

**Federal Communications Commission**

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

In the Matter of	)	
	)	
Time Warner Entertainment Company LP	)	File No.: EB-11-DT-0324
Physical System ID # 003566	)	
Delaware, OH	)	NOV No.: V201232360004
	)	

**Notice of Violation**

**Released:** December 13, 2011

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

1. This is a Notice of Violation ("Notice") issued pursuant to section 1.89 of the Commission's Rules<sup>1</sup> to Time Warner Entertainment Company LP ("Time Warner"), operator of a cable system in Delaware, Ohio.
2. On December 1, 2011, an agent of the Enforcement Bureau's Detroit Office inspected Time Warner's cable television system located in Delaware, Ohio 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 ( $\mu\text{V/m}$ ) 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  $\mu\text{V/m}$  on 121.2625 MHz at the following location:

<b>Date</b>	<b>Frequency (MHz)</b>	<b>Field Intensity (<math>\mu\text{V/m}</math>)</b>	<b>Location</b>
12/1/2011	121.2625	42	Near utility pole # in front of 358 West Central (Highway 37), Delaware, OH

3. Pursuant to section 403 of the Communications Act of 1934, as amended,<sup>2</sup> 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 response must be complete in itself and signed by a principal or officer of Time Warner. All replies and

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 U.S.C. § 403.

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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  
Detroit District Office  
24897 Hathaway St.  
Farmington Hills, Michigan 48335

4. This Notice shall be sent to Time Warner Entertainment Company LP at its address of record.
5. The Privacy Act of 1974<sup>3</sup> 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.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

James A. Bridgewater  
District Director  
Detroit District Office  
Northeast Region  
Enforcement Bureau

Cc: Time Warner Entertainment Company LP; 13820 Sunrise Valley Drive, Herndon, VA 20171

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<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*