



PUBLIC NOTICE

Federal Communications Commission
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DA 18-1020
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MEDIA BUREAU CONTINUES 2018 EEO AUDITS

On October 4, 2018, the Media Bureau mailed the third set of Equal Employment Opportunity (EEO) audit letters for 2018. These letters were sent to randomly selected multichannel video programming distributors (MVPDs). MVPDs must submit their audit responses to the Commission by November 19, 2018. In accordance with Sections 73.2080(f)(4) and 76.77(d) of the Commission's rules, 47 CFR §§ 73.2080(f)(4), 76.77(d), the Commission annually audits the EEO programs of randomly selected broadcast licensees and MVPDs. Each year, approximately five percent of all broadcast stations and MVPDs are selected for random EEO audits. By Public Notice DA 18-155, released February 23, 2018, and Public Notice DA 18-633, released June 18, 2018, the Media Bureau announced its mailing of similar audit letters to the broadcast stations listed in the attachments to those Public Notices.

A list of the MVPD units to which these October 4, 2018 audit letters were sent is attached, along with a copy of the audit letter.

Media Bureau Contact: EEO Staff at 202-418-1450.

October 4, 2018

Dear Manager:

1. In accordance with Section 76.77(d) of the Commission's EEO rules, your employment unit has been randomly selected for an audit of its EEO program. (A copy of Section 76.77 and the other rules referred to in this letter are enclosed for your reference.)

2. If the unit is not required under our rules to have an EEO recruitment program due to the size of its full-time workforce (having fewer than six full-time employees, defined as employees regularly assigned to work 30 hours a week or more), you still must respond to this audit letter. In your response, however, you must provide only a list of the unit's full-time employees, identified only by job title (no names should be provided) and the number of hours each is regularly assigned to work per week, **and a response to question 3(e) below.**

3. **Audit Data Requested.** If the unit employs six or more full-time employees (as defined above), provide the following information in your response to this letter, including an explanation regarding any requested information that you are unable to provide:

(a) The employment unit's most recent EEO program information, described in 47 CFR § 76.1702(b), which should have been placed in the unit's public file by October 1, 2016. If the unit has a website, provide its web address. If the unit's most recent (2016) EEO public file report is not included on or linked to by the website, in violation of 47 CFR § 76.1702(b), provide an explanation of why the report is not so posted or linked to. If the unit does not have its own website, but its corporate site contains a link to a site pertaining to the unit, then the unit's most recent EEO public file report must be linked to either the unit's site or the general corporate site, pursuant to 47 CFR § 76.1702(b).

(b) For each full-time position filled during the period covered by the above EEO program information, or since your acquisition of the unit, if after that period, dated copies of all advertisements, bulletins, letters, faxes, e-mails, or other communications announcing the position, as described in 47 CFR § 76.75(c)(3). Include copies of all job announcements sent to any organization (identified separately from other sources) that has notified the unit that it wants to be notified of unit job openings, as described in 47 CFR § 76.75(b)(1)(ii). Also include the date that each position was filled and the recruitment source that referred the hiree, as described in 47 CFR § 76.75(c)(6).

(c) In accordance with 47 CFR § 76.75(c)(5), the total number of interviewees for each vacancy and the referral source for each interviewee for all full-time unit vacancies filled during the period covered by the above-noted EEO program information.

(d) Documentation demonstrating performance of unit recruitment initiatives described in 47 CFR § 76.75(b)(2) during the time period covered by the above-noted EEO program information, such as participation at job fairs, engaging in mentoring programs, and providing training for staff. Specify the unit personnel involved in each such recruitment initiative. Also, provide the total number of full-time employees of the unit and state whether the population of the market in which the unit is located is 250,000 or more. Based upon these two factors, determine and state whether the unit is required to perform one or two initiatives within a 12-month period, pursuant to 47 CFR § 76.75(b)(2).

(e) Disclose any pending or resolved complaints involving the unit filed during the past five years before any body having competent jurisdiction under federal, state, territorial or local law, alleging unlawful discrimination in the employment practices of the unit on the basis of race, color, religion, national origin, age, or sex. For each such complaint, provide: (1) a brief description of the allegations and issues involved; (2) the name(s) of the complainant and other persons involved; (3) the date of the complaint's filing; (4) the court or agency before which it is pending or was resolved; (5) the file or case number; and (6) the disposition and date thereof or current status. Note that all complaints must be reported, regardless of their status or disposition.

(f) In accordance with 47 CFR § 76.75(f), describe the unit's efforts to analyze its recruitment program to ensure that it is effective in achieving broad outreach and how the unit has addressed any problems found as a result of such analysis.

