



## **Filing Receipt**

**Filed Date - 2025-05-15 09:30:00 AM**

**Control Number - 58045**

**Item Number - 3**

**PROJECT NO. 58045**

<b>APPLICATION OF SPECTRUM GULF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>COAST, LLC TO AMEND ITS STATE-</b>	<b>§</b>	
<b>ISSUED CERTIFICATE OF</b>	<b>§</b>	<b>OF TEXAS</b>
<b>FRANCHISE AUTHORITY</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY AND APPROVAL  
OF THE APPLICATION**

On May 1, 2025, Spectrum Gulf Coast, LLC filed an application to amend its State Issued Certificate of Franchise Authority (SICFA) No. 90008 pursuant to Public Utility Regulatory Act (PURA)<sup>1</sup> §§ 59.001-66.017 and 16 Texas Administrative Code (TAC) § 28.6. Spectrum seeks the amendment to reflect an expansion of service area footprint. Spectrum additionally seeks to add the following incorporated areas, excluding any federal properties: the City of Joshua, the City of Keene, and the City of Cresson.

On May 6, 2025, the administrative law judge (ALJ) filed Order No. 1, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation regarding sufficiency and approval by May 15, 2025. Therefore, this pleading is timely filed.

**I. RECOMMENDATION REGARDING SUFFICIENCY AND APPROVAL**

Staff has reviewed the application and, as detailed in the attached memorandum of Kenneth Ford, Consumer Protection Division, has determined that Spectrum has provided the information required under 16 TAC § 28.6. Staff therefore recommends that the application be found sufficient and complete. Staff further recommends approval of the application.

**II. CONCLUSION**

For the reasons discussed above, Staff respectfully recommends that Spectrum application be deemed sufficient and approved as filed and that an order be issued consistent with the above recommendation.

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<sup>1</sup> Public Utility Regulatory Act, Tex. Util. Code § 11.001-66.016.

Dated: May 15, 2025

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**PROJECT NO. 58045**

**CERTIFICATE OF SERVICE**

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on May 15, 2025, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Anthony Kanalas  
Anthony Kanalas

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Anthony Kanalas, Attorney  
Legal Division

**FROM:** Kenneth Ford, License and Permit Specialist  
Consumer Protection Division

**DATE:** May 15, 2025

**RE:** Project No. 58045: *Application of Spectrum Gulf Coast, LLC to Amend its State-Issued Certificate of Franchise Authority*

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### **SUFFICIENCY AND TECHNICAL RECOMMENDATION**

On May 1, 2025, Spectrum Gulf Coast, LLC (Spectrum) filed an application under the Public Utility Regulatory Act §§ 66.001-66.004 and 16 Texas Administrative Code (TAC) § 28.6 to amend its State-Issued Certificate of Franchise Authority (SICFA) No. 90008. Spectrum is requesting an expansion to its approved Service Area Footprint (SAF) to include the municipalities of Joshua, Keene, and Cresson to its service area footprint.

#### **Analysis**

Under 16 TAC § 28.6(c)(2), cable service providers that have previously received a municipal franchise to provide cable service may file an application for a SICFA to provide service in such municipality no earlier than 17 business days before the expiration of the municipal franchise provided that the application requests issuance of the SICFA after the expiration of the municipal franchise. Spectrum's application indicated that the requested SAF is not currently under, and has not previously been under, a municipal franchise agreement. Therefore, Spectrum is eligible to amend its SICFA to include the municipalities of Joshua, Keene, and Cresson.

Under 16 TAC § 28.6(e)(1)(A) - (D), SICFA holders must submit a completed application along with an affidavit signed by an officer or a general partner of the applicant affirming the following information: that the SICFA holder has filed or will timely file with the Federal Communications Commission (FCC) all forms that the FCC requires from entities seeking to provide cable services in Texas; that the SICFA holder agrees to comply with all applicable federal

and state statutes and regulations; that the SICFA holder agrees to comply with all applicable municipal regulations regarding the use and occupation of public rights-of-way in the delivery of cable services, including the police powers of the municipalities in which the service is delivered; and that all statements made in the SICFA application are true and correct. Spectrum provided an affidavit containing all of the required information. Therefore, Spectrum has met this requirement.

Under 16 TAC § 28.6(e)(2)-(5), SICFA holders must provide the following: a description of the SAF to be served; the street address and telephone number of the SICFA holder's principal place of business; the name, the addresses, and telephone numbers of the authorized representative, a regulatory contact, and an emergency contact; and the names of the SICFA holder's principal executive officers. Spectrum's application contains all of the required information. Therefore, Spectrum has met this requirement.

Under 16 TAC § 28.6(f), all cable services provided under a SICFA must be provided in the name under which certification was granted by the Commission. The name(s) must be registered with the proper authorities to conduct business in Texas (*i.e.*, the Texas Secretary of State's Office (SoS)). I have confirmed that "Spectrum Gulf Coast, LLC" is registered and in good standing with the SoS under Filing No. 801609419 and the Texas Comptroller's Office under Tax Id. No. 32048202892. Therefore, Spectrum has met this requirement.

Under 16 TAC § 28.6(g)(3), any changes to the existing SAF must be accomplished by filing an application to amend the existing SICFA with the Commission prior to any such change. Spectrum properly filed an application with the Commission to amend its SICFA to expand its SAF.

## **Conclusion**

From a technical perspective, I have reviewed Spectrum's application to amend SICFA No. 90008 for a SAF expansion to include the municipalities of Joshua, Keene, and Cresson to its service area footprint. Spectrum provided all of the required information under 16 TAC § 28.6 to amend its SICFA No. 90008. Therefore, I recommend that Spectrum's application to amend SICFA No. 90008 for a SAF expansion be approved, as filed.