



**(REDACTED VERSION)**

March 9, 2018

Ms. Shonda Green  
Massachusetts Department of Telecommunications and Cable  
Cable Television Division  
1000 Washington Street, 8<sup>th</sup> Floor, Suite 820  
Boston, MA 02118-6500

RE: Comcast Cable Communications, LLC  
Docket No. D.T.C. 17-4  
FCC Forms 1240 and 1205  
Responses to First Set of Information Requests

Dear Ms. Green:

Enclosed are an original and three (3) copies of Comcast's response to the First Set of Information Requests issued February 20, 2018 by the Department of Telecommunication & Cable, regarding Comcast Cable Communications, LLC's FCC Form 1205 and FCC Form 1240s submitted on October 1, 2017.

Accompanying this response is a Motion for Protective Treatment of Confidential Information. The redacted version of this response will be sent to the Interveners.

If you have any questions regarding this information, please contact me at 610-665-2536.

Sincerely,

James G. Gray  
Senior Director of Regulatory Accounting  
Comcast Cable Communications, LLC

/enclosures

Commonwealth of Massachusetts  
Department of Telecommunications and Cable  
Cable Television Division  
Docket No. DTC 17-4

MOTION OF COMCAST CABLE COMMUNICATIONS, LLC FOR PROTECTIVE  
TREATMENT OF CONFIDENTIAL INFORMATION

Comcast Cable Communications, LLC (“Comcast”) hereby requests that the Department of Telecommunications and Cable (the “Department”) grant this motion to provide confidential treatment for certain information provided in this proceeding involving the Department’s investigation of Comcast’s proposed basic service tier programming, equipment and installation rates (*See* D.T.C. 17-4). Specifically, Comcast requests that confidentiality be afforded to Exhibit 1-6 in the response to Information Request 1-6, which provides detailed information regarding Comcast’s retransmission consent fees in its Massachusetts regulated franchise areas. As grounds for this request, Comcast states that the retransmission consent fee information is confidential, competitively sensitive and proprietary information under G.L. c.25C § 5.

**I. Standard of Review**

Confidential information may be protected from public disclosure in accordance with G.L. c. 25C § 5, which provides in part that:

[T]he department may protect from public disclosure trade secrets, confidential, competitively sensitive or other proprietary information provided in the course of proceedings conducted pursuant to this chapter. There shall be a presumption that the information for which such protection is sought is public information and the burden shall be on the proponent of such protection to prove the need for such protection. Where such a need has been found to exist, the department shall protect only so much of the information as is necessary to meet such need.

The Department has previously recognized that competitively sensitive information is entitled to protective status. Indeed, the Department has provided confidential treatment for similar information in prior rate reviews. *See, e.g., Hearing Officer’s Ruling on Motion of Comcast Cable Communications, LLC, Tr. 8, D.T.C. 10-8 (August 3, 2011) (“Comcast Protective Order I”), Hearing Officer Ruling on Motion for Protective Order, DTC 12-2 (Nov. 27, 2012) (“Comcast Protective Order II”), Hearing Officer’s Ruling on Motion for Protective Treatment of Confidential Information, DTC 13-5 (Feb. 14, 2014) (“Comcast Protective Order III”), Hearing Officer’s Ruling on Motion for Protective Treatment of Confidential Information, DTC 14-4 (August 6, 2015) (“Comcast Protective Order IV”), and Hearing Officer’s Ruling on Motion for Protective Treatment, DTC 15-3 (June 20, 2016) (“Comcast Protective Order V”); Hearing Officer’s Ruling on Motion for Protective Treatment, DTC 16-3 (Sept. 27, 2017) (“Comcast Protective Order VI”).*

## II. Argument

The Department sets forth a three-part standard for determining the applicability of G.L. c. 25C § 5. First, the information for which protective treatment is sought must constitute the type of information that can be exempted from public disclosure (e.g., trade secrets, confidential or competitively sensitive or other proprietary information). The retransmission consent fee information requested by the Department is considered by Comcast to be proprietary and commercially sensitive information. This information is not otherwise publicly available to Comcast's competitors. Public disclosure of this information would provide competitors with cost information giving them an unfair competitive advantage. Moreover, this information could form the basis for pricing and market strategies by competitors. In addition, release of this information could also disadvantage the parties to these contracts (including entities that are not the subject of this proceeding) in their pricing negotiations with third parties. Finally, the Department has ruled in the past that these types of costs are confidential information and exempt from public disclosure. *See, e.g., Comcast Protective Orders I-V; Hearing Officer's Ruling on the Motion of Coxcom, Inc., d/b/a Cox Communications New England for Protective Order, D.T.C. 08-8 (2009). See also Comcast Protective Order VI at pp.3 and 4* ("[T]he Department finds Comcast has demonstrated that the information for which confidential treatment is sought constitutes confidential, competitively sensitive, or proprietary information. . . . The Department agrees that disclosure of the detailed information regarding Comcast's retransmission consent agreements could harm Comcast's competitive position.")

Second, the party seeking protection must overcome the presumption that the material is public in nature and prove the need for non-disclosure of the information. As noted above, the information the Department is requesting is not publicly available. Moreover, Comcast maintains contractual relationships with the broadcasters carried on its systems. Under these contracts, Comcast is prohibited from publicly disclosing the terms and conditions, including the fees paid. As such, disclosure of this information to the Department without the grant of protective treatment would violate Comcast's contractual agreements with broadcasters.

Comcast and broadcasters clearly treat this type of cost material as confidential and competitively sensitive. Comcast's business practices ensure that proprietary, commercially sensitive information of this nature is not disclosed to any third party in the ordinary course of business, unless under the umbrella of a non-disclosure agreement. In fact, the Department has recently ruled that the "Department regularly accords confidential treatment to this type of information." *See Comcast Protective Order VI* at p. 7.

