DEPARTMENT OF
TELECOMMUNICATIONS & ENERGY
Cable Television Division

_____)		
In the matter of:)		
)		
AT&T CSC, Inc.,)	Docket No. CTV 02-8	
AT&T Corp., and)		
AT&T Comcast Corporation)		
)		
Appellants)		
)	Date Issued: September 24, 2002	
v.)		
)		
Board of Selectmen of the)		
Town of Ashburnham)		
)		
Appellee)		
_____)		

ORDER TO DISMISS

On June 17, 2002, the Board of Selectmen of the Town of Ashburnham ("Appellee"
or "Ashburnham") voted to withhold its consent for the transfer of control of the cable
television license from AT&T Corp., as the transferor and the ultimate parent company of the
licensee AT&T CSC, Inc., and AT&T Comcast Corporation, ("AT&T Comcast") as the
transferee (together "Appellants"). Pursuant to 207 C.M.R. § 4.05, Ashburnham issued its
written decision to the Cable Television Division ("Cable Division") of the Department of
Telecommunications and Energy on June 25, 2002. On July 25, 2002, Appellants filed a
Petition for Appeal and Claim for Adjudicatory Hearing ("Petition"). Ashburnham filed no
pleadings in response.

On September 12, 2002, in accordance with 801 C.M.R. § 1.01(7)(g)(2), the Cable

Division directed Ashburnham to show cause why Appellants' Petition should not be granted.

We notified Ashburnham that if it failed to respond to the Order to Show Cause within ten (10)

days, the Cable Division would grant Appellants' Petition and order Ashburnham to approve

the transfer of control of the license. Ashburnham did not respond to the Order To Show

Cause.

Accordingly, it is hereby

ORDERED: Pursuant to 801 C.M.R. § 1.01(7)(g)(2), the matter of AT&T CSC, Inc.,

AT&T Corp., and AT&T Comcast Corporation v. the Board of Selectmen of the Town of

Ashburnham is <u>DISMISSED</u> for failure to defend; and it is

FURTHER ORDERED: The Town of Ashburnham is directed to approve the

transfer of control of the license.

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

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