
Federal Communications Commission

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

In the Matter of

Comcast of Philadelphia, Inc.
Physical System ID # 011255
Philadelphia, Pennsylvania.

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File No. EB-09-PA-0280
NOV No. V201032400015

NOTICE OF VIOLATION

Released: January 5, 2010

By the District Director, Philadelphia Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Comcast of Philadelphia, Inc. ("Comcast"), operator of a cable system in Philadelphia, Pennsylvania.
2. On December 3, 2009, agents of the Enforcement Bureau's Philadelphia Office investigated a complaint from a resident in the 3500 Block of Chalfont Drive, Philadelphia, Pennsylvania alleging poor over-the-air reception of digital television signals. During the investigation, the agents inspected the Comcast cable system located in 3500 Block of Chalfont Drive, Philadelphia, Pennsylvania and observed the following violation:

47 C.F.R. § 76.605(a)(12): "As an exception to the general provision requiring measurements to be made at subscriber terminals, and without regard to the type of signals carried by the cable television system, signal leakage from a cable television system shall be measured in accordance with the procedures outlined in § 76.609(h) and shall be limited as follows: Over 54 MHz up to and including 216 MHz – 20 micro-volts per meter, measured at 3 meters." At the time of the inspection, an agent observed signal leakage at the following location:

Date	Frequency (MHz)	Field Intensity (µV/m)	Location
12/03/2009	120.075	82.6	3527 Chalfont Drive, Philadelphia, PA

¹ 47 C.F.R. § 1.89.

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3. Pursuant to Section 403 of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Comcast must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of Comcast. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Philadelphia District Office
One Oxford Valley Building, Suite 404
2300 East Lincoln Highway
Langhorne, Pennsylvania 19047

4. This Notice shall be sent by Certified Mail/Return Receipt Requested and regular mail to Comcast of Philadelphia, Inc. at its address of record.
5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Gene J. Stanbro
District Director
Philadelphia District Office
Northeast Region
Enforcement Bureau

² 47 U.S.C. § 403.

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*