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July 1, 2010

**BY EMAIL AND OVERNIGHT MAIL**

Catrice C. Williams  
Secretary  
Department of Telecommunications and Cable  
1000 Washington Street  
Boston, MA 02118-2218

Re: CoxCom, Inc., d/b/a Cox Communications New England  
D.T.C. 09-7

Dear Secretary Williams:

Enclosed please find for filing in the above matter an original and three (3) copies the Responses of Cox to the First Set of Information Requests of the Department, FCC Form 1240 requests 2-5, 8 and 9 and FCC Form 1205 requests 3 and 5.

Please note that Cox has included as an attachment to its response to FCC Form 1240 Information Request No. 9 an amended channel lineup for the true-up and projected periods.

Do not hesitate to contact me if the Department has any questions concerning this filing. Thank you for your assistance.

Sincerely yours,



Alan D. Mandl

Enclosures

cc: James Wettlaufer, Town of Holland  
Betsy Whittey-Hearing Officer  
Service List

**COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF TELECOMMUNICATIONS AND CABLE**

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Tier Programming, Equipment and	)
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Docket No. D.T.C. 09-07

**RESPONSES OF COXCOM, INC., D/B/A COX COMMUNICATIONS NEW ENGLAND  
TO THE DEPARTMENT'S FIRST SET OF INFORMATION REQUESTS**

***FCC Form 1240***

**INFORMATION REQUEST NO. 2:**

Regarding "Module D: Calculating the Base Rate," explain:

(a) The driving factor(s) for the increase in the Current True-Up Segment (line D6) from \$.3255 (as reported by Cox last year) to \$.5929 (as reported by Cox this year); and

(b) The driving factor(s) for the decrease in the Current Inflation Segment (line D7) from \$.2539 (as reported by Cox last year) to \$.1083 (as reported by Cox this year).

**RESPONSE:**

(a) The Current True-Up Segment (line D6) is dependent upon the prior year's filing of the True-Up Segment For the Projected Period (line I8). The calculation is based on the FCC's formula by dividing the portion of the Total True-Up Adjustment which is elected to be passed through in the Projected Period (line H14) by the Estimated Average Subscribership for The Projected Period in B3 and by 12 for the number of months in the Projected Period. In the instant filing the increase was driven by the difference of the actual rate charged (\$10.27) and the maximum permitted rate allowed (\$11.23).

(b) Current Inflation Segment (line D7) is dependent upon the prior year's filing of the Inflation Segment for the Projected Period (line I4). The calculation is based on the FCC's formula by multiplying the Current FCC Inflation Factor (line C5) then subtracting out the Projected Period Rate Eligible For Inflation (line I4). Inflation Factors used come directly from the FCC's website (<http://www.fcc.gov/mb/csinflat.html>).

**RESPONSIBLE PERSON:** Mike Patrie

**DATE:** June 30, 2010

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*FCC Form 1240*

**INFORMATION REQUEST NO. 3:**

Regarding "Module F: Maximum Permitted Rate For True-Up Period 1," explain the driving factor(s) for the increase in the True-Up Segment for True-Up Period 1 (line F8) from \$.3204 (as reported by Cox last year) to \$.5943 (as reported by Cox this year).

**RESPONSE:**

Part of the calculation includes the True-Up Period 1 Adjustment (line H3) which is the difference in the actual rate charged (\$10.27) and the Maximum Permitted Rate allowed (\$11.23). Since Cox did not increase its basic rate, the filing allows for Cox to recognize and be compensated for the undercharge; consequently the increase in Line F8 went from \$.3204 to \$.5943.

**RESPONSIBLE PERSON:** Mike Patrie

**DATE:** June 30, 2010

**COMMONWEALTH OF MASSACHUSETTS  
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*FCC Form 1240*

**INFORMATION REQUEST NO. 4:**

Regarding "Module H: True-Up Adjustment Calculation," explain the driving factor(s) for the increase in:

(a) The Revenue From Max Permitted Rate for Period 1 (line H2) from \$127,779.5013 (as reported by Cox last year) to \$132,640.2733 (as reported by Cox this year);

(b) The True-Up Period 1 Adjustment (line H3) from \$6,305.9413 (as reported by Cox last year) to \$11,074.2833 (as reported by Cox this year); and

(c) The Interest on Period 1 Adjustment (line H4) from \$729.3708 (as reported by Cox last year) to \$1,280.8966 (as reported by Cox this year).

**RESPONSE:**

(a) Module H compares the rates from Modules F and G with the rates in effect during the True-Up Period and calculates the related overcharges or undercharges. The Revenue is calculated as Maximum Permitted Rate for the True-Up period (line F9) multiplied by the Average Subscribership For True-Up Period 1 (line B1) multiplied by the Number of Months in the True-Up Period 1 (line E2). The Maximum Permitted Rate increased for the instant filing, driving the Revenue From Maximum Permitted Rate up.

