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STATE OF NEW YORK
DEPARTMENT OF PUBLIC SERVICE

MEMORANDUM FILED

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August 1, 2000

SECTION AUG 16 2000

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 former Commission on Cable Television. 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.

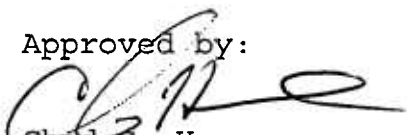
Accordingly, we recommend that each company listed on Appendix 1 be granted, for each municipality listed, temporary authority to continue its cable television operations for an additional six month period. The temporary operating authority should be

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
Chief, Municipal Assistance

Approved by:


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.: 97-V-1383
Company Name: Time Warner-Fredonia
Municipality Name: Village of Fredonia (Chautauqua Co.)
TOA Expiration Date: September 7, 2000
- 2) Case No.: 97-V-0297
Company: Charter Communications
Municipality Name: Town of Jay (Essex County)
TOA Expiration Date: September 1, 2000
- 3) Case No.: 97-V-0539
Company: Adelphia Cable-Utica
Municipality Name: Town of Deerfield (Oneida County)
TOA Expiration Date: September 9, 2000
- 4) Case No.: 97-V-0540
Company: Adelphia Cable-Utica
Municipality Name: Village of New Hartford (Oneida Co.)
TOA Expiration Date: September 1, 2000
- 5) Case No.: 97-V-0541
Company: Adelphia Cable-Utica
Municipality Name: Town of Westmoreland (Oneida County)
TOA Expiration Date: September 3, 2000
- 6) Case No.: 97-V-0546
Company: Time Warner-Syracuse
Municipality Name: Town of Geddes (Onondaga County)
TOA Expiration Date: August 28, 2000
- 7) Case No.: 97-V-0309
Company: Time Warner-Orange County
Municipality Name: Town of Montgomery (Orange County)
TOA Expiration Date: September 1, 2000
- 8) Case No.: 98-V-0102
Company: Time Warner-Potsdam
Municipality Name: Village of Potsdam (St. Lawrence
County)
TOA Expiration Date: August 21, 2000
- 9) Case No.: 99-V-0983
Company: Time Warner-Potsdam
Municipality Name: Town of Colton (St. Lawrence
County)
TOA Expiration Date: September 11, 2000

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

- 10) Case No.: 97-V-0584
Company: Time Warner-Glens Falls
Municipality: Village of Whitehall (Washington County)
TOA Expiration Date: September 7, 2000
- 11) Case No.: 97-V-0312
Company: Time Warner-Fingerlakes
Municipality: Town of Palmyra (Wayne County)
TOA Expiration Date: September 1, 2000
- 12) Case No.: 97-V-0291
Company: Time Warner-Fingerlakes
Municipality: Town of Galen (Wayne County)
TOA Expiration Date: September 1, 2000
- 13) Case No.: 97-V-0206
Company: Charter Communications
Municipality: Town of Black Brook (Clinton County)
TOA Expiration Date: September 7, 2000
- 14) Case No.: 99-V-0570
Company: Parnassos, LP
Municipality: Town of Ripley (Chautauqua County)
TOA Expiration Date: September 9, 2000
- 15) Case No.: 98-V-1209
Company: Parnassos, LP
Municipality: Town of Chautauqua (Chautauqua County)
TOA Expiration Date: September 12, 2000
- 16) Case No.: 00-V-0143
Company: Parnassos, LP
Municipality: Town of Evans (Erie County)
TOA Expiration Date: September 8, 2000
- 17) Case No.: 99-V-0957
Company: Parnassos, LP
Municipality: Village of East Aurora (Erie County)
TOA Expiration Date: September 6, 2000
- 18) Case No.: 99-V-0956
Company: Parnassos, LP
Municipality: Town of Aurora (Erie County)
TOA Expiration Date: September 6, 2000

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

- 19) Case No.: 97-V-0519
Company: Time Warner-Genesee County
Municipality: Village of Akron (Erie County)
TOA Expiration Date: September 8, 2000
- 20) Case No.: 97-V-0548
Company: Time Warner-Fingerlakes
Municipality: Village of Shortsville (Ontario County)
TOA Expiration Date: August 27, 2000
- 21) Case No.: 97-V-0097
Company: Time Warner-Fingerlakes
Municipality: City of Canandaigua (Ontario County)
TOA Expiration Date: August 24, 2000
- 22) Case No.: 98-V-0034
Company: Bath Television & Service Co.
Municipality: Village of Bath (Steuben County)
TOA Expiration Date: August 22, 2000
- 23) Case No.: 97-V-0265
Company: Time Warner-Ithaca
Municipality: Town of Newfield (Tompkins County)
TOA Expiration Date: September 1, 2000
- 24) Case No.: 97-V-0184
Company: Time Warner-Ithaca
Municipality: Village of Cayuga Heights (Tompkins Co.)
TOA Expiration Date: September 1, 2000
- 25) Case No.: 97-V-0582
Company: Time Warner-Ithaca
Municipality: Village of Freeville (Tompkins County)
TOA Expiration Date: September 6, 2000
- 26) Case No.: 00-V-0360
Company: Time Warner-Oneonta
Municipality: Town of Stamford (Delaware County)
TOA Expiration Date: September 17, 2000
- 27) Case No.: 99-V-1130
Company: Time Warner-Binghamton
Municipality: Town of Avoca (Steuben County)
TOA Expiration Date: September 16, 2000

