



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 TWELFTH STREET, S.W.  
WASHINGTON, D.C. 20554

DA 15-733

News media information 202/418-0500 Internet: <http://www.fcc.gov> TTY: 1-888-835-5322

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**COMMISSION OPENS DOCKET FOR PROPOSED TRANSFER OF CONTROL  
OF TIME WARNER CABLE, INC. AND CHARTER COMMUNICATIONS INC.  
AND  
PROPOSED TRANSFER OF CONTROL OF BRIGHT HOUSE NETWORKS FROM  
ADVANCE/NEWHOUSE PARTNERSHIP TO CHARTER COMMUNICATIONS INC.**

**MB Docket No. 15-149**

On May 26, 2015, Charter Communications Inc. (“Charter”) and Time Warner Cable, Inc. (“TWC”) announced that they had entered into a definitive agreement for Charter to merge with TWC in a cash-and-stock transaction that values TWC at \$78.7 billion. In addition, Charter and Advance/Newhouse Partnership (a parent of Bright House Networks, LLC) announced that Charter will acquire Bright House Networks (“BHN”) for \$10.4 billion. Applications seeking Commission consent to the transfer of control of TWC and BHN and their respective wholly-owned and controlled subsidiaries (the “Applications”) are expected. The purpose of this public notice is to announce the opening of a docket, MB Docket No. 15-149, and articulate the *ex parte* status of discussions related to the proposed transaction.

Pursuant to section 1.1200(a) of the Commission’s rules,<sup>1</sup> the Commission may adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires.<sup>2</sup> We announce that as of the time any Applications are filed, this proceeding will be governed by permit-but-disclose *ex parte* procedures that are applicable to non-restricted proceedings under section 1.1206 of the Commission’s rules.<sup>3</sup> Parties making oral *ex parte* presentations after the Applications are filed are directed to the Commission’s statement reemphasizing the public’s responsibility in permit-but-disclose proceedings and are reminded that memoranda summarizing the presentation must contain the presentation’s substance and not merely list the subjects discussed.<sup>4</sup> More than a one- or two-sentence description of the views and arguments presented is generally required.<sup>5</sup> Other rules pertaining to oral and written presentations are set

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<sup>1</sup> 47 C.F.R. § 1.1200(a).

<sup>2</sup> On February 1, 2011, the Commission adopted a Report and Order amending and revising the Commission’s rules on *ex parte* presentations. Amendment of the Commission’s *Ex Parte* Rules and Other Procedural Rules, GC Dkt. No. 10-43, *Report and Order and Further Notice of Proposed Rulemaking*, FCC 11-11 (rel. Feb. 2, 2011). The revised rules are awaiting publication in the Federal Register, and are not yet effective.

<sup>3</sup> *Id.* § 1.1206.

<sup>4</sup> See Commission Emphasizes the Public’s Responsibilities in Permit-But-Disclose Proceedings, *Public Notice*, 15 FCC Rcd 19945 (2000).

<sup>5</sup> See 47 C.F.R. § 1.1206(b)(2).

forth in section 1.1206(b).<sup>6</sup> We urge parties to use the Electronic Comment Filing System (“ECFS”) to file *ex parte* submissions.

One copy of each *ex parte* submission, which should include a reference to MB Docket No. 15-149, must be delivered electronically, by e-mail or facsimile, or if delivered as paper copy, by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail, to: (1) Vanessa Lemmé, Industry Analysis Division, Media Bureau, at Vanessa.Lemme@fcc.gov, (202) 418-2611 (phone) or 418-2053 (facsimile); (2) Marcia Glauberman, Industry Analysis Division, Media Bureau, at Marcia.Glauberman@fcc.gov or (202) 418-7046; (3) Adam Copeland, Competition Policy Division, Wireline Competition Bureau, at adam.copeland@fcc.gov; (4) Jim Bird, Office of General Counsel, at TransactionTeam@fcc.gov or (202) 418-1234 (facsimile); and (5) each Commissioner or Commission employee who attended or otherwise participated in the *ex parte* meeting.

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<sup>6</sup> *Id.* § 1.1206(b).