(b) The True-Up Period 1 Adjustment (line H3) is the difference of the actual rate charged (\$10.27) and the Maximum Permitted Rate allowed (\$11.23) during the True-Up period per average sub. The Adjustment is higher this year because Cox chose not to increase its basic service rate.

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**RESPONSE TO FCC FORM 1240 INFORMATION REQUEST NO. 4 (continued)**

(c) The increase in Interest on Period 1 Adjustment (line H4) from \$729.3708 to \$1280.8966 is directly related to answer (b) above. Since the basic service rate did not change and the True-Up Period 1 Adjustment increased, the interest was calculated on a higher Adjustment amount.

**RESPONSIBLE PERSON:** Mike Patrie  
**DATE:** June 30, 2010

**COMMONWEALTH OF MASSACHUSETTS  
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**RESPONSES OF COXCOM, INC., D/B/A COX COMMUNICATIONS NEW ENGLAND  
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*FCC Form 1240*

**INFORMATION REQUEST NO. 5:**

Regarding "Module I: New Maximum Permitted Rate," explain the driving factor(s) for the changes in:

(a) The Channel Movement Deletion Segment For Projected Period (line I3) from (\$2.0911) (as reported by Cox last year) to (\$3.1845) (as reported by Cox this year); and

(b) The Max Permitted Rate for Projected Period (line I9) from \$11.2348 (as reported by Cox last year) to \$10.6308 (as reported by Cox this year).

**RESPONSE:**

(a) In October, 2009, WUNI and CSPAN2 were deleted from the basic lineup. The residual value of each channel (\$.5467) calculated from Worksheet 4 was added to prior year's Channel Movement Deletion Segment for the Projected Period Worksheet 5 (previous period) to reflect the cost of deleting these two channels.

(b) The Max Permitted Rate for the Projected Period this year decreased due the residual cost associated with deleting WUNI and CSPAN2 (\$1.0934), and by the off-setting increase in True-Up Segment For the current Projected Period Line I8 (\$0.4475).

**RESPONSIBLE PERSON:** Mike Patrie

**DATE:** June 30, 2010

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***FCC Form 1240***

**INFORMATION REQUEST NO. 8:**

Regarding Cox's attachment to Form 1240 "Monthly Subscriber Costs" for True Up Period 1 (10/01/08 – 09/30/09) and Projected Period (4/01/10 – 03/31/11):

(a) Explain the reasons for the change in the basic programming rate from \$0.5856 to \$0.6206 for True Up Period 1;

(b) Explain the reasons for the change in the basic copyright rate from \$0.1157 to \$0.1065 for True Up Period 1; and

(c) Explain the reasons for the change in the basic programming rate from \$0.6706 to \$0.7156 for the Projected Period.

**RESPONSE:**

(a) The change in the basic programming rate from \$0.5856 to \$0.6206 for True-Up Period I was due to annual program cost increases per contractual rates.

(b) The change in the basic copyright rate from \$0.1157 to \$0.1065 for True-Up Period I was due to a decrease in gross receipts from subscribers for secondary transmission services. The copyright payment is calculated by multiplying the gross receipts from secondary transmission services by .01013. The gross receipts for secondary transmission services for the 2008-2 copyright filing were \$2,592,027.18 and for the 2009-1 copyright filing were \$2,328,445.32. These dollars represent the amounts for the Enfield copyright filings. Holland is part of the Enfield copyright filing.

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**RESPONSE TO FCC FORM 1240 INFORMATION REQUEST NO. 8 (CONTINUED)**

(c) The change in the basic programming rate from \$0.6706 to \$0.7156 for the Projected Period was due to annual program cost increases per contractual rates.

**RESPONSIBLE PERSON:** Mike Patrie  
**DATE:** June 30, 2010



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***FCC Form 1240***

**INFORMATION REQUEST NO. 9:**

Regarding Cox's attachment to Form 1240 "Limited Basic Channel Line-Up," explain the reasons for:

- (a) switching Channels 2 and 3 from the True-Up Period to the Projected Period;
- (b) dropping "Hartford" from WSHM Ch. 3/CBS;
- (c) dropping "Springfield" from WGGB Ch. 40/ABC; and
- (d) dropping C-SPAN2 and WUNI Ch. 27/UNI/Boston.

**RESPONSE:**

(a) Cox's retransmission consent agreement requires us to place WSHM/CBS Springfield on channel 3. Effective June 13, 2009, Cox switched the WSHM with Cox Sports Television to meet this requirement.

(b) Cox will add "Hartford" to WSHM Ch. 3/CBS to the Limited Basic Channel Lineup attachment to Form 1240 and re-submit it as part of this response.