Third, and finally, where a need for protective treatment has been established, the Department may limit the time period the non-disclosure of the information is in effect. Comcast requests that, if the Department is absolutely compelled to limit the period of confidentiality, the Department treat these materials as having confidential status for at least five (5) years, with an opportunity to renew its request for confidential treatment at the end of that five year period based upon a showing of need for continuing protection. *See Comcast Protective Order VI* at p. 8. Comcast submits that a minimum

five-year period is absolutely necessary to ensure that these materials will not be of such great competitive value to Comcast's competitors.

### **III. Conclusion**

For these reasons, Comcast requests that the Department grant protection from public disclosure of the confidential information submitted in this proceeding in accordance with G.L. c. 25C §5. Should the Department have any concerns regarding the grant of protection from public disclosure for these materials, or if any request by a third party is made for access to these documents, Comcast respectfully requests notification to the undersigned to amend and/or clarify Comcast's request for confidential treatment *before* the Department releases the information.

Respectfully submitted,

COMCAST CABLE COMMUNICATIONS, LLC

By: \_\_\_\_\_ / s / \_\_\_\_\_

Steven J. Horvitz  
Davis Wright Tremaine LLP  
1919 Pennsylvania Ave., N.W., Suite 800  
Washington, D.C. 20006  
(202) 973-4228

March 8, 2018

Commonwealth of Massachusetts  
Department of Telecommunications and Cable  
Cable Television Division  
Docket No. DTC 17-4  
First Set of Information Requests

D.T.C. 1-1                      Referring to the Labor Cost and Policy Changes and Schedule B of Comcast's FCC Form 1205:

- a. Identify whether the commissions and the time element associated with the installation of the drop for unwired installations are removed, as required by the Department in C.T.V. 04-3/04-4.
- b. If the commissions and the time element associated with the installation of the drop for unwired installations are not removed, provide a revised FCC Form 1205 to comply with the Department's Order in C.T.V. 04-3/04-4.

RESPONSE:

Commissions and the time element associated with the installation of the drop for unwired installations were removed.

RESPONSIBLE WITNESS: Joseph Lance

Commonwealth of Massachusetts  
Department of Telecommunications and Cable  
Cable Television Division  
Docket No. DTC 17-4  
First Set of Information Requests

D.T.C. 1-2

The cover sheet for each FCC Form 1240 and Form 1205 states that the Maximum Permitted Rate ("MPR") is currently noted as the Operator Selected Rate ("OSR"). To update the FCC Forms 1240 and Form 1205 with the correct OSR, please provide a document clearly detailing the most recently approved MPR, Franchise Related Cost ("FRC"), and OSR, as well as the proposed MPR, FRC, and OSR for each rate-regulated Massachusetts franchise.

RESPONSE:

Attached Exhibit 1-2 details the most recently approved MPR, Franchise Related Cost ("FRC"), and OSR and proposed MPR, FRC, and OSR for each regulated Massachusetts franchise.

