

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

In the Matter of	)	
	)	
Implementation of Section 304 of the Telecommunications Act of 1996	)	CS Docket No. 97-80
	)	
Commercial Availability of Navigation Devices	)	
	)	
Compatibility Between Cable Systems and Consumer Electronics Equipment	)	PP Docket No. 00-67
	)	
Oceanic Time Warner Cable, A subsidiary of Time Warner Cable, Inc.	)	File Nos. EB-07-SE-351, EB-07-SE-352
	)	
Oceanic Time Warner Cable, a division of Time Warner Cable, Inc. Oceanic Kauai Cable System	)	NAL/Acct. Nos. 200832100074, 200932100001, 200932100002, 200932100003, 200932100008, 200932100022, and 200932100023
	)	
Oceanic Time Warner Cable, a division of Time Warner Cable, Inc. Oceanic Oahu Central Cable System	)	
	)	
Cox Communications, Inc. Fairfax County, Virginia Cable System	)	FRN Nos. 0018049841, 0016034050
	)	
Cable One, Inc.'s Request for Waiver of Section 76.1204(a)(1) of the Commission's Rules	)	CSR-8080-Z

**ERRATUM**

**Released: June 28, 2011**

By the Deputy Managing Director and the Chief, Media Bureau:

On October 14, 2010, the Commission released a Third Report and Order and Order on Reconsideration (Third R&O), FCC 10-181, in the above captioned proceeding, which the Commission modified in an Order on Reconsideration, FCC 11-7, released on January 25, 2011. This Erratum amends APPENDIX B of the Third R&O and the APPENDIX of the Order on Reconsideration as indicated below. None of the changes affect the substance or intent of the rules.

1. The amendatory language under paragraph 1 for section 15.38 is corrected to read as follows:

§ 15.38 Incorporation by Reference.

(a) The materials listed in this section are incorporated by reference in this part. These incorporations by reference were approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. These materials are incorporated as they exist on the date of the approval, and notice of any change in these materials will be published in the Federal Register. The materials are available for purchase at the corresponding addresses as noted, and all are available for inspection at the Federal Communications Commission, 445 12th. St., SW., Reference Information Center, Room

CY-A257, Washington, DC 20554, **(202) 418-0270**, and at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call **(202) 741-6030**, or go to:  
[http://www.archives.gov/federal\\_register/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

(b) The following materials are available for purchase from at least one of the following addresses: Global Engineering Documents, 15 Inverness Way East, Englewood, CO 80112, **(800) 854-7179**, or at <http://global.ihs.com>; or American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036, **(212) 642-4900**, or at <http://webstore.ansi.org/ansidocstore/default.asp>; or Society of Cable Telecommunications Engineers, **140 Philips Road, Exton, PA 19341-1318, (800) 542-5040**, or at <http://www.scte.org/standards/index.cfm>.

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(c) The following materials are freely available from at least one of the following addresses: Cable Television Laboratories, Inc., 858 Coal Creek Circle, Louisville, Colorado, 80027, [www.cablelabs.com/opencable/udcp](http://www.cablelabs.com/opencable/udcp), **(303) 661-9100**; or at Consumer Electronics Association, 1919 S. Eads St. Arlington; VA 22202, [http://www.ce.org/public\\_policy](http://www.ce.org/public_policy), **(703) 907-7634**.

(1) Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” **September 3, 2003**, IBR approved for §15.123(c).

(2) Uni-Dir-ATP-I02-040225: “Uni-Directional Receiving Device, Acceptance Test Plan,” **February 25, 2004**, IBR approved for § 15.123(c).

(3) M-UDCP-PICS-I04-080225, “**Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS**,” **February 25, 2008**, IBR approved for § 15.123(c).

(4) TP-ATP-M-UDCP-I05-20080304, “**Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan**,” **March 4, 2008**, IBR approved for § 15.123(c).

2. The amendatory language under paragraph 2 for section 15.123(c) is corrected to read as follows:

§ 15.123 Labeling of Digital Cable Ready Products.

