

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of:
HERITAGE CABLEVISION, INC. d/b/a
TCI OF CENTRAL IOWA
Motion to Withdraw Appeal of Local Rate Order
Setting Basic Service, Equipment and Commercial
Rates Issued by the City of Clive, IA
File No. CSB-A-0433
Cuid IA0039

ORDER

Adopted: December 12, 2001

Released: December 14, 2001

By the Chief, Consumer Protection and Competition Division, Cable Services Bureau:

- 1. Heritage Cablevision, Inc. d/b/a TCI of Central Iowa ("TCI-CI") filed with the Commission On June 26, 1997 an appeal of local rate order adopted by the City of Clive, Iowa ("City"). TCI-CI also filed a request for emergency stay on July 2, 1997.
2. On November 19, 2001, TCI-CI and the City filed a joint motion to withdraw appeals of local rate orders. In its motion, TCI-CI states that it has now reached an acceptable resolution of this matter with the City. TCI-CI and the City requests that the appeal, request for emergency stay, as well as all subsequent filings related to these proceedings be withdrawn and dismissed with prejudice and without benefit of substantive Commission review. This withdrawal resolves all pending BST rate matters before the FCC involving TCI-CI and the City.
3. Accordingly, IT IS ORDERED that the Joint Motion to Withdraw Appeals of Local Rate Orders filed by Heritage Cablevision, Inc. d/b/a TCI of Central Iowa and the City of Clive, Iowa IS GRANTED and the appeal and emergency stay ARE DISMISSED.
4. This action is taken pursuant to authority delegated by Section 0.321 of the Commission's rules. 47 C.F.R. § 0.321.

FEDERAL COMMUNICATIONS COMMISSION

Deborah E. Klein
Chief, Consumer Protection and Competition Division
Cable Services Bureau