RESPONSIBLE WITNESS: Mark Renaud

## COMCAST FCC FORMS 1240

## Exhibit 1-2

Town	Most Recently Approved MPR & FRC			Prior Rate Charged			PROPOSED MPR & FRC			Current Rate Charged			Total
	MPR	FRC	Total	Rate	BTV Fee	FRC	MPR	FRC	Total	Rate	BTV Fee	FRC	Total
Acushnet	\$ 29.57	0.31	\$ 29.88	\$ 12.50	\$ 7.00	0.31	\$ 33.06	0.30	\$ 33.36	\$ 13.00	\$ 8.00	0.30	\$ 21.30
Agawam	\$ 18.07	0.14	\$ 18.21	\$ 5.25	\$ 7.00	0.14	\$ 21.96	0.14	\$ 22.10	\$ 5.50	\$ 8.00	0.14	\$ 13.64
Amesbury	\$ 33.15	0.33	\$ 33.49	\$ 11.00	\$ 7.00	0.33	\$ 38.91	0.32	\$ 39.23	\$ 11.00	\$ 8.00	0.32	\$ 19.32
Amherst	\$ 23.33	0.86	\$ 24.19	\$ 11.50	\$ 7.00	0.86	\$ 27.15	1.53	\$ 28.68	\$ 12.00	\$ 8.00	1.53	\$ 21.53
Attleboro	\$ 26.93	0.92	\$ 27.85	\$ 10.50	\$ 7.00	-	\$ 29.91	-	\$ 29.91	\$ 11.00	\$ 8.00	-	\$ 19.00
Avon	\$ 22.58	0.51	\$ 23.09	\$ 8.75	\$ 7.00	0.51	\$ 24.39	0.51	\$ 24.90	\$ 9.00	\$ 8.00	0.51	\$ 17.51
Barnstable	\$ 27.21	0.01	\$ 27.22	\$ 12.50	\$ 7.00	0.01	\$ 29.44	0.01	\$ 29.45	\$ 13.00	\$ 8.00	0.01	\$ 21.01
Berkley	\$ 24.45	0.62	\$ 25.07	\$ 10.50	\$ 7.00	0.62	\$ 27.26	0.62	\$ 27.88	\$ 11.00	\$ 8.00	0.62	\$ 19.62
Beverly	\$ 24.72	0.36	\$ 25.08	\$ 9.00	\$ 7.00	0.36	\$ 28.27	0.34	\$ 28.61	\$ 9.50	\$ 8.00	0.34	\$ 17.84
Blackstone	\$ 26.65	0.49	\$ 27.14	\$ 12.00	\$ 7.00	0.49	\$ 29.57	0.47	\$ 30.04	\$ 12.50	\$ 8.00	0.47	\$ 20.97
Bridgewater	\$ 64.06	-	\$ 64.06	\$ 18.00	\$ 7.00	-	\$ 62.88	-	\$ 62.88	\$ 18.00	\$ 8.00	-	\$ 26.00
Brockton	\$ 25.99	0.12	\$ 26.11	\$ 8.50	\$ 7.00	0.12	\$ 29.84	0.12	\$ 29.96	\$ 8.50	\$ 8.00	0.12	\$ 16.62
Buckland	\$ 25.24	0.98	\$ 26.22	\$ 13.00	\$ 7.00	0.98	\$ 28.15	0.95	\$ 29.10	\$ 13.00	\$ 8.00	0.95	\$ 21.95
Cambridge	\$ 23.10	0.67	\$ 23.77	\$ 7.50	\$ 7.00	0.67	\$ 25.70	0.63	\$ 26.33	\$ 8.00	\$ 8.00	0.63	\$ 16.63
Carlisle	\$ 32.12	0.74	\$ 32.86	\$ 12.50	\$ 7.00	0.74	\$ 37.42	0.75	\$ 38.17	\$ 13.00	\$ 8.00	0.75	\$ 21.75
Chatham	\$ 27.53	0.45	\$ 27.98	\$ 12.50	\$ 7.00	0.45	\$ 29.78	0.42	\$ 30.20	\$ 13.00	\$ 8.00	0.42	\$ 21.42
Clinton	\$ 27.63	0.62	\$ 28.25	\$ 8.00	\$ 7.00	0.62	\$ 31.39	0.55	\$ 31.94	\$ 8.50	\$ 8.00	0.55	\$ 17.05
Concord	\$ 32.02	0.58	\$ 32.60	\$ 12.50	\$ 7.00	0.58	\$ 36.45	0.55	\$ 37.00	\$ 13.00	\$ 8.00	0.55	\$ 21.55
Danvers	\$ 24.23	0.64	\$ 24.87	\$ 10.00	\$ 7.00	0.64	\$ 26.73	0.57	\$ 27.30	\$ 10.00	\$ 8.00	0.57	\$ 18.57
Deerfield	\$ 18.38	0.02	\$ 18.40	\$ 6.75	\$ 7.00	0.02	\$ 21.76	0.73	\$ 22.49	\$ 7.00	\$ 8.00	0.73	\$ 15.73
Dennis	\$ 26.67	0.37	\$ 27.04	\$ 12.50	\$ 7.00	0.37	\$ 28.77	0.34	\$ 29.11	\$ 13.00	\$ 8.00	0.34	\$ 21.34
Dighton	\$ 24.95	0.47	\$ 25.42	\$ 10.00	\$ 7.00	0.47	\$ 28.11	0.45	\$ 28.56	\$ 10.00	\$ 8.00	0.45	\$ 18.45
Dracut	\$ 37.70	0.09	\$ 37.79	\$ 7.75	\$ 7.00	0.09	\$ 44.56	0.09	\$ 44.65	\$ 8.00	\$ 8.00	0.09	\$ 16.09
East Bridgewater	\$ 23.88	0.02	\$ 23.90	\$ 10.50	\$ 7.00	0.02	\$ 25.66	0.02	\$ 25.68	\$ 11.00	\$ 8.00	0.02	\$ 19.02
