

Federal Communications Commission

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

In the Matter of)	
)	
Time Warner Entertainment)	File No.: EB-10-HU-0061
Physical System ID # 000262)	
Fredericksburg, TX)	NOV No.: V201032540002
)	

Notice of Violation

Released: September 8, 2010

By the Resident Agent, Houston Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to Section 1.89 of the Commission’s Rules,¹ to Time Warner Entertainment (“Time Warner”), operator of a cable television system in Fredericksburg, Texas.
2. On August 26, 2010, an agent of the Enforcement Bureau’s Houston Office inspected Time Warner’s cable television system located in Fredericksburg, Texas and observed the following violation:

47 C.F.R. § 76.605(a)(12) of the Rules requires that cable operators maintain their cable system signal leakage below 20 microvolts per meter ($\mu\text{V}/\text{m}$) measured at 3 meters when operating in the frequency band between 54 MHz and 216 MHz. See 47 C.F.R. § 76.605(a)(12). The agent measured signal leakage in excess of 20 $\mu\text{V}/\text{m}$ on 133.2625 MHz at the following location:

Date	Frequency (MHz)	Field Intensity ($\mu\text{V}/\text{m}$)	Location
8/26/2010	133.2625	99	Near 317 Hale Street.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission’s Rules, Time Warner 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. The

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

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response must be complete in itself and signed by a principal or officer of Time Warner. 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
Houston Office
9597 Jones Road, #362
Houston, Texas 77065

4. This Notice shall be sent to Time Warner Entertainment 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

Stephen P. Lee
Resident Agent
Houston Office
South Central Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*