(g) In accordance with 47 CFR § 76.75(g), describe the unit's efforts to analyze its EEO policies and employment practices to examine seniority, promotions, pay, benefits, selection techniques, and tests to ensure that they provide equal opportunity and do not have a discriminatory effect, and if the unit has one or more union agreements, describe how the unit cooperates with each union to ensure EEO policies are followed for the unit's union-member employees and job applicants. Address any problems found as a result of this 47 CFR § 76.75(g) analysis and how the unit has resolved them.

4. **Procedures.** Direct your response to EEO Staff, Policy Division, Media Bureau, Federal Communications Commission, 445 12th Street, S.W., Washington, DC 20554. The response must be received by the Commission by November 19, 2018. The accuracy and completeness of the response must be certified to by an authorized officer, partner or other principal of the owner of the unit. The response may be in the form of a CD or sent by e-mail to lewis.pulley@fcc.gov. To knowingly and willfully make any false statement or conceal any material fact in response to this audit is punishable by fine or imprisonment (*see* 18 U.S.C. § 1001; see also 47 CFR § 1.17), and/or forfeiture (47 U.S.C. § 503). Absent an extension of time, failure to respond to this audit letter by the above deadline is also punishable by sanctions in accordance with 47 CFR § 76.77(f) and may result in a certification that the unit is not in compliance for 2018 with the Commission's EEO rules. Extensions of time must be requested in writing (or e-mail sent to lewis.pulley@fcc.gov) and will be granted only upon a showing of extraordinary circumstances.

5. In accordance with 47 CFR § 76.79, a copy of this letter and your response will be placed in the Commission's public file for the unit. Consequently, your response should not include personal data about individuals, such as social security numbers, home addresses, or other personally identifiable information. We do not require that units retain such information in their records, or that such information be provided in response to this audit letter. Should you have any questions, please contact the EEO Staff at (202) 418-1450. Thank you for your cooperation.

Sincerely,

Lewis C. Pulley
Assistant Chief, Policy Division
Media Bureau

Enclosure

Emp Unit	MSO/Operator Name	County	State
ID		Location	Location
4587	ARMSTRONG UTILITIES INC.	Fayette	PA
11800	ATLANTIC BROADBAND	McKean	PA
990	CABLE ONE, INC.	Bolivar County	MS
1573	CABLE ONE, INC.	Washington County	OK
3455	CABLE ONE, INC.	Grayson County	TX
4313	CABLE ONE, INC.	Jasper County	MO
13545	CHARTER COMMUNICATIONS	Cumberland	ME
13550	CHARTER COMMUNICATIONS	Horry	SC
13553	CHARTER COMMUNICATIONS	Jefferson	AL
13555	CHARTER COMMUNICATIONS	Pinellas	FL
13557	CHARTER COMMUNICATIONS	Milwaukee	WI
4797	COMCAST CABLE COMMUNICATIONS, LLC	Spokane	WA
9584	COMCAST CABLE COMMUNICATIONS, LLC	Palm Beach	FL
11541	COMCAST CABLE COMMUNICATIONS, LLC	Will	IL
11542	COMCAST CABLE COMMUNICATIONS, LLC	Cook	IL
11568	COMCAST CABLE COMMUNICATIONS, LLC	Duval	FL
11582	COMCAST CABLE COMMUNICATIONS, LLC	Washington	DC
11662	COMCAST CABLE COMMUNICATIONS, LLC	Santa Clara	CA
11676	COMCAST CABLE COMMUNICATIONS, LLC	Cobb	GA
12258	COMCAST CABLE COMMUNICATIONS, LLC	Fulton	GA
598257	COMMZOOM, LLC	Bexar	TX
10881	COX COMMUNICATIONS, INC.	Tulsa	OK
12814	COX COMMUNICATIONS, INC.	Lafayette	LA
1435	FIDELITY CABLEVISION, INC.	Franklin	MO
12297	GRANDE COMMUNICATIONS NETWORKS, LLC	Ector	TX
12873	LAYER3 TV, INC.	Denver	CO
11345	MEDIACOM COMMUNICATIONS CORP.	Henry	IL
11380	MEDIACOM COMMUNICATIONS CORP.	Metcalfe	KY
NY0342	MID-HUDSON CABLEVISION, INC.	Greene County	NY
12769	NORTHLAND COMMUNICATIONS CORP.	Siskiyou	AK
11833	RCN TELECOM SERVICES, INC.	New York	NY
4397	SERVICE ELECTRIC CABLE TV OF NJ, INC.	Sussex	NJ
HQ454	SHENANDOAH CABLE TELEVISION, LLC	Shenandoah	VA
4628	SUDDENLINK COMMUNICATIONS	Humboldt County	CA
11984	SUDDENLINK COMMUNICATIONS	Polk County	AR
12288	SUDDENLINK COMMUNICATIONS	Bourbon County	KS
12769	VYVE BROADBAND J, LLC	Coffee	GA