Eastham	\$ 26.52	0.15	\$ 26.67	\$ 9.25	\$ 7.00	0.15	\$ 29.85	0.14	\$ 29.99	\$ 9.50	\$ 8.00	0.14	\$ 17.64
Essex	\$ 21.63	0.40	\$ 22.03	\$ 12.00	\$ 7.00	0.40	\$ 23.86	0.49	\$ 24.35	\$ 12.50	\$ 8.00	0.49	\$ 20.99
Fairhaven	\$ 29.96	0.18	\$ 30.14	\$ 12.50	\$ 7.00	0.18	\$ 33.94	0.17	\$ 34.11	\$ 13.00	\$ 8.00	0.17	\$ 21.17
Fall River	\$ 23.95	0.36	\$ 24.31	\$ 9.50	\$ 7.00	0.36	\$ 26.90	0.36	\$ 27.26	\$ 10.00	\$ 8.00	0.36	\$ 18.36
Falmouth	\$ 27.22	0.31	\$ 27.53	\$ 13.00	\$ 7.00	0.31	\$ 30.02	0.29	\$ 30.31	\$ 14.00	\$ 8.00	0.29	\$ 22.29
Freetown	\$ 23.61	0.24	\$ 23.85	\$ 10.50	\$ 7.00	0.24	\$ 26.10	0.24	\$ 26.34	\$ 11.00	\$ 8.00	0.24	\$ 19.24
Gardner	\$ 19.48	0.08	\$ 19.56	\$ 11.00	\$ 7.00	0.08	\$ 21.35	0.08	\$ 21.43	\$ 11.00	\$ 8.00	0.08	\$ 19.08
Gloucester	\$ 21.93	0.20	\$ 22.13	\$ 13.00	\$ 7.00	0.20	\$ 22.71	0.19	\$ 22.90	\$ 13.00	\$ 8.00	0.19	\$ 21.19
Granby	\$ 20.93	0.73	\$ 21.66	\$ 8.75	\$ 7.00	0.73	\$ 24.58	0.73	\$ 25.31	\$ 9.00	\$ 8.00	0.73	\$ 17.73
Greenfield	\$ 27.59	0.44	\$ 28.03	\$ 11.50	\$ 7.00	0.44	\$ 31.98	0.43	\$ 32.41	\$ 12.00	\$ 8.00	0.43	\$ 20.43
Groveland	\$ 32.22	0.59	\$ 32.81	\$ 9.50	\$ 7.00	0.59	\$ 37.63	0.57	\$ 38.20	\$ 10.00	\$ 8.00	0.57	\$ 18.57
Hanson	\$ 28.76	-	\$ 28.76	\$ 9.50	\$ 7.00	-	\$ 32.07	-	\$ 32.07	\$ 10.00	\$ 8.00	-	\$ 18.00
Harwich	\$ 27.20	0.36	\$ 27.56	\$ 12.50	\$ 7.00	0.36	\$ 29.33	0.33	\$ 29.66	\$ 13.00	\$ 8.00	0.33	\$ 21.33
Hatfield	\$ 18.32	0.86	\$ 19.18	\$ 6.50	\$ 7.00	0.86	\$ 21.91	0.88	\$ 22.79	\$ 7.00	\$ 8.00	0.88	\$ 15.88
Haverhill	\$ 31.03	0.08	\$ 31.11	\$ 8.00	\$ 7.00	0.08	\$ 36.52	0.08	\$ 36.60	\$ 8.50	\$ 8.00	0.08	\$ 16.58
Holyoke	\$ 17.85	0.34	\$ 18.19	\$ 5.50	\$ 7.00	0.34	\$ 21.47	0.34	\$ 21.81	\$ 5.50	\$ 8.00	0.34	\$ 13.84
Lancaster	\$ 26.75	0.53	\$ 27.28	\$ 8.00	\$ 7.00	0.53	\$ 31.01	0.52	\$ 31.53	\$ 8.50	\$ 8.00	0.52	\$ 17.02
Longmeadow	\$ 19.62	0.49	\$ 20.11	\$ 8.00	\$ 7.00	0.49	\$ 23.08	0.48	\$ 23.56	\$ 8.50	\$ 8.00	0.48	\$ 16.98
Lowell	\$ 35.74	0.09	\$ 35.83	\$ 12.00	\$ 7.00	0.09	\$ 41.78	0.09	\$ 41.87	\$ 12.00	\$ 8.00	0.09	\$ 20.09
Manchester by the Sea	\$ 20.87	0.24	\$ 21.11	\$ 10.00	\$ 7.00	0.24	\$ 23.58	0.24	\$ 23.82	\$ 10.50	\$ 8.00	0.24	\$ 18.74
Merrimack	\$ 27.35	0.40	\$ 27.75	\$ 10.25	\$ 7.00	0.40	\$ 30.74	0.39	\$ 30.74	\$ 11.00	\$ 8.00	0.39	\$ 19.39
Milton	\$ 23.95	0.11	\$ 24.06	\$ 7.50	\$ 7.00	0.11	\$ 27.28	0.11	\$ 27.39	\$ 7.50	\$ 8.00	0.11	\$ 15.61
Montague	\$ 35.87	0.46	\$ 36.33	\$ 9.00	\$ 7.00	0.46	\$ 43.84	0.47	\$ 44.31	\$ 9.50	\$ 8.00	0.47	\$ 17.97
New Bedford	\$ 23.91	0.20	\$ 24.11	\$ 10.50	\$ 7.00	0.20	\$ 26.95	0.20	\$ 27.15	\$ 11.00	\$ 8.00	0.20	\$ 19.20
Newbury	\$ 23.44	0.41	\$ 23.85	\$ 10.25	\$ 7.00	0.41	\$ 32.98	0.40	\$ 33.38	\$ 11.00	\$ 8.00	0.40	\$ 19.40
Newburyport	\$ 26.42	0.86	\$ 27.28	\$ 10.25	\$ 7.00	0.86	\$ 26.42	0.85	\$ 27.27	\$ 11.00	\$ 8.00	0.85	\$ 19.85