\* \* \* \* \*

(c) Before a manufacturer's or importer's first unidirectional digital cable product may be labeled or marketed as digital cable ready or with other terminology as described in paragraph (b) of this section, the manufacturer or importer shall verify the device as follows:

(1) The manufacturer or importer shall have a sample of its first model of a unidirectional digital cable product tested to show compliance with the procedures set forth in Uni-Dir-PICS-I01-030903: Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma (incorporated by reference, see § 15.38) at a qualified test facility. If the model fails to comply, the manufacturer or importer shall have any modifications to the product to correct failures of the procedures in Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” **September 3, 2003**

(incorporated by reference, see § 15.38) retested at a qualified test facility and the product must comply with **Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” September 3, 2003** (incorporated by reference, see § 15.38) in accordance with the test procedures set forth in **Uni-Dir-ATP-I02-040225: “Uni-Directional Receiving Device, Acceptance Test Plan,” February 25, 2004** (incorporated by reference, see § 15.38) or with **M-UDCP-PICS-I04-080225, “Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008** (incorporated by reference, see § 15.38) in accordance with the test procedures set forth in **TP-ATP-M-UDCP-I05-20080304, “Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan,” March 4, 2008** (incorporated by reference, see § 15.38) before the product or any related model may be labeled or marketed. If the manufacturer or importer’s first unidirectional digital cable product is not a television, then that manufacturer or importer’s first model of a unidirectional digital cable product which is a television shall be tested pursuant to this subsection as though it were the first unidirectional digital cable product. A qualified test facility may only require compliance with the procedures set forth in **Uni-Dir-PICS-I01-030903: Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma, September 3, 2003** (incorporated by reference, see § 15.38). Compliance testing beyond those procedures shall be at the discretion of the manufacturer or importer.

(2) A qualified test facility is a testing laboratory representing cable television system operators serving a majority of the cable television subscribers in the United States or an appropriately qualified independent laboratory with adequate equipment and competent personnel knowledgeable with respect to **Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” September 03, 2003** (incorporated by reference, see § 15.38); **Uni-Dir-ATP-I02-040225: “Uni-Directional Receiving Device, Acceptance Test Plan,” February 25, 2004** (incorporated by reference, see § 15.38); **M-UDCP-PICS-I04-080225, “Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008** (incorporated by reference, see § 15.38); and **TP-ATP-M-UDCP-I05-20080304, “Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan,” March 4, 2008** (incorporated by reference, see § 15.38). For any independent testing laboratory to be qualified hereunder such laboratory must ensure that all its decisions are impartial and have a documented structure which safeguards impartiality of the operations of the testing laboratory. In addition, any independent testing laboratory qualified hereunder must not supply or design products of the type it tests, nor provide any other products or services that could compromise confidentiality, objectivity or impartiality of the testing laboratory’s testing process and decisions.

(3) Subsequent to the testing of its initial unidirectional digital cable product model, a manufacturer or importer is not required to have other models of unidirectional digital cable products tested at a qualified test facility for compliance with the procedures of **Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” September 03, 2003** (incorporated by reference, see § 15.38) unless the first model tested was not a television, in which event the first television shall be tested as provided in § 15.123(c)(1). The manufacturer or importer shall ensure that all subsequent models of unidirectional digital cable products comply with the procedures in the **Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” September 03, 2003** (incorporated by reference, see § 15.38) and all other applicable rules and standards. The manufacturer or importer shall maintain records indicating such compliance in accordance with the verification procedure requirements in

part 2, subpart J of this chapter. The manufacturer or importer shall further submit documentation verifying compliance with the procedures in the Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” **September 03, 2003** (incorporated by reference, see § 15.38) to the qualified test facility.

(4) Unidirectional digital cable product models must be tested for compliance with Uni-Dir-PICS-I01-030903: “Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma,” **September 3, 2003** (incorporated by reference, see § 15.38) in accordance with Uni-Dir-ATP-I02-040225: “Uni-Directional Receiving Device Acceptance Test Plan,” **February 25, 2004**, (incorporated by reference, see § 15.38) or an equivalent test procedure that produces identical pass/fail test results. In the event of any dispute over the applicable results under an equivalent test procedure, the results under Uni-Dir-ATP-I02-040225: “Uni-Directional Receiving Device Acceptance Test Plan,” **February 25, 2004** (incorporated by reference, see § 15.38) shall govern.

