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CHIEF CLERK'S OFFICE

5th Report

June 29, 2015

Illinois Commerce Commission
Chief Clerk Elizabeth Rolando
527 East Capitol Avenue
Springfield, Illinois 62701

Re: <u>Docket 15-0352</u> Mediacom Southeast LLC
Notice of Modification of Cable Service Area (Elkville Village, Illinois)

Dear Ms. Rolando:

Please find attached an original and one copy of a Notice of Modification of Cable Service Area filed by Mediacom Southeast LLC ("Mediacom") pursuant to Section 401(g) of the Cable and Video Competition Law of 2007 (220 ILCS 5/21-100, et seq.) modifying the cable service area footprint described in Mediacom's Application for State-Issued Authorization to Provide Cable Service in Docket 15-0352 to include the Village of Elkville. Also included is an additional copy of this letter, which we ask that you please date-stamp and return. Mediacom has, concurrent with the filing of this notice, delivered a copy of this notice and associated application to the Village President of the Village of Elkville.

Should there be any questions regarding this notice, please contact the undersigned.

Sincerely,

Craig A. Gilley
Counsel for Mediacom

cc: Bruce Gluckman, Esq.

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Mediacom Southeast LLC	)	
	)	
Application for State-Issued Authorization to Provide Cable Service Pursuant to Section 401 of the Cable and Video Competition Law of 2007	)	**Docket No. 15-0352**

NOTICE OF MODIFICATION OF CABLE SERVICE AREA

1. Pursuant to Section 401(g) of the Cable and Video Competition Law of 2007, as amended (the "Law") (220 ILCS 5/21-401(g)), Mediacom Southeast LLC ("Mediacom" or "Applicant") hereby notifies the Illinois Commerce Commission (the "Commission") of a modification of the cable service area footprint described in Mediacom's Application for State-Issued Authorization to Provide Cable Service ("Application") in the above-captioned docket that was granted on June 3, 2015.

2. In the Application, Mediacom described the service area footprint as the Village of Alto Pass. (Application p.1). With this Notice, Mediacom is modifying that service area footprint to include **the Village of Elkville** (the "Modified Service Area Footprint"). Attached as Exhibit 1 is a list of the local units of government that comprise the Modified Service Area Footprint, accounting for all modifications subsequent to June 3, 2015, including the Village of Elkville.

3. Concurrent with the filing of this Notice, Mediacom has served the Village of Elkville with a copy of this Notice and the Application.

4. Mediacom is an "incumbent cable operator," within the meaning of Section 21-201(m) of the Law (220 ILCS 5/21-201(m)) with respect to the Village of Elkville, as it

provides cable or video services under a franchise agreement with the Village of Elkville that expired on January 25, 2012, and is eligible to seek this state-issued authority pursuant to Section 301(b) of the Law (220 ILCS 5/21-301(b)).

5. Under procedures established in Section 626 of federal Communications Act of 1934, 47 U.S.C. § 546, a cable operator is authorized to continue to operate in a municipality past the expiration date of a cable franchise, up until such point as the municipality requests a formal renewal franchise proposal from the operator, conducts a formal administrative hearing to evaluate a cable operator's proposal for a new franchise, and either rejects or accepts the cable operator's proposal. Mediacom properly invoked the statutory procedures of Section 626 with respect to the Village of Elkville, and to date, the Village of Elkville has not taken the next step and requested a formal franchise renewal proposal from Mediacom. Accordingly, Mediacom remains authorized by federal law to continue to provide service in the Village of Elkville despite the expiration of the franchise agreement. Mediacom is eligible for a state-issued authorization pursuant to 220 ILCS 5/21-301(b), which states that "[u]pon expiration of its current franchise agreement, an incumbent cable operator may obtain State authorization from the Commission pursuant to this Article."

6. As shown below and in the attached Affidavit, Applicant satisfies the requirements of Section 401(b)(4) of the Law (220 ILCS 5/21-401(b)(4)) and, therefore, is eligible to obtain a State-issued authorization for the Modified Service Area Footprint.

7. Mediacom will continue to offer cable service in the Village of Elkville, which is the area covered by the franchise agreement noted in ¶ 4 above, "at the same levels required by the local franchising authorities for the local unit of government on June 30, 2007." (220 ILCS 5/21-401(b)(4)). Mediacom is the long-standing incumbent cable operator serving the

Village of Elkville, and consistent with its franchise obligations, its cable system/network is fully constructed. On June 30, 2007, Mediacom's franchise with the Village of Elkville required Mediacom to provide cable service to all residences within the boundaries of the Village of Elkville where there are at least twenty homes per mile from the existing system.

8. Biographical information for key personnel responsible for managing Mediacom's local cable service operations and network in the Village of Elkville is attached as Exhibit 2.

9. The United States Census Bureau's most recent estimate of the number of low income households, as defined in Section 201(p) of the Law (220 ILCS 5/21-201(p)), located within the Village of Elkville is 180 or 49%. (220 ILCS 5/21-401(b)(4)). The total number of low income households in the Modified Service Area Footprint indicated in Exhibit 1 is 10,352 or 47%.

10. With respect to the Modified Service Area Footprint, Mediacom will begin to operate pursuant to the State-Issued Authorization granted it on June 3, 2015 effective the date of this Notice.

11. Under Section 401(g) of the Law, the Commission "is not required or authorized to act" upon this Notice. (220 ILCS 5/21-401(g)).

Sincerely,

Craig A. Gilley
Ari Z. Moskowitz
Counsel for Mediacom
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.
701 Pennsylvania Ave., NW
Suite 900
Washington, DC 20004
(202) 434-7300

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the public version of this Notice and associated Application has concurrently been delivered by first class mail to the Village of Elkville.

Sincerely,

Craig A. Gilley
Ari Z. Moskowitz
Counsel for Mediacom
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.
701 Pennsylvania Ave., NW
Suite 900
Washington, DC 20004
(202) 434-7300

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Mediacom Southeast LLC	)	
	)	
Application for State-Issued Authorization to Provide Cable Service Pursuant to Section 401 of the Cable and Cable Competition Law of 2007	)))	**Docket No. 15-0352**

AFFIDAVIT OF BRUCE GLUCKMAN

I, Bruce Gluckman, being placed under affirmation, solemnly, sincerely, and truly declare and affirm the following:

1. I am currently Group Vice President – Legal and Regulatory Affairs, and an officer of Mediacom Southeast LLC ("Applicant" or "Mediacom"). As Group Vice President I oversee Mediacom's regulatory, government and external affairs in Illinois. Mediacom is the nation's eighth largest cable company based on the number of customers who purchase one or more video services, also known as video customers. Mediacom is among the leading cable operators focused on serving the smaller cities in the United States, with a significant customer concentration in the Midwestern and Southeastern regions. As of December 31, 2014, Mediacom's cable systems passed an estimated 2.81 million homes, primarily in the states of Iowa, Illinois, Georgia, Minnesota and Missouri, and served approximately 890,000 video customers, 1,013,000 high-speed data ("HSD") customers and 400,000 phone customers.

2. The purpose of my Affidavit is to provide support for Mediacom's Notice of Modification of Cable Service Area (the "Notice") to provide cable services filed pursuant to

Section 401(g) of the Cable and Video Competition Law of 2007 (the "Law"). (220 ILCS 5/21-401(g)).

3. This Affidavit and supporting Exhibits provide the affirmations and information required by Section 401(b)(4) of the Law (220 ILCS 5/21- 401(b)).

4. I have knowledge of the facts stated in this Affidavit and accompanying supporting Exhibits 1 and 2. I am competent to testify to them and I have authority to make this Affidavit on behalf of and to bind Mediacom.

5. On June 3, 2015, Mediacom's Application for State-Issued Authorization ("Application") to Provide Cable Service was granted, with respect to the Service Area Footprint identified as the Village of Alto Pass.

6. With the Notice, Mediacom is now modifying the Service Area Footprint to include the Village of Elkville. Exhibit 1 to the Notice identifies the local units of government that comprise the Modified Service Area Footprint accounting for all modifications subsequent to June 3, 2015, including the Village of Elkville.

7. Exhibit 2 lists biographical information for key personnel responsible for managing Mediacom's local cable service operations and network in the Village of Elkville.

8. For purposes of the Notice, Mediacom is an "incumbent cable operator," within the meaning of Section 201(m) of the Law (220 ILCS 5/21-201(m)) with respect to the Village of Elkville and is eligible to seek State-issued authorization pursuant to 301(b) of the Law (220 ILCS 5/21-301(b)). Consistent with its franchise obligations as the long-standing incumbent cable operator serving the Village of Elkville, Mediacom's cable system/network is fully constructed and Mediacom will continue to offer cable service in the Village of Elkville, "at the same levels required by the local franchising authorities for the local unit of government on June

30, 2007." (220 ILCS 5/21-401(b)(4)). On June 30, 2007, Mediacom's franchise with the Village of Elkville required Mediacom to provide cable service to all residences within the boundaries of the Village of Elkville where there are at least twenty homes per mile from the existing system.

9. The United States Census Bureau's most recent estimate of the number of low income households, as defined in Section 201(p) of the Law (220 ILCS 5/21-201(p)), located within the Village of Elkville is 180 or 49%. (220 ILCS 5/21-401(b)(4)). The total number of low income households in the Modified Service Area is 10,352 or 47%.

