

January 7, 2016

FILED ELECTRONICALLY

Ms. Marlene H. Dortch, Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: *In the Matter of Applications of Charter Communications, Inc. (“Charter”), Time Warner Cable Inc., and Advance/Newhouse Partnership for Consent to Transfer Control of Licenses and Authorizations*, MB Docket No. 15-149

Dear Ms. Dortch,

I respectfully submit the following pertaining to the Applications in the above-referenced proceeding. Please let me know if you have any questions.

At the time I submitted my December 27, 2015 Supplemental Reply to Responses, I was unaware that Charter’s CEO, Tom Rutledge, sold millions of dollars worth of Charter shares just days before.<sup>1</sup> On December 31, St. Louis Business Journal’s article, *Charter’s Rutledge exercises options for \$8.9 million worth of stock*, reported: “Thomas Rutledge, CEO, exercised options for 166,350 shares December 22 at \$53.60 a share.”<sup>2</sup> How is it that Charter’s CEO could sell the equivalent to more than half of his 2014 compensation package at a time when Directors of Charter—most especially John Malone, Greg Maffei and Tom Rutledge—have exhibited strong public confidence that the Applications are ready for approval?<sup>3</sup>

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<sup>1</sup> See ¶ 49, page 22 of my December 27, 2015 Supplemental Reply to Responses.

<sup>2</sup> <http://www.bizjournals.com/stlouis/blog/2015/12/charter-s-rutledge-exercises-options-for-8-9.html>

<sup>3</sup> The New York Times, *For the Highest Paid C.E.O.s, the Party Goes On*, published May 15, 2015; <http://www.nytimes.com/2015/05/17/business/for-the-highest-paid-ceos-the-party-goes-on.html>

After I provided the Commission with analysis of comments submitted after the due date of October 13, I reviewed comments specifically related to Missouri more closely. The following is an *exhaustive* list of the representative-type comments sent from Missouri between October 19 and December 10, revealing a trend in the variance between letter dates and received dates:<sup>4</sup>

[sorted]

<i>Variance In Days</i>	<i>Letter Date</i>	<i>Received By FCC</i>	<i>Representative Type</i>	<i>Signed By</i>	<i>Contact Information</i>
106	08/04/2015	11/18/2015	Not-for-profit	Dave Ervin	www.rebuildingtogether-stl.org
91	08/17/2015	11/16/2015	Associate Professor	Joe Moore	www.ucmo.edu/comm
90	08/04/2015	11/02/2015	Village Clerk/Manager	Curtis Warfield	Village of Kingdom City
90	08/05/2015	11/03/2015	Mayor	Michael Corcoran	www.stannmo.org
85	07/27/2015	10/20/2015	Chair, EDC	Karl Ruhmann	www.edcsc.com
85	07/27/2015	10/20/2015	President, PfP	Greg Prestemon	www.pfpstcharles.com
85	08/02/2015	10/26/2015	State Representative	Kathie Conway	kathie.conway@house.mo.gov
84	07/27/2015	10/19/2015	State Representative	Anne Zerr	anne.zerr@house.mo.gov
84	07/27/2015	10/19/2015	Councilman	Mike Elam	melam@sccmo.org
83	07/28/2015	10/19/2015	County Executive	Steve Ehlmann	executive@sccmo.org
83	08/14/2015	11/05/2015	State Representative	Mike Cierpiot	mike.cierpiot@house.mo.gov
82	08/07/2015	10/28/2015	Not-for-profit	Frank Finnegan	www.STLFoodbank.org
78	08/03/2015	10/20/2015	State Representative	Sue Allen	sue.allen@house.mo.gov
76	08/08/2015	10/23/2015	State Representative	Lindell Shumake	lindell.shumake@house.mo.gov
76	08/11/2015	10/26/2015	County Executive	Steven Stenger	www.stlouisco.com
75	08/08/2015	10/22/2015	State Senator	Jamilah Nasheed	jamilah.nasheed@senate.mo.gov
74	08/06/2015	10/19/2015	State Senator	Gina Walsh	gina.walsh@senate.mo.gov
74	08/10/2015	10/23/2015	State Representative	Cloria Brown	cloria.brown@house.mo.gov
72	09/05/2015	11/16/2015	State Representative	Michael Colona	mike.colona@house.mo.gov
71	08/11/2015	10/21/2015	State Representative	Todd Richardson	todd.richardson@house.mo.gov
71	08/12/2015	10/22/2015	City Administrator	Jeff Hancock	www.camdentoncity.com
71	08/12/2015	10/22/2015	State Representative	Rocky Miller	rocky.miller@house.mo.gov
70	08/11/2015	10/20/2015	State Representative	Denny Hoskins	denny.hoskins@house.mo.gov
70	08/17/2015	10/26/2015	State Representative	Mike Leara	mike.leara@house.mo.gov
69	09/11/2015	11/19/2015	City Administrator	Doug Kermick	www.knobnoster.gov
69	09/22/2015	11/30/2015	State Representative	John Rizzo	john.rizzo@house.mo.gov
67	08/16/2015	10/22/2015	State Representative	Holly Rehder	holly.rehder@house.mo.gov
67	08/17/2015	10/23/2015	State Representative	Bart Korman	bart.korman@house.mo.gov
66	08/18/2015	10/23/2015	State Representative	Dave Hinson	dave.hinson@house.mo.gov
64	08/19/2015	10/22/2015	State Representative	Marsha Haefner	marsha.haefner@house.mo.gov
63	08/21/2015	10/23/2015	Lieutenant Governor	Peter Kinder	ltgovinfo@ltgov.mo.gov
63	08/25/2015	10/27/2015	State Representative	Joe Adams	joe.adams@house.mo.gov
63	09/07/2015	11/09/2015	State Representative	Michael Butler	michael.butler@house.mo.gov
63	09/29/2015	12/01/2015	State Representative	John Wiemann	john.wiemann@house.mo.gov
61	10/01/2015	12/01/2015	Chamber of Commerce	Timothy Arbeiter	www.capechamber.com
55	10/06/2015	11/30/2015	State Representative	Jeanne Kirkton	jeanne.kirkton@house.mo.gov
52	09/29/2015	11/20/2015	State Senator	Mike Kehoe	mike.kehoe@senate.mo.gov
50	09/28/2015	11/17/2015	State Senator	Ron Richard	ronald.richard@senate.mo.gov
49	09/18/2015	11/06/2015	Collector of Revenue	Gregory Daly	dalyg@stlouis-mo.gov
35	09/21/2015	10/26/2015	State Senator	Michael Parson	mparson@senate.mo.gov
29	10/02/2015	10/30/2015	Mayor	Michael Schneider	mayorschneider@overlandmo.org
28	09/28/2015	10/26/2015	State Senator	Eric Schmitt	eschmitt@senate.mo.gov
20	09/30/2015	10/20/2015	State Senator	Wayne Wallingford	wayne.wallingford@senate.mo.gov