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

- 28) Case No.: 98-V-0110
Company: Bath Television & Service Co.
Municipality: Town of Bath (Steuben County)
TOA Expiration Date: September 14, 2000

- 29) Case No.: 97-V-0725
Company: Time Warner-Binghamton
Municipality: Village of Avoca (Steuben County)
TOA Expiration Date: September 16, 2000

- 30) Case No.: 97-V-1402
Company: RCN of Southeast NY
Municipality: Town of Carmel (Putnam County)
TOA Expiration Date: September 15, 2000

- 31) Case No.: 99-V-0231
Company: RCN of Southeast NY
Municipality: Town of Kent (Putnam County)
TOA Expiration Date: September 19, 2000

- 32) Case No.: 99-V-0102
Company: Media One
Municipality: Village of Nelsonville (Putnam County)
TOA Expiration Date: September 14, 2000

- 33) Case No.: 97-V-0319
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Sea Cliff (Nassau County)
TOA Expiration Date: September 1, 2000

- 34) Case No.: 98-V-1214
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Sands Point (Nassau County)
TOA Expiration Date: September 1, 2000

- 35) Case No.: 97-V-0289
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Flower Hill (Nassau County)
TOA Expiration Date: September 1, 2000

- 36) Case No.: 97-V-0287
Company: Cablevision Systems Long Island Corp.
Municipality: Village of East Hills (Nassau County)
TOA Expiration Date: September 1, 2000

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

- 37) Case No.: 97-V-1916
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Brookville (Nassau County)
TOA Expiration Date: September 1, 2000

- 38) Case No.: 97-V-0311
Company: Cablevision Systems Long Island Corp.
Municipality: Town of North Hempstead (Nassau County)
TOA Expiration Date: September 1, 2000

- 39) Case No.: 97-V-0298
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Laurel Hollow (Nassau County)
TOA Expiration Date: September 1, 2000

- 40) Case No.: 99-V-0101
Company: Time Warner-Orange County
Municipality: Village of Washingtonville (Orange Co.)
TOA Expiration Date: September 1, 2000

- 41) Case No.: 97-V-0316
Company: Cablevision Systems-Westchester
Municipality: Town of Putnam Valley (Putnam County)
TOA Expiration Date: September 1, 2000

- 42) Case No.: 97-V-0223
Company: Cablevision Systems-Rockland/Ramapo
Municipality: Town of Ramapo (Rockland County)
TOA Expiration Date: September 1, 2000

- 43) Case No.: 97-V-0338
Company: Cablevision Systems-Rockland/Ramapo
Municipality: Village of Nyack (Rockland County)
TOA Expiration Date: September 1, 2000

- 44) Case No.: 97-V-0320
Company: Cablevision Systems Suffolk Corp.
Municipality: Town of Shelter Island (Suffolk County)
TOA Expiration Date: September 1, 2000

- 45) Case No.: 97-V-0585
Company: Cablevision Systems-Westchester
Municipality: Town of Bedford (Westchester County)
TOA Expiration Date: August 20, 2000

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

- 46) Case No.: 00-V-1261
Company: Time Warner-Jamestown
Municipality: Town of Ellery (Chautauqua County)
Franchise Expiration Date: September 11, 2000

- 47) Case No.: 99-V-1789
Company: Cablevision Systems Long Island Corp.
Municipality: Village of Centre Island (Nassau County)
Franchise Expiration Date: September 5, 2000

- 48) Case No.: 00-V-1262
Company: Time Warner-Fingerlakes
Municipality: Village of Victor (Ontario County)
Franchise Expiration Date: September 4, 2000

- 49) Case No.: 00-V-1237
Company: Time Warner-Oneida
Municipality: Village of Cleveland (Oswego County)
Franchise Expiration Date: September 1, 2000

- 50) Case No.: 00-V-1239
Company: Time Warner-Oneida
Municipality: Town of West Monroe (Oswego County)
Franchise Expiration Date: September 1, 2000

- 51) Case No.: 00-V-1240
Company: Time Warner-Oneida
Municipality: Town of Constantia (Oswego County)
Franchise Expiration Date: September 1, 2000

- 52) Case No.: 00-V-1242
Company: Time Warner-Albany
Municipality: Village of Scotia (Schenectady Co.)
Franchise Expiration Date: August 23, 2000

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

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PUBLIC SERVICE COMMISSION

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August 21, 2000

Time Warner-Potsdam
22 1/2 Elm St.
Potsdam, NY 13676

Supervisor
Town of Colton
O. Box 6
Colton, NY 13625

Case #: 99-V-0983

Dear Sir/Madam:

The Temporary Operating Authority under which Time Warner-Potsdam has been providing service in the Town of Colton will expire September 11, 2000.

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-Potsdam for its operations in the Town of Colton, said authority to expire March 11, 2001.

By direction of the Commission,

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

JANET HAND DEIXLER
Secretary