



Control Number: 39510



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## *Public Utility Commission of Texas*

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**TO: Nortex Communications Company d/b/a Nortex Communications  
Dorothy Young**

**FROM: Andrew Kang  
Administrative Law Judge**

**RE: Project No. 39510 – Application of Nortex Communications Company d/b/a Nortex  
Communications for a State-Issued Certificate of Franchise Authority**

### **NOTICE OF APPROVAL**

This Notice addresses the application of Nortex Communications Company d/b/a Nortex Communications (the Applicant) filed on June 17, 2011, for approval of a state-issued certificate of franchise authority (SICFA) to provide cable service for the geographic service area comprised of the City of Collinsville and the unincorporated area of Cooke County known as the Lake Kiowa Subdivision within the State of Texas. The Public Utility Commission of Texas (Commission) provided notice of the application in the *Texas Register* on **June 21, 2011**. Commission Staff recommends approval of the application. The application is approved.

#### **Findings**

1. The application complies with PURA<sup>1</sup> §§ 66.003 and 66.004 and P.U.C. SUBST. R. 28.6.
2. The Applicant is entitled to approval of this application, having submitted a sworn affidavit which complies with PURA § 66.003(b).
3. In its application, Applicant stated its agreement to provide the Commission with a written notice of termination of its SICFA.
4. In its application, Applicant stated its agreement to provide the Commission a copy of any court order in which its SICFA has been revoked or modified by a court of competent jurisdiction.

<sup>1</sup> Public Utility Regulatory Act, TEX. UTIL. CODE ANN. §§ 11.001-66.016 (Vernon 2007 & Supp. 2010) (PURA).

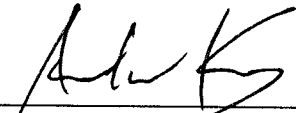
5. The Applicant does not seek to terminate an existing cable and/or cable and video franchise agreement with a municipality.

**Ordering Paragraphs**

1. The application of Nortex Communications Company d/b/a Nortex Communications for a SICFA to provide cable service provider as requested is approved. Applicant is granted SICFA No. 90071.
2. Pursuant to 47 C.F.R. § 76.952, the Commission may direct certificate holders not to include its name on their monthly billing inserts as the local franchising authority. Because the Commission does not have the same authority to consider and resolve customer complaints as did municipal franchising authorities, the Commission directs certificate holders not to include its name, address, and telephone number on monthly bills to subscribers.
3. The Applicant is authorized to use and occupy the public rights-of-way in the delivery of cable service within the geographic area authorized in this Order and described in the application subject to the laws of this state, including the police powers of the municipalities in which the service is delivered.
4. The authorization granted herein is subject to lawful operation of cable service by the Applicant or its successor in interest.
5. SICFA No. 90071 is fully transferable to any successor-in-interest to the Applicant. A notice of transfer shall be filed with the Commission and any relevant municipality within 14 business days of the completion of such transfer.
6. SICFA No. 90071 may be terminated by the Applicant by submitting written notice of such termination to the Commission.
7. All other motions, requests for entry of specific findings of fact and conclusions of law, any other requests for general relief or specific relief, if not expressly granted herein, are hereby denied.

SIGNED AT AUSTIN, TEXAS the 8<sup>th</sup> day of July 2011.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
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**ANDREW KANG**  
**ADMINISTRATIVE LAW JUDGE**