conditions of the recently expired franchise will continue to apply during the term of the temporary authority, as well as all of the Franchise Standards set forth in Part 595 of Subtitle 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York. In the event any franchise provision is inconsistent with a provision of Part 595, the provision most beneficial to the subscriber should be controlling.

Respectfully submitted,

Steven Shaye / pm
STEVEN SHAYE
Chief, Municipal Assistance

Approved by:

Chad G. Hume / pm
Chad G. Hume
Deputy Director, Office of Communications

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 1) Case No.: 99-V-1288
Company Name: Parnassos, LP
Municipality Name: Town of Randolph (Cattaraugus Co.)
Franchise Expiration Date: June 20, 2002
- 2) Case No.: 99-V-0813
Company Name: Parnassos, LP
Municipality Name: Town of Cold Springs (Cattaraugus Co.)
Franchise Expiration Date: June 29, 2002
- 3) Case No.: 02-V-0610
Company Name: Cablevision Systems-Dutchess County
Municipality Name: Town of Clinton (Dutchess Co.)
Franchise Expiration Date: July 1, 2002
- 4) Case No.: 99-V-0906
Company Name: Parnassos, LP
Municipality Name: Village of Depew (Erie Co.)
Franchise Expiration Date: July 6, 2002
- 5) Case No.: 02-V-0789
Company Name: Cable Comm. of Willsboro, Inc.
Municipality Name: Town of Willsboro (Essex Co.)
Franchise Expiration Date: July 22, 2002
- 6) Case No.: 01-V-0507
Company Name: Time Warner-Ilion
Municipality Name: Town of Madison (Madison Co.)
Franchise Expiration Date: July 20, 2002
- 7) Case No.: 02-V-0582
Company Name: Time Warner-Oneida
Municipality Name: Village of Yorkville (Oneida Co.)
Franchise Expiration Date: July 7, 2002
- 8) Case No.: 02-V-0611
Company Name: Cablevision Systems Suffolk Corp.
Municipality Name: Village of Old Field (Suffolk Co.)
Franchise Expiration Date: July 1, 2002
- 9) Case No.: 01-V-1813
Company Name: Mid-Hudson Cablevision
Municipality Name: Town of Coeymans (Albany Co.)
TOA Expiration Date: July 11, 2002

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 10) Case No.: 00-V-2091
Company Name: Time Warner-Albany
Municipality Name: City of Cohoes (Albany Co.)
TOA Expiration Date: June 30, 2002
- 11) Case No.: 01-V-0652
Company Name: Time Warner-Binghamton
Municipality Name: Town of Conklin (Broome Co.)
TOA Expiration Date: June 28, 2002
- 12) Case No.: 01-V-1788
Company Name: Time Warner-Binghamton
Municipality Name: Town of Vestal (Broome Co.)
TOA Expiration Date: June 30, 2002
- 13) Case No.: 01-V-0136
Company Name: Time Warner-Jamestown
Municipality Name: Town of French Creek (Chautauqua Co.)
TOA Expiration Date: June 21, 2002
- 14) Case No.: 01-V-0653
Company Name: Time Warner-Binghamton
Municipality Name: Village of Greene (Chenango Co.)
TOA Expiration Date: July 3, 2002
- 15) Case No.: 97-V-0930
Company Name: RCN of Southeast, NY
Municipality Name: Town of Pawling (Dutchess Co.)
TOA Expiration Date: June 23, 2002
- 16) Case No.: 01-V-1807
Company Name: Cablevision Systems Dutchess Corp.
Municipality Name: Village of Millbrook (Dutchess Co.)
TOA Expiration Date: July 8, 2002
- 17) Case No.: 98-V-1862
Company Name: Cablevision Systems of Wappingers
Municipality Name: Town of LaGrange (Dutchess Co.)
TOA Expiration Date: July 9, 2002
- 18) Case No.: 99-V-0827
Company Name: Cablevision Systems of Wappingers
Municipality Name: Town of East Fishkill (Dutchess Co.)
TOA Expiration Date: July 14, 2002