COMCAST FCC FORMS 1240  
Exhibit 1-2

Town	Most Recently Approved MPR & FRC				Prior Rate Charged				PROPOSED MPR & FRC				Current Rate Charged			
	MPR	FRC	Total		Rate	BTV Fee	FRC	Total	MPR	FRC	Total		Rate	BTV Fee	FRC	Total
Northampton	\$ 18.74	\$ 0.66	\$ 19.40		\$ 6.50	\$ 7.00	\$ 0.66	\$ 14.16	\$ 22.24	\$ 0.64	\$ 22.88		\$ 7.00	\$ 8.00	\$ 0.64	\$ 15.64
Norton	\$ 26.07	\$ 0.08	\$ 26.15		\$ 12.50	\$ 7.00	\$ 0.08	\$ 19.58	\$ 28.84	\$ 0.08	\$ 28.92		\$ 13.00	\$ 8.00	\$ 0.08	\$ 21.08
Orleans	\$ 23.47	\$ 0.12	\$ 23.59		\$ 7.00	\$ 7.00	\$ 0.12	\$ 14.12	\$ 26.13	\$ 0.11	\$ 26.24		\$ 7.50	\$ 8.00	\$ 0.11	\$ 15.61
Palmer	\$ 24.22	\$ 0.30	\$ 24.52		\$ 12.00	\$ 7.00	\$ 0.30	\$ 19.30	\$ 27.86	\$ 0.30	\$ 28.16		\$ 12.00	\$ 8.00	\$ 0.30	\$ 20.30
Peabody	\$ 24.99	\$ 0.63	\$ 25.62		\$ 12.50	\$ 7.00	\$ 0.63	\$ 20.13	\$ 27.09	\$ 0.60	\$ 27.69		\$ 13.00	\$ 8.00	\$ 0.60	\$ 21.60
Pelham	\$ 24.85	-	\$ 24.85		\$ 12.50	\$ 7.00	-	\$ 19.50	\$ 28.64	-	\$ 28.64		\$ 13.00	\$ 8.00	-	\$ 21.00
Plainville	\$ 28.03	\$ 0.31	\$ 28.34		\$ 12.00	\$ 7.00	\$ 0.31	\$ 19.31	\$ 30.43	\$ 0.30	\$ 30.73		\$ 12.50	\$ 8.00	\$ 0.30	\$ 20.80
Provincetown	\$ 26.46	\$ 0.46	\$ 26.92		\$ 9.25	\$ 7.00	\$ 0.46	\$ 16.71	\$ 29.06	\$ 0.39	\$ 29.45		\$ 9.50	\$ 8.00	\$ 0.39	\$ 17.89
Quincy	\$ 29.03	\$ 0.01	\$ 29.04		\$ 7.50	\$ 7.00	\$ 0.01	\$ 14.51	\$ 33.50	\$ 0.01	\$ 33.51		\$ 7.50	\$ 8.00	\$ 0.01	\$ 15.51
Rehoboth	\$ 25.87	\$ 0.72	\$ 26.59		\$ 10.50	\$ 7.00	\$ 0.72	\$ 18.22	\$ 29.28	\$ 0.71	\$ 29.99		\$ 11.00	\$ 8.00	\$ 0.71	\$ 19.71
Rockport	\$ 22.33	\$ 0.21	\$ 22.54		\$ 12.00	\$ 7.00	\$ 0.21	\$ 19.21	\$ 23.81	\$ 0.20	\$ 24.01		\$ 12.50	\$ 8.00	\$ 0.20	\$ 20.70
Salem	\$ 29.44	\$ 0.01	\$ 29.45		\$ 12.50	\$ 7.00	\$ 0.01	\$ 19.51	\$ 32.79	\$ 0.01	\$ 32.80		\$ 13.00	\$ 8.00	\$ 0.01	\$ 21.01
Saugus	\$ 21.16	\$ 0.48	\$ 21.64		\$ 7.75	\$ 7.00	\$ 0.48	\$ 15.23	\$ 23.71	\$ 0.24	\$ 23.95		\$ 8.00	\$ 8.00	\$ 0.24	\$ 16.24
Schuette	\$ 25.25	\$ 0.05	\$ 25.30		\$ 9.00	\$ 7.00	\$ 0.05	\$ 16.05	\$ 28.57	\$ 0.05	\$ 28.62		\$ 9.50	\$ 8.00	\$ 0.05	\$ 17.55
Sharon	\$ 26.87	\$ 0.51	\$ 27.38		\$ 10.50	\$ 7.00	\$ 0.51	\$ 18.01	\$ 30.92	\$ 0.50	\$ 31.42		\$ 11.00	\$ 8.00	\$ 0.50	\$ 19.50
Somerset	\$ 27.81	\$ 0.54	\$ 28.35		\$ 12.50	\$ 7.00	\$ 0.54	\$ 20.04	\$ 32.73	\$ 0.54	\$ 33.27		\$ 13.00	\$ 8.00	\$ 0.54	\$ 21.54
South Hadley	\$ 17.95	\$ 0.44	\$ 18.39		\$ 5.00	\$ 7.00	\$ 0.44	\$ 12.44	\$ 21.85	\$ 0.43	\$ 22.28		\$ 5.50	\$ 8.00	\$ 0.43	\$ 13.93
Southwick	\$ 20.71	\$ 0.17	\$ 20.88		\$ 8.75	\$ 7.00	\$ 0.17	\$ 15.92	\$ 24.24	\$ 0.16	\$ 24.40		\$ 9.00	\$ 8.00	\$ 0.16	\$ 17.16
Springfield	\$ 17.63	-	\$ 17.63		\$ 5.00	\$ 7.00	-	\$ 12.00	\$ 21.21	-	\$ 21.21		\$ 5.50	\$ 8.00	-	\$ 13.50
Sunderland	\$ 18.60	\$ 0.05	\$ 18.65		\$ 6.75	\$ 7.00	\$ 0.05	\$ 13.80	\$ 22.15	\$ 1.00	\$ 23.15		\$ 7.00	\$ 8.00	\$ 1.00	\$ 16.00
Swansea	\$ 25.88	\$ 0.17	\$ 26.05		\$ 12.50	\$ 7.00	\$ 0.17	\$ 19.67	\$ 27.79	\$ 0.16	\$ 27.95		\$ 13.00	\$ 8.00	\$ 0.16	\$ 21.16
Templeton	\$ 38.18	-	\$ 38.18		\$ 9.00	\$ 7.00	-	\$ 16.00	\$ 44.22	\$ 0.37	\$ 44.59		\$ 9.50	\$ 8.00	\$ 0.37	\$ 17.87
Ware	\$ 24.65	\$ 0.57	\$ 25.22		\$ 12.00	\$ 7.00	\$ 0.57	\$ 19.57	\$ 28.63	\$ 0.55	\$ 29.18		\$ 12.00	\$ 8.00	\$ 0.55	\$ 20.55
Warren	\$ 28.58	\$ 0.75	\$ 29.33		\$ 12.00	\$ 7.00	\$ 0.75	\$ 19.75	\$ 31.48	\$ 0.71	\$ 32.19		\$ 12.00	\$ 8.00	\$ 0.71	\$ 20.71
Wellesfleet	\$ 25.86	\$ 0.11	\$ 25.97		\$ 9.25	\$ 7.00	\$ 0.11	\$ 16.36	\$ 29.01	\$ 0.10	\$ 29.11		\$ 9.50	\$ 8.00	\$ 0.10	\$ 17.60
West Bridgewater	\$ 23.19	\$ 0.04	\$ 23.23		\$ 9.50	\$ 7.00	\$ 0.04	\$ 16.54	\$ 24.74	\$ 0.04	\$ 24.78		\$ 10.00	\$ 8.00	\$ 0.04	\$ 18.04
West Springfield	\$ 18.02	\$ 0.26	\$ 18.28		\$ 5.25	\$ 7.00	\$ 0.26	\$ 12.51	\$ 21.95	\$ 0.27	\$ 22.22		\$ 5.50	\$ 8.00	\$ 0.27	\$ 13.77
Westfield	\$ 18.09	-	\$ 18.09		\$ 5.25	\$ 7.00	-	\$ 12.25	\$ 21.92	-	\$ 21.92		\$ 5.50	\$ 8.00	-	\$ 13.50
Westhampton	\$ 18.33	-	\$ 18.33		\$ 6.50	\$ 7.00	-	\$ 13.50	\$ 21.87	-	\$ 21.87		\$ 7.00	\$ 8.00	-	\$ 15.00
Weymouth	\$ 26.00	\$ 0.27	\$ 26.27		\$ 9.25	\$ 7.00	\$ 0.27	\$ 16.52	\$ 29.75	\$ 0.27	\$ 30.02		\$ 9.50	\$ 8.00	\$ 0.27	\$ 17.77
Whitman	\$ 22.89	\$ 0.62	\$ 23.51		\$ 8.00	\$ 7.00	\$ 0.62	\$ 15.62	\$ 25.32	\$ 0.61	\$ 25.93		\$ 8.50	\$ 8.00	\$ 0.61	\$ 17.11
Williamsburg	\$ 19.23	-	\$ 19.23		\$ 7.00	\$ 7.00	-	\$ 14.00	\$ 22.98	-	\$ 22.98		\$ 7.00	\$ 8.00	-	\$ 15.00
Winthrop	\$ 34.86	-	\$ 34.86		\$ 12.50	\$ 7.00	-	\$ 19.50	\$ 39.40	-	\$ 39.40		\$ 12.50	\$ 8.00	-	\$ 20.50
Yarmouth	\$ 26.16	\$ 0.30	\$ 26.46		\$ 12.50	\$ 7.00	\$ 0.30	\$ 19.80	\$ 28.20	\$ 0.27	\$ 28.47		\$ 13.00	\$ 8.00	\$ 0.27	\$ 21.27