<sup>4</sup> Per the single-day queries, no comment was posted as received from Missouri on October 14, 15 or 16.

<i>Variance In Days</i>	<i>Letter Date</i>	<i>Received By FCC</i>	<i>Representative Type</i>	<i>Signed By</i>	<i>Contact Information</i>
12	10/21/2015	11/02/2015	State Representative	Kathryn Swan	kathryn.swan@house.mo.gov
6	11/04/2015	11/10/2015	Mayor	Robert Doerr	www.cityofbn.com
3	11/16/2015	11/19/2015	State Representative	Bob Burns	bob.burns@house.mo.gov
1	12/09/2015	12/10/2015	State Representative	Chrissy Sommer	chrissy.sommer@house.mo.gov
0	10/19/2015	10/19/2015	State Senator	Paul Wieland	paul.wieland@senate.mo.gov
0	10/20/2015	10/20/2015	State Representative	Robert Cornejo	robert.cornejo@house.mo.gov
0	10/28/2015	10/28/2015	Chamber of Commerce	Sheila Tracy	www.northlandchamber.com
0	11/16/2015	11/16/2015	State Representative	Shamed Dogan	shamed.dogan@house.mo.gov
0	11/17/2015	11/17/2015	Chamber of Commerce	James Heeter	www.kcchamber.com
0	12/08/2015	12/08/2015	State Representative	Clem Smith	clem.smith@house.mo.gov
-2	11/08/2015	11/06/2015	State Representative	Keith English	keith.english@house.mo.gov
-	-	10/21/2015	State Senator	Joe Keaveny	joe.keaveny@senate.mo.gov

This is clear evidence of a conspiracy to deceive the Commission, because 42 of the 55 listed commenters submitted a letter dated at least four weeks earlier than the received date. And 43 out of the 55 were dated as prior to the due date, so 80% of the representative-type comments received from Missouri after the due date were submitted as though written before the due date. State Representatives and Senators—including the Senate Majority and Minority Floor Leaders, President Pro Tem, Speaker of the House, Speaker Pro Tem—and Lieutenant Governor alike, just on different days.

Sincerely,



Shawn Sheridan  
Turlock, California

Attachment

cc: Vanessa Lemmé      Owen Kendler  
Ty Beam                Elizabeth McIntyre  
Adam Copeland        Joel Rabinovitz  
Jim Bird                Jessica Campbell