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 19) Case No.: 98-V-1804
Company Name: Parnassos, LP
Municipality Name: Town of Hamburg (Erie Co.)
TOA Expiration Date: July 9, 2002
- 20) Case No.: 99-V-0705
Company Name: Charter Communications
Municipality Name: Town of Elizabethtown (Essex Co.)
TOA Expiration Date: June 28, 2002
- 21) Case No.: 00-V-2097
Company Name: Time Warner-Syracuse
Municipality Name: Village of Hamilton (Madison Co.)
TOA Expiration Date: July 2, 2002
- 22) Case No.: 97-V-1438
Company Name: Adelphia Cable-Utica
Municipality Name: Town of Forestport (Oneida Co.)
TOA Expiration: June 21, 2002
- 23) Case No.: 01-V-1816
Company Name: Time Warner-Oneida
Municipality Name: City of Sherrill (Oneida Co.)
TOA Expiration Date: July 5, 2002
- 24) Case No.: 98-V-1496
Company Name: Time Warner-Rochester
Municipality Name: Town of Hopewell (Ontario Co.)
TOA Expiration Date: July 3, 2002
- 25) Case No.: 01-V-0561
Company Name: Time Warner-Oneida
Municipality Name: Village of Boonville (Oneida Co.)
TOA Expiration Date: June 24, 2002
- 26) Case No.: 98-V-0870
Company Name: Time Warner-Orange County
Municipality Name: Cornwall-On-Hudson (Orange Co.)
TOA Expiration Date: July 13, 2002
- 27) Case No.: 01-V-1816
Company Name: Time Warner-Orange County
Municipality name: Town of New Windsor (Orange Co.)
TOA Expiration Date: July 4, 2002

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHOTIES

- 28) Case No.: 99-V-1671
Company Name: Time Warner-Orange County
Municipality Name: Village of Maybrook (Orange Co.)
TOA Expiration Date: July 11, 2002
- 29) Case No.: 98-V-1779
Company Name: Cablevision Systems of Wappingers Falls
Municipality Name: Town of Blooming Grove (Orange Co.)
TOA Expiration Date: June 30, 2002
- 30) Case No.: 01-V-1789
Company Name: Time Warner-Oneonta
Municipality Name: Town of Worcester (Otsego Co.)
TOA Expiration Date: June 30, 2002
- 31) Case No.: 00-V-2014
Company Name: Time Warner-Saratoga
Municipality Name: Town of Charlton (Saratoga Co.)
TOA Expiration Date: June 30, 2002
- 32) Case No.: 01-V-0693
Company Name: Time Warner-Saratoga
Municipality Name: Village of Round Lake (Saratoga Co.)
TOA Expiration Date: July 1, 2002
- 33) Case No.: 00-V-2013
Company Name: Time Warner-Saratoga
Municipality Name: Town of Greenfield (Saratoga Co.)
TOA Expiration Date: June 30, 2002
- 34) Case No.: 00-V-2012
Company Name: Time Warner-Saratoga
Municipality Name: City of Saratoga Springs (Saratoga Co.)
TOA Expiration Date: June 30, 2002
- 35) Case No.: 00-V-2020
Company Name: Time Warner-Saratoga
Municipality Name: Town of Milton (Saratoga Co.)
TOA Expiration Date: June 30, 2002
- 36) Case No.: 00-V-2096
Company Name: Time Warner-Binghamton
Municipality Name: Town of Tyrone (Schuyler Co.)
TOA Expiration Date: July 13, 2002

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 37) Case No.: 00-V-2101
Company Name: Haefele TV
Municipality Name: Town of Cayuta (Schuyler Co.)
TOA Expiration Date: July 9, 2002
- 38) Case No.: 98-V-1878
Company Name: Time Warner-Potsdam
Municipality Name: Town of Brasher (St. Lawrence Co.)
TOA Expiration Date: June 27, 2002
- 39) Case No.: 97-V-0103
Company Name: Time Warner-Rochester
Municipality Name: Town of Fayette (Seneca Co.)
TOA Expiration Date: July 9, 2002
- 40) Case No.: 98-V-0459
Company Name: Time Warner-Binghamton
Municipality Name: Town of Thurston (Steuben Co.)
TOA Expiration Date: June 30, 2002
- 41) Case No.: 99-V-1620
Company Name: Time Warner-Binghamton
Municipality Name: Town of Jasper (Steuben Co.)
TOA Expiration Date: June 30, 2002
- 42) Case No.: 01-V-0655
Company Name: Haefele TV
Municipality Name: Town of Barton (Tioga Co.)
TOA Expiration Date: July 13, 2002
- 43) Case No.: 98-V-0881
Company Name: Haefele TV
Municipality Name: Village of Spencer (Tioga Co.)
TOA Expiration Date: July 14, 2002
- 44) Case No.: 98-V-0883
Company Name: Haefele TV
Municipality Name: Town of Spencer (Tioga Co.)
TOA Expiration Date: July 14, 2002
- 45) Case No.: 00-V-1065
Company Name: Time Warner-Orange County
Municipality Name: Town of Marbletown (Ulster Co.)
TOA Expiration Date: July 10, 2002

