



Control Number: 38909



Item Number: 5

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PROJECT NO. 38909

APPLICATION OF CEBRIDGE	§	PUBLIC UTILITY COMMISSION
ACQUISITION, L.P. D/B/A	§	
SUDDENLINK COMMUNICATIONS	§	OF TEXAS
TO AMEND ITS STATE-ISSUED	§	
CERTIFICATE OF FRANCHISE	§	
AUTHORITY	§	

COMMISSION STAFF'S RECOMMENDATION

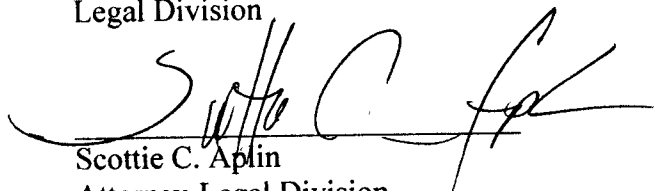
Commission Staff recommends approval of the application, based on the attached memorandum of Gordon Van Sickle.

Dated: December 7, 2010

Respectfully Submitted,

Thomas S. Hunter
Division Director
Legal Division

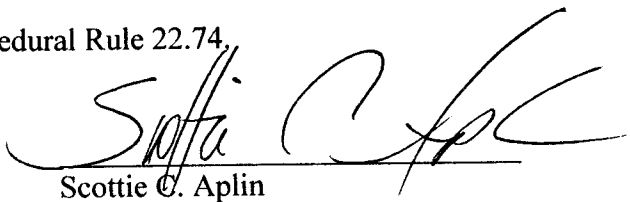
Keith Rogas
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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 7, 2010, in accordance with P.U.C. Procedural Rule 22.74.



Scottie C. Aplin

Public Utility Commission of Texas

Memorandum

TO: Docket Management

FROM: Gordon Van Sickle, Senior Network Analyst – Infrastructure Reliability Division *GVS*

DATE: December 7, 2010

SUBJECT: Project No. 38909: *Application of Cebridge Acquisition, L.P. d/b/a Suddenlink Communications to Amend its State-Issued Certificate of Franchise Authority Pursuant to P.U.C. Subst. R. 28.6*

Summary of Conclusions and Recommendations

Commission Staff (Staff) finds that the amendment application of Cebridge Acquisition, L.P. d/b/a Suddenlink Communications to amend its service area footprint by adding the City Limits of Gainesville and Sweetwater, Texas is sufficient and complete. Staff finds this application meets the criteria for granting an amendment to an existing State-Issued Certificate of Franchise Authority (SICFA), pursuant to the Public Utility Regulatory Act (TEX. UTIL. CODE ANN. §§66.003 – 66.015) (PURA). Staff recommends that Cebridge Acquisition, L.P. d/b/a Suddenlink Communications be granted an amendment to its existing SICFA (SICFA No. 90015) to provide cable and video services for the following service area footprint:

ADDITION of the City Limits of Gainesville and Sweetwater, Texas.

If approved, the Applicant has requested that the name on its SICFA No. 90015 remain “Cebridge Acquisition, L.P. d/b/a Suddenlink Communications”.

Background Information on Application

On November 19, 2010, Cebridge Acquisition, L.P. d/b/a Suddenlink Communications filed for amendment to its existing SICFA No. 90015. Order No. 1 was issued on November 22, 2010, establishing a procedural schedule, and filing and service procedures.

Sufficiency and Completeness

Title Page – Provided Requested Information – Completed Authorized Representative, Regulatory and Emergency Contact information.

Affidavit – Signed by an Officer of the company – Mr. John Fuhler – Senior Vice President Fiscal Operations.

Question #1 – Certification Request – Cable Service Provider. AMENDMENT - Service Area Addition of the City Limits of Gainesville and Sweetwater, Texas.

Question #2 – Primary Contact Information – Provided principal office address, primary contact information and a list of company principal officers.

Question #3 – Certificate Name: “No Change” - “Cebridge Acquisition, L.P. d/b/a Suddenlink Communications”.

A check of the Texas Secretary of State’s Business Organization Inquiries shows Cebridge Acquisition, L.P. d/b/a Suddenlink Communications (File Number 800583862) as “In Existence”.

A check of the Texas Comptroller’s Office concerning the Franchise Tax Account Status for Cebridge Acquisition, L.P. d/b/a Suddenlink Communications (Taxpayer ID# 32019880734) revealed the following: **TEMPORARY GOOD STANDING through January 14, 2011.**

Question #4 – Municipal Franchise Terminations – Municipal expiration dates are involved in this project. The municipal franchise for Gainesville, Texas expired on November 30, 2010. The municipal franchise for Sweetwater, Texas expires on December 9, 2010. This expiration date fall within the minimum 17-business day allowance for filing a SICFA amendment, therefore this amendment application is eligible for processing as stated in Substantive Rule §28.6(c)(2).

Question #5 – Service Area Footprint – Applicant has requested to provide service using the following footprint:

Existing Service Area Footprint:

City Limits: City Limits of Canyon, Coahoma, Diboll, Farwell, Floydada, Grand Saline, Hearne, Henderson, Honey Grove, Leander, Lindale, Mineral Wells, Montgomery, Mt. Pleasant, Mt. Vernon, Nacogdoches, Oak Ridge, Paris, Pflugerville, Pittsburg, Reno, Roxton, Tye, Tyler, Union Grove, Warren, Whitehouse, White Oak, Whitesboro, and Willis, Texas.

County Limits: The Unincorporated areas of Andrews, Angelina, Brazos, Camp, Cherokee, Cooke, Franklin, Grayson, Gregg, Hale, Henderson, Hopkins, Howard, Lamar, Lubbock, Midland, Montgomery, Nacogdoches, Nolan, Palo Pinto, Potter, Randall, Robertson, Rusk, Scurry, Smith, Titus, Tom Green, Travis, Victoria, Walker, Williamson and Wood Counties.

Requested Service Area Footprint:

City Limits: Gainesville and Sweetwater, Texas.

Question #6 – Notification of Termination and Copy of Court Orders: Applicant agrees to provide the Commission with written notification of its SICFA termination and the applicant agrees to provide the Commission with a copy of any Court Order or ruling concerning its SICFA.