(5) This **paragraph** applies to unidirectional digital cable product models which utilize Point-of-Deployment modules (PODs) in multi-stream mode (M-UDCPs).

(i) The manufacturer or importer shall have a sample of its first model of a M-UDCP tested at a qualified test facility to show compliance with M-UDCP-PICS-I04-080225, “**Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS**,” **February 25, 2008** (incorporated by reference, see § 15.38) as specified in the procedures set forth in TP-ATP-M-UDCP-I05-20080304, “**Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan**,” **March 4, 2008** (both references incorporated by reference, see § 15.38). If the model fails to comply, the manufacturer or importer shall have retested, at a qualified test facility, a product that complies with Uni-Dir-PICS-I01-030903: “**Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma**,” **September 03, 2003** (incorporated by reference, see § 15.38) in accordance with Uni-Dir-ATP-I02-040225: “**Uni-Directional Receiving Device Acceptance Test Plan**,” **February 25, 2004**, (incorporated by reference, see § 15.38) or an equivalent test procedure that produces identical pass/fail test results before any product or related model may be labeled or marketed. If the manufacturer or importer's first M-UDCP is not a television, then that manufacturer or importer's first model of a M-UDCP which is a television shall be tested pursuant to this subsection as though it were the first M-UDCP.

(ii) A qualified test facility is a testing laboratory representing cable television system operators serving a majority of the cable television subscribers in the United States or an appropriately qualified independent laboratory with adequate equipment and competent personnel knowledgeable with Uni-Dir-PICS-I01-030903: “**Uni-Directional Receiving Device: Conformance Checklist: PICS Proforma**,” **September 03, 2003** (incorporated by reference, see § 15.38); Uni-Dir-ATP-I02-040225: “**Uni-Directional Receiving Device, Acceptance Test Plan**,” **February 25, 2004** (incorporated by reference, see § 15.38); M-UDCP-PICS-I04-080225, “**Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS**,” **February 25, 2008** (incorporated by reference, see § 15.38); and TP-ATP-M-UDCP-I05-20080304, “**Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan**,” **March 4, 2008** (incorporated by reference, see § 15.38). For any independent testing laboratory to be qualified hereunder such laboratory must ensure that all its decisions are impartial and

have a documented structure which safeguards impartiality of the operations of the testing laboratory. In addition, any independent testing laboratory qualified hereunder must not supply or design products of the type it tests, nor provide any other products or services that could compromise confidentiality, objectivity or impartiality of the testing laboratory's testing process and decisions.

(iii) Subsequent to the successful testing of its initial M-UDCP, a manufacturer or importer is not required to have other M-UDCP models tested at a qualified test facility for compliance with M-UDCP-PICS-I04-080225, **“Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008** (incorporated by reference, see § 15.38) unless the first model tested was not a television, in which event the first television shall be tested as provided in § 15.123(c)(5)(i). The manufacturer or importer shall ensure that all subsequent models of M-UDCPs comply with M-UDCP-PICS-I04-080225, **“Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008** (incorporated by reference, see § 15.38) and all other applicable rules and standards. The manufacturer or importer shall maintain records indicating such compliance in accordance with the verification procedure requirements in part 2, subpart J of this chapter. For each M-UDCP model, the manufacturer or importer shall further submit documentation verifying compliance with M-UDCP-PICS-I04-080225, **“Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008 (incorporated by reference, see § 15.38)** to the qualified test facility.

(iv) M-UDCPs must be in compliance with M-UDCP-PICS-I04-080225, **“Uni-Directional Cable Product Supporting M-Card: Multiple Profiles; Conformance Checklist: PICS,” February 25, 2008** (incorporated by reference, see § 15.38) in accordance with the procedures set forth in TP-ATP-M-UDCP-I05-20080304, **“Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan,” March 4, 2008** (incorporated by reference, see § 15.38) or an equivalent test procedure that produces identical pass/fail test results. In the event of any dispute over the applicable results under an equivalent test procedure, the results under TP-ATP-M-UDCP-I05-20080304, **“Uni-Directional Digital Cable Products Supporting M-Card; M-UDCP Device Acceptance Test Plan,” March 4, 2008 (incorporated by reference, see § 15.38)** shall govern.

FEDERAL COMMUNICATIONS COMMISSION

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