(c) Cox will add "Springfield" to WGGB Ch. 40/ABC to the Limited Basic Channel Lineup attachment to Form 1240 and re-submit it as part of this response.

(d) CSPAN2, was migrated from Limited Basic to Digital Limited Basic on October 7, 2009 to make room for more Hi Definition channels. Dropping CSPAN2 allows Cox to offer our customers more of what they have asked Cox to provide.

WUNI-TV (Boston): Holland carries 2 Univision stations, WUVN-TV (Hartford) and WUNI-TV (Boston). Cox's retransmission consent agreement only obligates us to carry one station;

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**RESPONSE TO FCC FORM 1240 INFORMATION REQUEST NO. 9 (CONTINUED)**

consequently, Univision recommended Cox to keep WUVN-TV (Hartford). Cox deleted WUNI-TV (Boston) from the channel lineup on October 7, 2009.

**RESPONSIBLE PERSON:** Mike Patrie  
**DATE:** June 30, 2010

# Cox Com Inc. d/b/a Cox Communications New England

Holland, Mass MA0321

Limited Basic Channel Line Up

True Up Period: 1 10/01/08 - 09/30/09

Projected Period: 04/01/10 - 03/31/11

10/01/08 - 09/30/09		04/01/10 - 03/31/11	
Channel - True-Up		#	Channel - Projected
2	WSHM Ch. 3/CBS/Hartford	2	Cox Sports Television
3	Cox Sports Television	3	WSHM Ch. 3/CBS/Hartford
5	WEDH Ch. 24/PBS/Hartford	5	WEDH Ch. 24/PBS/Hartford
6	WTIC Ch. 61/FOX/Hartford	6	WTIC Ch. 61/FOX/Hartford
7	WTNH Ch. 8/ABC/New Haven	7	WTNH Ch. 8/ABC/New Haven
8	QVC	8	QVC
9	MyTV9	9	MyTV9
10	WBZ Ch. 4/CBS/Boston	10	WBZ Ch. 4/CBS/Boston
11	WTXX Ch. 20/CW/Waterbury	11	WTXX Ch. 20/CW/Waterbury
12	TBS	12	TBS
13	CT-N	13	CT-N
14	WWLP Ch. 22/NBC/Springfield	14	WWLP Ch. 22/NBC/Springfield
15	Public Access	15	Public Access
16	WGBH Ch. 2/PBS/Boston	16	WGBH Ch. 2/PBS/Boston
17	WGBY Ch. 57/PBS/Springfield	17	WGBY Ch. 57/PBS/Springfield
18	WUVN Ch. 18/UVI/Hartford	18	WUVN Ch. 18/UVI/Hartford
19	TV Guide Channel	19	TV Guide Channel
20	WUNI Ch. 27/UNI/Boston	20	WGGB Ch. 40/ABC/Springfield
21	C-SPAN	21	C-SPAN
22	C-SPAN2		
23	WGGB Ch. 40/ABC/Springfield		
<b>21</b>	<b>Total Channels</b>	<b>19</b>	<b>Total Channels</b>

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***FCC Form 1205***

**INFORMATION REQUEST NO. 3:**

Regarding Schedule B ("Annual Operating Expenses For Service Installation and Maintenance of Equipment"), explain the factors driving the decreases in the amounts reported for "Salaries & Benefits" (line A), "Other 1" (line A), and the "Grand Total" (line B) in this year's filing as compared to last year's Form 1205 filing.

**RESPONSE:**

The decrease reported for "Salaries & Benefits" (Line A) is due to Company wide savings recognized from a reduction in workforce year over year. Decreases in "Other 1" (line A) were driven by a reduction in outside labor expenses related to year over year decreases in total installation and service calls.

**RESPONSIBLE PERSON:** Mike Patrie  
**DATE:** June 30, 2010

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***FCC Form 1205***

**INFORMATION REQUEST NO. 5:**

Regarding the "Worksheet For Calculating Permitted Equipment And Installation Charges" attached to Form 1205, explain the reasons for the decrease in:

- (a) Total Labor Hours (Step A, line 6) from 1,840,963 (as reported by Cox last year) to 1,590,462 (as reported this year by Cox); and
- (b) The number of non-addressable boxes (Step D, line 23) from 49,334 (as reported by Cox last year) to 47,380 (as reported this year by Cox).

**RESPONSE:**

(a)The decrease in labor hours is due to: the reduction in total installation and service calls resulting in the decrease (207,000 hrs) of in-house labor hours and the associated decrease (49,000 hrs) in outside labor.

(b)The number of non-addressable boxes in service is lower this year due to the digital transition and phase out of analog non-addressable boxes. Additionally, as stated in Cox's response to Information Request No. 4, Cox customers are shifting away from non-addressable boxes and replacing them with higher end addressable boxes (digital and HD).

**RESPONSIBLE PERSON:** Mike Patrie

**DATE:** June 30, 2010