COMCAST FCC FORMS 1240  
Exhibit 1-2

COMCAST FCC FORM 1205		Town		Most Recently Approved MPR & FRC		Prior Rate Charged		PROPOSED MPR & FRC		Current Rate Charged		Total			
		MPR	FRC	Total	Rate	BTV Fee	FRC	Total	MPR	FRC	Total	Rate	BTV Fee	FRC	Total
Equipment Rates		Most Recently Approved MPRs	Previous Rates Charged	Current Proposed MPRs	Rates Charged as of January 1, 2018										
Hourly Service Charge*		\$35.21	\$35.20	\$50.26	\$40.00										
Installation-Unwired Home (within 125 feet)		\$29.46	\$29.00	\$48.59	\$40.00										
Installation-Prewired Home (within 125 feet)		\$30.06	\$29.00	\$46.08	\$40.00										
Installation Additional Outlet-Connect Initial		\$14.08	\$14.05	\$22.62	\$7.25										
Installation Additional Outlet-Connect Separate		\$31.61	\$31.55	\$45.24	\$35.00										
Other Installation-Relocate Outlet-Initial		\$14.13	\$14.10	\$0.00	\$0.00										
Other Installation-Relocate Outlet-Separate		\$30.72	\$30.70	\$0.00	\$0.00										
Other Installation-Upgrade (non-addressable)		\$29.08	\$29.05	\$40.21	\$40.00										
Other Installation-Downgrade (non-addressable)		\$13.22	\$13.20	\$18.85	\$17.50										
Other Installation-Upgrade/Downgrade (addressable)		\$1.99	\$0.00	\$1.99	\$0.00										
Connect Customer Owned Equipment-Connect Initial		\$8.02	\$8.00	\$12.15	\$11.00										
Connect Customer Owned Equipment-Connect Separate		\$20.27	\$20.25	\$34.77	\$32.00										
Remote Control (All Units)		\$0.25	\$0.18	\$0.36	\$0.18										
Converter Box 1 (Basic Service Only)		\$1.88	\$1.00	\$1.84	\$1.00										
HD Converter Box 1 (Basic Service Only)		\$1.88	\$1.80	\$1.84	\$1.80										
Converter Box 2 (All Others Excluding Basic Only and DTA)		\$3.73	\$2.50	\$3.21	\$2.50										
Converter Box 3 (DTA)		\$1.54	\$0.50	\$1.19	\$0.50										
CableCARD (1st card any device)		\$0.00	\$0.00	\$0.00	\$0.00										
CableCARD (2nd card same device)		\$0.67	\$0.65	\$0.67	\$0.60										
Customer Trouble Call		\$36.96	\$36.95	\$42.58	\$39.00										
Activate Pre-Existing Outlet-Initial		\$5.63	\$5.60	\$0.00	\$0.00										
Activate Pre-Existing Outlet-Separate		\$22.53	\$22.50	\$0.00	\$0.00										

\* Non-standard installations are based on the hourly service charge times actual time spent on the activity

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D.T.C. 1-3

Referring to Comcast's FCC Form 1205 documentation filed with the Department on September 29, 2017, Comcast indicates that it is switching from using companywide data to regional cost data for the preparation of the company's FCC Form 1205. Please provide a detailed narrative explaining:

- a. The rationale behind the change from a companywide filing to a regional filing.
- b. What prompted Comcast to change its filing level from companywide to regional?
- c. What geographical level or levels does the regional level encompass in the 2017 FCC Form 1205?
- d. Did Comcast separate operating costs attributable to regional operations from those operating costs attributable to national operations? If yes, please provide and explain the methodology. If this is not the case, please explain why those costs were not separated.

RESPONSE:

- a. The rationale for changing from a companywide filing to a regional filing is that Comcast's installation and equipment rates for video are only regulated in eighty-four (84) communities within the Commonwealth of Massachusetts. The regional filing provides a more relevant matching of the time and cost for those activities in Massachusetts and minimizes the burden of unnecessarily collecting and analyzing data from areas no longer subject to rate regulation.
- b. See response to D.T.C 1-3 (a) above.
- c. The regions that are included in the filing are Comcast's Greater Boston and Western New England regions. These regions were selected because Comcast's 84 regulated communities in Massachusetts fall in one of these two regions. These two regions also include non-regulated communities in the following states: Massachusetts, Connecticut, Maine, New Hampshire, New York and Vermont.
- d. The only operating costs included were from the two regions mentioned above in response to D.T.C. 1-3 (c).

RESPONSIBLE WITNESS: Joseph Lance

Commonwealth of Massachusetts  
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D.T.C. 1-4

Referring to FCC Form 1205, Comcast indicates that while the cost data is prepared with information from the regional level, the installation and maintenance hours are from all regions. Please provide a detailed narrative explaining:

- a. Why did Comcast opt to report the installation and maintenance hours at a different geographical level than cost data?
- b. Why did Comcast assign national information on installation and maintenance hours to regional costs? Provide a detailed methodology.

RESPONSE:

- a. The inconsistency identified here was an inadvertent mistake in the first paragraph of the submitted 2016 Annual Filing – FCC Form 1205 Preparation Document, where we erroneously referred to “company-wide” data. In fact, Comcast did not opt to report installation and maintenance hours at a different level than cost data. Cost data and maintenance hours were both obtained from the Greater Boston and Western New England regions and not from company-wide data.
- b. Please see attached the revised 2016 Annual Filing – FCC Form 1205 Preparation Document (Exhibit 1-4).

RESPONSIBLE WITNESS: Joseph Lance

**COMCAST CABLE COMMUNICATIONS, LLC**  
**2016 ANNUAL FILING - FCC FORM 1205**  
**PREPARATION DOCUMENTATION**

This memo will serve to document, in general terms, the steps and methodologies behind the preparation of FCC Form 1205 for systems owned and managed by Comcast Cable Communications, LLC ("Comcast"). Comcast has chosen to aggregate its equipment costs at the regional level as provided by the Federal Communication Commission's Report and Order released June 7, 1997 (DA 96-57). The cost data included in the 2016 Form 1205 was obtained from the books and records at the regional level of Comcast as of December 31, 2016. The average hours per installation, costs and hours of installation and maintenance of customer equipment were based upon information received from Comcast's Greater Boston and Western New England regions.

**SCHEDULE A -- CAPITAL COSTS OF SERVICE INSTALLATION  
AND MAINTENANCE OF EQUIPMENT AND PLANT**

- Line A Represents the types of equipment necessary for installation and maintenance of cable facilities such as vehicles and tools.
- Line B Gross book value was taken from the books and records of Comcast at December 31, 2016.
- Line C Accumulated depreciation was taken from the books and records of Comcast at December 31, 2016.
- Line D Deferred tax balances were calculated by multiplying the difference between the net book value and the net tax value by the sum of the Federal income tax rate (35%) and the applicable state income tax rate (net of the Federal income tax benefit). Assets identified at the regional level use a weighted average state tax rate (8.25%) for this calculation. Net tax value was calculated using gross tax value minus accumulated tax depreciation.
- Line G4a Represents interest expense for Comcast Corporation taken from the company's 10K for the year ended December 31, 2016.
- Line G4b Represents total net assets of Comcast Corporation taken from the company's 10K for the year ended December 31, 2016. Total net assets equal total assets less total current assets and goodwill.
- Line J Represents annual depreciation expense. Depreciation expense was taken from the books and records of Comcast at December 31, 2016.

## SCHEDULE B -- ANNUAL OPERATING EXPENSES FOR SERVICE INSTALLATION AND MAINTENANCE OF EQUIPMENT AND PLANT

Schedule B lists annual operating expenses (excluding depreciation) for installation and maintenance of all cable facilities in Comcast's Greater Boston and Western New England regions for the year ended December 31, 2016. Such expenses were obtained from the books and records of Comcast at December 31, 2016 and are summarized as follows:

### Schedule B

Salaries & Benefits

Supplies

Other 1

Other 2

### Schedule B Analysis

Salaries, Commissions, Employee Benefits, and  
Payroll Taxes

Operating Supplies

Contract Labor, Converter Maintenance and Repair

Vehicle Expense Gas and Oil, Vehicle Expense

Maintenance and Rentals/Lease Expense

## SCHEDULE C -- CAPITAL COSTS OF LEASED CUSTOMER EQUIPMENT

- Line A Represents customer equipment for which there is a separately calculated charge. The following items of equipment will have a separately calculated charge: converters for "basic-only" customers; converters for customers receiving a level of service above the basic tier including Digital, HDTV-capable and DVR-capable converters; CableCARDS; Digital Terminal Adapters (DTA); and remotes.
- Line B Represents total maintenance and service hours for remotes and converters. Hours were obtained from regional personnel based on service call reports and the system management's experience in performing various maintenance/service activities. If the region utilized contract labor, those hours were included. Such hours were then allocated 5% to remotes and 95% to converters. Please refer to Schedule C Attachment for actual calculation.
- Line D Gross book value was taken from the books and records of Comcast at December 31, 2016. Items such as remotes, digital converters, digital video recorders, HDTV-capable converters, Digital Terminal Adapters and CableCARDS are included on this line.
- Line E Accumulated depreciation was taken from the books and records of Comcast at December 31, 2016.
- Line F Deferred tax balances were calculated by multiplying the difference between the net book value and the net tax value by the sum of the Federal income tax rate (35%) and the applicable state income tax rate (net of the Federal income tax benefit). Assets identified at the regional level use a weighted average state tax rate (8.25%) for this calculation. Net tax value was calculated using gross tax value minus accumulated tax depreciation.
- Line J Current provision for depreciation was taken from the books and records of Comcast at December 31, 2016.

## **SCHEDULE D -- AVERAGE HOURS PER INSTALLATION**

Schedule D includes the average hours for installations. The average times were based on the regions' experience in actually performing such activities in 2016 and represent a weighted average time that includes both in-house and contractor installation times.

### **WORKSHEET FOR CALCULATING PERMITTED EQUIPMENT AND INSTALLATION CHARGES STEP A -- HOURLY SERVICE CHARGE**

- Line 4 Represents the estimated percentage of the costs reported on Schedules A and B that relate directly to regulated installations and maintenance of customer equipment.
- Line 5 Represents the estimated amount of costs related to installation and maintenance of regulated customer equipment.
- Line 6 Represents an estimate of the total number of person hours that were spent on maintenance of regulated customer equipment and service installations in 2016, including contract labor.

### **STEP F -- CHARGES FOR CHANGING SERVICE TIERS OR EQUIPMENT**

- Line 36b Represents the average hours for changing service tiers or equipment and equals the same number of hours listed for upgrade of service (requiring service call) at Schedule D, Item 2.

### **WORKSHEET FOR CALCULATING TOTAL EQUIPMENT AND INSTALLATION COSTS**

This worksheet has not been completed since this is the annual filing of Form 1205, and not a Form 1205 being filed in conjunction with FCC Form 1200, 1220, or 1225 for the purpose of establishing cable service rates. Please refer to the instructions to FCC Form 1205, page 21.

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D.T.C. 1-5 Referring to Comcast's 2017 FCC Form 1205, provide a detailed narrative explaining the increase in the hourly service charge ("HSC") from \$35.21 on the 2016 FCC Form 1205 to \$50.26 on the 2017 FCC Form 1205.