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 46) Case No.: 00-V-2094
Company Name: Time Warner-Orange County
Municipality Name: City of Kingston (Ulster Co.)
TOA Expiration Date: July 13, 2002

- 47) Case No.: 97-V-1426
Company Name: Cablevision Systems of Port Chester
Municipality Name: Town of Harrison (Westchester Co.)
TOA Expiration Date: June 25, 2002

- 48) Case No.: 00-V-2118
Company Name: Cablevision Systems-Yonkers
Municipality Name: Town of North Castle (Westchester Co.)
TOA Expiration Date: July 9, 2002

- 49) Case No.: 02-V-0492
Company Name: Time Warner-Watertown
Municipality Name: Town of Lyme (Jefferson Co.)
TOA Expiration Date: August 19, 2001

- 50) Case No.: 00-V-0483
Company Name: Parnassos, LP
Municipality Name: Town of Portland (Chautauqua Co.)
TOA Expiration Date: January 6, 1998.

- 51) Case No.: 02-V-0709
Company Name: Parnassos, LP
Municipality Name: Village of Gowanda (Cattaraugus Co.)
TOA Expiration Date: June 11, 2001

- 52) Case No.: 00-V-0143
Company Name: Parnassos, LP
Municipality Name: Village of Angola (Erie Co.)
TOA Expiration Date: October 8, 1994

- 53) Case No.: 99-V-0372
Company Name: Parnassos, LP
Municipality Name: Town of Wales (Erie Co.)
TOA Expiration Date: March 11, 1997

- 54) Case No.: 99-V-0962
Company Name: Parnassos, LP
Municipality Name: Town of Elma (Erie Co.)
TOA Expiration Date: August 1, 1999

LIST OF CABLE TELEVISION COMPANIES AND
MUNICIPALITIES WITH EXPIRING FRANCHISES
OR TEMPORARY OPERATING AUTHORITIES

- 55) Case No.: 99-V-0781
Company Name: Time Warner-Rochester
Municipality Name: Village of Corfu (Genesee Co.)
TOA Expiration Date: March 22, 2002

- 56) Case No.: 99-V-1707
Company Name: Time Warner-Rochester
Municipality Name: Town of Riga (Monroe Co.)
TOA Expiration Date: February 2, 2000

- 57) Case No.: 97-V-0106
Company Name: Time Warner-Rochester
Municipality Name: Village of Middleport (Niagara Co.)
TOA Expiration Date: October 9, 1999

- 58) Case No.: 99-V-0783
Company Name: Time Warner-Rochester
Municipality Name: Village of Lima (Livingston Co.)
TOA Expiration Date: July 22, 1996

- 59) Case No.: 98-V-0033
Company Name: Time Warner-Albany
Municipality Name: Town of Halfmoon (Saratoga Co.)
TOA Expiration Date: August 7, 1998

- 60) Case No.: 99-V-1670
Company Name: Time Warner-Jamestown
Municipality name: Town of Poland (Chautauqua Co.)
TOA Expiration Date: July 3, 2002

- 61) Case No.: 97-V-0929
Company Name: RCN of Southeast, NY
Municipality Name: Village of Pawling (Dutchess Co.)
TOA Expiration Date: June 23, 2002

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

Internet Address: <http://www.dps.state.ny.us>

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July 3, 2002

Time Warner-Orange County
27 Industrial Dr.
Middletown, NY 10940

Supervisor
Town of New Windsor
555 Union Ave.
New Windsor, NY 12553

Case #: 01-V-1808

Dear Sir/Madam:

The Temporary Operating Authority under which Time Warner-Orange County has been providing service in the Town of New Windsor will expire July 4, 2002.

The Company and the municipality are negotiating a franchise renewal. The Public Service Commission has determined that it would be in the public interest to grant Temporary Operating Authority so that the Company may continue to provide cable television services during the negotiation of the franchise renewal. The expired franchise sets forth certain rights and obligations of the parties. Part 595 of our cable rules, 9 NYCRR, sets forth franchise standards which must be contained in a cable television franchise presented to the Commission for approval.

This Temporary Operating Authority is granted on condition that during the terms of this authority, the parties shall comply with all the terms and provisions of their expired franchise and all of the provisions set forth in Part 595 of our cable rules. In the event any franchise provision is inconsistent with a provision of Part 595, the provision most beneficial to the subscriber shall be controlling.

Subject to the conditions and understanding expressed herein, Temporary Operating Authority is hereby granted to Time Warner-Orange County for its operations in the Town of New Windsor, said authority to expire January 4, 2003.

By direction of the Commission,

A handwritten signature in cursive script that reads "Janet Hand Deixler".

JANET HAND DEIXLER
Secretary