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Michelle M. Mundt

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February 24, 2000

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
445 Twelfth Street, SW, Room TWB-204  
Washington, D.C. 20554

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FEB 24 2000

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Notice of Ex Parte Communication

In the Matter of Applications for Transfer of Control to AT&T Corp. ("AT&T")  
of Licenses and Authorizations Held by MediaOne Group, Inc. ("MediaOne")  
CS Docket 99-251

Dear Ms. Salas:

Please include a copy of the attached in the record of the above-referenced proceeding.

I am submitting two copies of this letter and the attachment in accordance with Section 1.1206(b)(1) of the Commission's rules. We are also providing copies of this letter to the Commission staff listed below.

Sincerely,

*Michelle M. Mundt*

Michelle M. Mundt

Attachment

cc: To-Quyen Truong  
Darryl Cooper

DCDOCS:166406.1(3K##01!.DOC)

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February 24, 2000

To: Quyen Truong, Esq.  
Associate Chief  
Cable Services Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, D.C. 20554

RECEIVED  
FEB 24 2000  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Notice of Ex Parte Presentation

In the Matter of Applications for Transfer of Control to AT&T Corp. ("AT&T")  
of Licenses and Authorizations Held by MediaOne Group, Inc. ("MediaOne")  
CS Docket 99-251

Dear Ms. Truong:

Attached is an updated response to Question 7 of your December 22, 1999 letter. Specifically, the attached chart (Bates Nos. AT&T 002556 through AT&T 002563) identifies all AT&T and MediaOne cable franchises that have overlapping service areas. As the chart explains, there are no physical overbuilds in these service areas.

We are submitting two copies of this letter and the attachment to the Secretary in accordance with Section 1.1206(b)(1) of the Commission's rules.

Sincerely,

*Michelle M. Mundt*

Michelle M. Mundt

Attachment

cc: Darryl Cooper

DCDOCS:166628.1(3KKK01!.DOC)

**AT&T/MEDIAONE  
AREAS IN WHICH THERE ARE OVERLAPPING CABLE FRANCHISES  
BUT NO CABLE OVERBUILDS**

February 24, 2000

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
Alaiedon, MI (Ingham County)	MI1922	Alaeidon, MI (Ingham County)	MI1824	No				MediaOne has a franchise to serve the Township. AT&T has no franchise but has a letter of authority to serve one street that is immediately over the border from AT&T's neighboring system in Meridian. AT&T serves approximately 18 subscribers on that street from its headend in Meridian. There are no overbuilds.
Beaumont, CA (Riverside County) (Adelphia) <sup>1/</sup>	CA0951	Beaumont, CA (Riverside County)	CA1284	Yes	MediaOne to Time Warner	Feb. 1, 1999	Aug. 31, 1999	Historically, MediaOne and AT&T both had franchises to serve Beaumont but each served different areas of the City. AT&T then transferred its system to the Adelphia partnership and MediaOne transferred its system to Time Warner. Prior to the transfers, there was an overbuild between the two systems of less than 100 homes passed.

<sup>1/</sup> In December 1999, AT&T contributed this system to a partnership that is currently managed by Adelphia. AT&T retains a 25% interest in that partnership.

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
Coweta County, GA (IP) <sup>2/</sup> <ul style="list-style-type: none"> <li>• Coweta</li> <li>• Sharpsburg area</li> <li>• Shenandoah area</li> </ul>	GA0640 GA0810 GA0290	Coweta County, GA	GA0731	No				AT&T is authorized to serve the unincorporated limits of the County; MediaOne's service area is not defined in its franchise agreement. However, each serves different areas of the County and there are no overbuilds between the two systems.
Dade County, FL <ul style="list-style-type: none"> <li>• Dade</li> <li>• Kendall (Dade Metro) area</li> </ul>	FL0436 FL0421	Dade County, FL	FL0416	No				There are no overbuilds in Dade County. Even the overlap in service areas results from a recent change in Dade County franchising procedures.  Until 1997, Dade County divided its territory into "priority service areas." Each cable operator was granted a franchise to serve a particular priority service area or areas, and could not serve any areas outside of its priority service area until it satisfied buildout requirements within its priority service area. In 1997, Dade County eliminated the priority service areas, effectively permitting any licensed operator to provide service anywhere in the

<sup>2/</sup> IP = These systems formerly were operated by InterMedia Partners (various TCI entities 97.981%; InterMedia Capital Management I, L.L.C. .002%; InterMedia Capital Management, L.P. 2.017%). As of October 1, 1999, they are owned and operated by AT&T.

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								<p>county. With one minor exception noted below, however, AT&amp;T and MediaOne have continued to limit their service to their former priority service areas.</p> <p>AT&amp;T's former priority service areas include the City of Opa Locka, the City of Miami, North Dade County (northern unincorporated Dade County, Pembroke Pines, