

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION

DEPARTMENT OF
TELECOMMUNICATIONS & ENERGY
Cable Television Division

	)	Docket No. CTV 01-4
	)	Date Issued: July 21, 2003
In the Matter of)	
Adelphia Communications	)	Abington, CUID MA 0225
Corporation	)	Adams, CUID MA 0001
	)	Amesbury, CUID MA 0049
Adelphia Cablevision	)	Aquinnah, CUID MA 0275
Associates, L.P.	)	Bourne, CUID MA 0247
	)	Cheshire, CUID MA 0002
Campbell Communications, L.L.C.	)	Clarksburg, CUID MA 0003
	)	Duxbury, CUID MA 0302
Century Berkshire Cable Corp.	)	Edgartown, CUID MA 0273
	)	Essex, CUID MA 0153
Harron Cablevision	)	Falmouth, CUID MA 0072
of Cape Cod, Inc.	)	Gloucester, CUID MA 0136
	)	Great Barrington, CUID MA 0008
Harron Cablevision of	)	Halifax, CUID MA 0229
Massachusetts, Inc.	)	Kingston, CUID MA 0159
	)	Lee, CUID MA 0009
Martha's Vineyard Cablevision, L.P.	)	Lenox CUID MA 0010
	)	Manchester-by-the-Sea, CUID MA 0154
Mountain Cable Company	)	Marshfield, CUID MA 0191
	)	Merrimac, CUID MA 0165
New England Cablevision	)	North Adams, CUID MA 0004
of Massachusetts, Inc.	)	Oak Bluffs, CUID MA 0272
	)	Pembroke, CUID MA 0228
all d/b/a Adelphia Communications	)	Plymouth, CUID MA 0123
Corporation	)	Plympton, CUID MA 0245
	)	Rockland, CUID MA 0224
For a Determination of	)	Rockport, CUID MA 0137
Cable Television Rates	)	Salisbury, CUID MA 0162
	)	Sandwich, CUID MA 0246
	)	Sheffield, CUID MA 0346
)	Stockbridge, CUID MA 0011

SECOND ORDER MANDATING COMPLIANCE

APPEARANCES: Craig A. Schmid
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AND

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AND

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FOR: ADELPHIA COMMUNICATIONS CORPORATION
Petitioner

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FOR: THE TOWN OF DUXBURY
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FOR: THE TOWN OF PEMBROKE
Limited Participant

This Second Order Mandating Compliance is issued by the Cable Television Division (“Cable Division”) of the Department of Telecommunications and Energy in compliance with the decision issued by the Media Bureau of the Federal Communications Commission (“FCC”) relating to FCC Forms 1205 filed by Adelphia Communications Corporation (“Adelphia”) for various communities in Massachusetts. See Adelphia Communications Corp., DA 03-2339 (released July 16, 2003). On July 18, 2002, the Cable Division issued a Rate Order (“2002 Rate Order”) rejecting Adelphia’s FCC Forms 1205 as filed on April 2, 2001, and directing Adelphia to revise and refile its FCC Forms 1205 with supporting documentation. After Adelphia failed to comply with the directive in a timely manner, the Cable Division issued an Order Mandating Compliance on August 12, 2002, directing Adelphia to amend its FCC Forms 1205 in compliance with the 2002 Rate Order and file the amended FCC Forms 1205 and supporting documentation with the Cable Division on or before August 23, 2002.

Adelphia did not comply with the Cable Division’s Order Mandating Compliance and instead appealed the Cable Division’s decision to the Media Bureau of the FCC on August 19, 2002. At the same time, Adelphia filed an Emergency Petition for Stay of Enforcement Pending Appeal of Rate Order with the Media Bureau of the FCC. Due to the pending appeal, the Cable Division did not take further action to enforce compliance with its 2002 Rate Order.

On July 16, 2003, the Media Bureau of the FCC rejected Adelphia’s appeal and determined that the Cable Division’s 2002 Rate Order was reasonable. Accordingly, we direct

Adelphia to refile its FCC Form 1205 in accordance with the 2002 Rate Order. As part of the revised filing, the Company must also provide support for the digital inventory level selected. The revised FCC Forms 1205 and supporting documentation must be filed with the Cable Division on or before August 1, 2003.

By Order of the
Department of Telecommunications and Energy
Cable Television Division

/s/ Alicia C. Matthews
Alicia C. Matthews
Director