



The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES
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MICHAEL S. DAY
STATE REPRESENTATIVE

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The Honorable Ajit V. Pai
Federal Communications Commission
455 12th Street, Southwest
Washington, DC, 20544

November 14, 2018

Dear Chairman Pai,

I write to express my concern about and disapproval of the proposals and tentative conclusions set forth in the FCC's September 25 Further Notice of Proposed Rule Making in *Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992*, MB Docket 05- 311 ("Further Notices").

I am the State Representative of the 31st Middlesex District in Massachusetts consisting of the towns of Stoneham and Winchester. In my district I have two community access networks that are important to the people of each town. They not only provide relevant and timely news and information to the citizens of each town, but connect our residents to our town in ways no other medium can.

This local presence enables the residents of Stoneham and Winchester to watch uniquely local programming focused on our community and local events. That was the intent of the PEG provisions of the 1984 Cable Act: to enhance local voices; serve local community needs and interests; and strengthen our local democracy. By defining "franchise fee" in an overly broad fashion to include "in-kind" support, the FCC's proposals will shift the fair balance between cable franchising authorities and cable operators and will force communities to choose between franchise fees and PEG channels, something that perverts the true intent of the Act.

I appreciate your consideration and hope you will protect PEG channels in our community and others by choosing not to adopt many of the proposals in the Further Notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael S. Day", written over a horizontal line.

Michael S. Day

CC: The Honorable Michael O’Rielly, Commissioner
The Honorable Brendan Carr, Commissioner
The Honorable Jessica Rosenworcel, Commissioner