

DOCKET FILE COPY ORIGINAL

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FCC 97M-24

In re Applications of	)	WT DOCKET NO. 96-41	
	)		
LIBERTY CABLE CO., INC.	)		
	)		
For Private Operational Fixed	)	File Nos:	
Microwave Service Authorization	)	708777	WNIT370
and Modifications	)	708778, 713296	WNIM210
	)	708779	WNIM385
New York, New York	)	708780	WNIT555
	)	708781, 709426, 711937	WNIM212
	)	709332	(NEW)
	)	712203	WNITW782
	)	712218	WNIT584
	)	712219	WNIT605
	)	713295	WNIT889
	)	713300	(NEW)
	)	717325	(NEW)

**O R D E R**

Issued: February 24, 1997 ; Released: February 26, 1997

By Order FCC 97M-12, released January 31, 1997, the Presiding Judge directed that proposed corrections to transcript be submitted by February 7, 1997.<sup>1</sup> Counsel for Liberty chose to submit proposed changes by letter requests dated February 10, 1997, as supplemented by subsequent letter dated February 11, 1997. Attached to each letter are Errata Sheets for identified witness testimony and corresponding notarized signatures. There has been no opposition or comment filed.

Attached to the February 10 letter are Errata Sheets as follows: for Howard J. Barr (four pages); for Michael Lehmkuhl (one page); for Peter O. Price (two pages); for Behrooz Nourain (two pages); for Anthony Ontiveros (two pages); for Edward Milstein (one page); for Howard Milstein (two pages); and miscellaneous typographical errors (five pages).

Attached to the February 11 letter are additional Errata Sheets for: Howard Milstein (two pages); and Edward Milstein (one page).

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<sup>1</sup> Corrections to transcript may be sought by motion under the Commission's rules. Within 5 days of the filing of the motion other parties may file a pleading in support or in opposition. 47 C.F.R. §1.261 (corrections to transcript).

Counsel for the Bureau, counsel for Time Warner, and counsel for Cablevision were polled by telephone on February 21, 1997.<sup>2</sup> Only Bureau counsel had an objection. The Bureau objects to any change to Tr. 1955-56 Line 19-1.

Rulings

IT IS ORDERED that the Bureau's objection is sustained and that the proposed change at Tr. 1955-56 SHALL BE STRICKEN.

IT IS FURTHER ORDERED that all other changes proposed by Liberty Cable Company in the Errata Sheets noted above ARE APPROVED.

IT IS FURTHER ORDERED that Liberty SHALL FILE within two days of issuance of this Order, a Motion To Correct Hearing Transcript and SHALL ATTACH to the Motion the changes as approved in one consecutively paginated Errata Sheet without notarized signatures.<sup>3</sup>

FEDERAL COMMUNICATIONS COMMISSION<sup>4</sup>



Richard L. Sippel  
Administrative Law Judge

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<sup>2</sup> Counsel for Cablevision has not commented on the proposed correction as of the issuance of this Order. There shall be no further comments entertained.

<sup>3</sup> The multiple Errata Sheets that were submitted by Liberty are commendably clear as to witness identification. Such identifications should remain as is. Upon receipt of the Motion with the paginated single document Errata Sheet, the Presiding Judge will be able to order in one ruling the acceptance of the entirety of the transcript changes.

<sup>4</sup> Copies of this Order were faxed or e-mailed to counsel on the date of issuance.