RESPONSE:

The following are the primary drivers of the increase in the hourly service charge:

- a. The transition from a company-wide to a regionally prepared FCC Form 1205. The company-wide form consisted of gathering the costs and the hours from fifteen separate regions vs. the current form of having just two comparatively high cost regions.
- b. The inclusion of the following new expenses: inventory related costs, cell phone charges, collision and accident repair, and GPS devices.
- c. Increased costs per task associated with contract labor and personnel.
- d. Adjustment to annual non-productive hours based on revised guidance, primarily increased technician training hours.
- e. Decreased hours spent on regulated activities.

RESPONSIBLE WITNESS: Joseph Lance

Commonwealth of Massachusetts  
Department of Telecommunications and Cable  
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D.T.C. 1-6

Please provide complete and detailed documentation supporting the retransmission consent costs included in both the true-up period and projected period on the FCC Form 1240 for each rate-regulated Massachusetts franchise. As a part of Comcast's response, include a list of each channel electing retransmission consent fees and the amount of each such fee.

**(REDACTED)**

RESPONSE:

Please see the attached summary (Exhibit 1-6 -Redacted) supporting the retransmission consent fee costs included in both the true-up period and projected period on the FCC Forms 1240 for each regulated Massachusetts franchise.

RESPONSIBLE WITNESS: James Gray



Commonwealth of Massachusetts  
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D.T.C. 1-7

Please provide a detailed narrative explaining the increases in retransmission costs (FCC Form 1240, Worksheet 7, Line 702) from the 2016 FCC Form 1240 to the 2017 FCC Form 1240 for the respective projected periods. In your response, please identify the cause of the increases in retransmission costs. Additionally, indicate any statewide methodology for calculating retransmission consent costs and any franchise-specific methodologies.

RESPONSE:

Increases in retransmission costs are driven primarily by contractual increases in the rate per subscriber charged by each broadcast owner. There are no statewide nor franchise-specific methodologies regarding the calculation of retransmission costs. Retransmission consent fees are calculated on a per subscriber basis for the particular broadcast signals carried in particular communities.

RESPONSIBLE WITNESS: James Gray

Commonwealth of Massachusetts  
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D.T.C. 1-8

Please provide an update to the status of the Attleboro license. The Attleboro FRC sheet shows \$0.00 for the 2017 projected period. Please provide a detailed narrative explaining the reasoning for the Attleboro FRC showing \$0.00. Please provide a detailed narrative including but not limited to the following:

- a. Is Comcast continuing its payments as a holdover from the prior license?
- b. If yes, do those payments only represent capital costs?
- c. Is Comcast continuing to make franchise fee payments?

RESPONSE:

Comcast's license with Attleboro was renewed for a 10 year term effective 7/15/16. The FRC was reduced to zero due to the fact that there are no obligations requiring an FRC in the new license. Comcast does continue to make franchise fee payments to the Town.

RESPONSIBLE WITNESS: Mark Renaud

Commonwealth of Massachusetts  
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D.T.C. 1-9

Please provide an update as to the status of the license renewal in each of the following communities. If renewed, please provide the effective date of renewal.

- a. Quincy
- b. Dracut
- c. Rockport
- d. Manchester by the Sea
- e. Merrimack
- f. Southwick

RESPONSE:

- a. The Quincy license has not been renewed yet. This is in active negotiations and we anticipate a renewal in the near future.
- b. The Dracut license was renewed effective October 1, 2017 for a term of 10 years.
- c. The Rockport license was renewed effective December 1, 2017 for a term of 10 years.
- d. The Manchester by the Sea license was renewed effective November 1, 2017 for a term of 10 years.
- e. The Merrimack license has not been renewed, but is in active negotiations.
- f. The Southwick license was renewed effective September 30, 2017 for a term of 5 years.

RESPONSIBLE WITNESS: Mark Renaud

Commonwealth of Massachusetts  
Department of Telecommunications and Cable  
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D.T.C. 1-10

Please provide a detailed explanation as to why the Amherst FRC sheet for the projected period does not reflect the newly signed license in Amherst.

RESPONSE:

The Amherst license was renewed effective 10/16/16. This renewal happened subsequent to our 2016 filing so the FRC sheet for that filing did not reflect this renewal. However, for the 2017 filing the FRC sheet reflects the latest license.

RESPONSIBLE WITNESS: Mark Renaud

Commonwealth of Massachusetts  
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D.T.C. 1-11

Please provide a detailed explanation as to the increase in the Deerfield FRC. In the response, please clarify whether the increase in FRC can be attributed to the new license, or if there are other direct or indirect causes for the increase. Also, please provide the signature and effective date of the license, and the date of the \$50,000 payment as well as the source for this payment. Specify the party that made the payment and the party that received the payment.

RESPONSE:

Comcast and the Town of Deerfield executed a renewal license for a term of ten years on November 29, 2016 (signature date) which was effective on December 12, 2016. The increase in the FRC can be attributed to this new license. The existing FRC in Deerfield had previously been reduced as capital obligations from the prior license had been fully satisfied.

The payment of the \$50,000 was made in compliance with Section 6.5 of the Renewal License which called for a \$50,000 payment to be provided within sixty (60) days of effective date of the license. Comcast made this payment on December 15, 2016 (Check # 210056833). The Payee was the Town of Deerfield. The check cleared Comcast's bank on January 26, 2017.

RESPONSIBLE WITNESS: Mark Renaud

Commonwealth of Massachusetts  
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D.T.C. 1-12

Several communities in Southeastern Massachusetts had WPRI removed from their respective channel lineups. Is this removal of WPRI related to a Designated Market Area (DMA) issue or is there another direct or indirect cause for the removal?

RESPONSE:

Comcast ceased carriage of WPRI, the CBS affiliate for the Providence/New Bedford DMA, from communities that are assigned to the Boston DMA during the true-up period. The primary reason for the decision to drop this station was related to the required retransmission consent fees for continued out-of-market carriage of WPRI. Comcast did not agree to pay these fees for an "out-of-market" station, and therefore ceased carriage of WPRI.

RESPONSIBLE WITNESS: James Gray