

**STATE OF NORTH CAROLINA  
CHATHAM COUNTY**

Before the Chatham County Board of Commissioners

IN THE MATTER OF:

The Review of FCC-1240, FCC-1205, and  
FCC-1235 filings for Regulated Cable  
Service Provided by Time Warner Cable

)  
) Setting a 90 day Review Period,  
) Establishing an Accounting and Tolling  
Order  
)

**WHEREAS**, on October 2, 2001, Time Warner Cable submitted an FCC-1240 Updating Maximum Permitted Rates filing for Regulated Cable Service with Chatham County, Time Warner Cable's rate filing includes estimates for external costs, and costs associated with system upgrades it may incur during the period of January 1, 2002 through December 31, 2002, along with previous external costs from the "true up" period of January 1, 2001 through December 31, 2001 and Cable Network Upgrade expenses;

**WHEREAS**, the Federal Communications Commission has promulgated rate filing procedures that allow cable operators to estimate future external costs, and costs associated with system upgrades, and recover those projected costs utilizing the FCC-1240 filing process, performed annually;

**WHEREAS**, Chatham County is certified with the FCC to regulate basic cable service rates and services within Chatham County; and the FCC has assigned Chatham County with the responsibility of verifying that all elements of the Social Contract are fulfilled by the cable operator as they pertain to Chatham County; and,

**WHEREAS**, the FCC allows the franchising authority 90 days from the date of the filing in which to perform a review;

**WHEREAS**, in the event of an incomplete filing, any rate increase is tolled until such time the franchising authority is provided with a perfected filing.

**IT IS THEREFORE ORDERED:**

**THAT**, the time period in which Chatham County has to review Time Warner Cable's FCC-1240 rate filing is 90 days as allowed by the FCC;

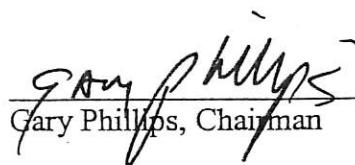
**THAT**, if the proposed rate goes into effect before the franchising authority issues its rate order,

the franchising authority shall have 12 months from the date the operator filed for the rate adjustment to issue its rate order, and

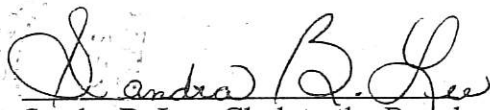
**THAT**, Time Warner Cable is directed to maintain a complete and accurate accounting of all expenses and revenues associated with the aforementioned FCC rate filings.

**ISSUED BY ORDER OF THE CHATHAM COUNTY BOARD OF COMMISSIONERS**

This the 15<sup>th</sup> day of October, 2001.

  
\_\_\_\_\_  
Gary Phillips, Chairman

ATTEST:

  
\_\_\_\_\_  
Sandra B. Lee, Clerk to the Board  
Chatham County

Deliver via Certified U.S. Mail to: Time Warner Cable

File copy to: Robert F. Sepe, Action Audits