10. With respect to the Modified Service Area Footprint, Mediacom will begin to operate pursuant to the State-Issued Authorization granted it on June 3, 2015 effective the date of the Notice.

11. Concurrently with the filing of the Notice, Mediacom has served the Village of Elkville with a copy of the Notice and Application.

I solemnly, sincerely, and truly declare and affirm that all of the foregoing statements and representations made in this Affidavit and accompanying Exhibit are true and correct.

Bruce Gluckman

Bruce Gluckman
Group Vice President – Legal and Regulatory Affairs

Subscribed and sworn to before me
this 16th day of June, 2015

NOTARY PUBLIC: Linda Rossi

My Commission Expires: 1/7/16
State of New York, County of Orange

LINDA ROSSI
Notary Public, State of New York
No. 01RO6180139
Qualified in Orange County
Commission Expires 1/7/16

EXHIBIT 1
Modified Service Area Footprint

Local Unit of Government	Low Income Households	Level of service required by the local franchising authority on June 30, 2007
Alto Pass Village	84 or 57%	The boundaries of the Village of Alto Pass where there are at least twenty homes per mile from the existing system.
Bush Village	65 or 64%	The boundaries of the Village of Bush where there are at least twenty homes per mile from the existing system.
Cambria Village	337 or 66%	The boundaries of the Village of Cambria where there are at least twenty homes per mile from the existing system.
Coulterville Village	174 or 51%	The boundaries of the Village of Coulterville where there are at least twenty homes per mile from the existing system.
Dowell Village	70 or 53%	The boundaries of the Village of Dowell where there are at least twenty homes per mile from the existing system.
Elkville Village	180 or 49%	The boundaries of the Village of Elkville where there are at least twenty homes per mile from the existing system.
Franklin County	7,777 or 48%	The unincorporated areas of Franklin County where there are at least twenty homes per mile from the existing system.
Hecker Village	45 or 25%	The boundaries of the Village of Hecker where there are at least twenty homes per mile from the existing system.
Hurst City	174 or 50%	The boundaries of the City of Hurst where there are at least twenty homes per mile from the existing system.
Mounds City	334 or 78%	The boundaries of the City of Mounds where there are at least twenty homes per mile from the existing system.
Red Bud City	455 or 31%	The boundaries of the City of Red Bud where there are at least twenty homes per mile from the existing system.
Smithton Village	293 or 23%	The boundaries of the Village of Smithton where there are at least twenty homes per mile from the existing system.

Local Unit of Government	Low Income Households	Level of service required by the local franchising authority on June 30, 2007
Zeigler City	364 or 54%	The boundaries of the City of Zeigler where there are at least twenty homes per mile from the existing system.
Total	**10,352 or 47%**	

EXHIBIT 2
Key Personnel

The following Mediacom management personnel are responsible for Mediacom's operations and network serving the Village of Elkville:

Todd Curtis
Regional Vice President
26 years of experience in the cable industry with growing responsibilities from installation technician, service technician, chief technician, systems manager, construction project manager, technical operations manager, area operations manager, senior director of field operations, and regional vice president.

Joe DiJulio
Director, Area Operations
Joe DiJulio is Director, Area Operations, for Southern Illinois and Kentucky. Previously, Joe was a High School Shop Teacher who worked as a contract cable installer during the summer. He then joined the cable industry as an operations manager. Joe has been with Mediacom since May 2013. Prior to joining Mediacom, his cable experience included Times Mirror, Suburban Cable (Lensfest), Comcast and Atlantic Broadband. Joe attended Temple and West Chester University and holds a degree in Technology Education, K-12, and is a Media Specialist in Education.

Jefff Brown
Technical Operations Manager
Jeff Brown is the Senior Manager, Technical Operations, for Southern Illinois and Kentucky. Jeff began his career as an installer with TCI in 1996 than moving his way up through the ranks of service technician, system technician, advanced technician. Jeff joined the Mediacom team in 1999. He helped with the rewire of the master headend and plant rebuild of the Southern Illinois systems. Jeff became a Technical Operations Supervisor for the Carbondale area in 2004. In 2006 he was promoted to his current position as Technical Operations Manager for the entire Southern Illinois and Kentucky area operations.

Tony Russo
Technical Operations Supervisor
Tony Russo is a Technical Operations Supervisor for the Marion, Illinois and surrounding areas. Tony began his career at Mediacom in 2010 as an Installation Technician. He then moved into the Service Technician role. In 2012, Tony was promoted to his current position as Technical Operations Supervisor. Tony reports to Jeff Brown, Senior Manager of Technical Operations. High level executive bios at Mediacom LLC are available beginning on page 104 of the Mediacom LLC 10-K filed as Exhibit A to the initial application.