

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

In the Matter of

Cablevision Systems Corporation      CUID No. NY0617  
(Farmingdale)

Order Denying Jurisdiction

**MEMORANDUM OPINION AND ORDER**

**Adopted: February 14, 1996;      Released: February 23, 1996**

By the Chief, Financial Analysis and Compliance Division, Cable Services Bureau:

1. In this Order, we dismiss a complaint against the price that the above-captioned operator ("Operator") was charging for its cable programming service ("CPS") tier in the community designated above on the ground that the complaint concerns a rate that is outside the jurisdiction and authority of this Commission. The Commission regulates rates for CPS only, and then only upon a filing of a valid complaint.<sup>1</sup> The Commission received one complaint against Operator's rates in the above referenced community. Our review reveals that the complaint, while asserting that it challenges a CPS rate, challenges only a rate for programming offered on a per channel or per program basis, not for CPS. The complaint therefore does not trigger the Commission's jurisdiction.

2. Accordingly, IT IS ORDERED, pursuant to Section 623(a)(2)(A) and (B) of the Communications Act of 1934, as amended, 47 U.S.C. § 543(a)(2)(A) and (B), that the complaint filed against the cable programming service price charged by the Operator in the community referenced in the caption IS DISMISSED.

3. This action is taken pursuant to delegated authority under Section 0.321 of the Commission's Rules, 47 C.F.R. § 0.321.

FEDERAL COMMUNICATIONS COMMISSION

JoAnn Lucanik  
Chief, Financial Analysis and Compliance Division  
Cable Services Bureau

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<sup>1</sup> See Cable Television Consumer Protection and Competition Act, Pub. L. N. 102-385, 106 Stat. 1460, Section 623, 47 U.S.C. § 543 (1992).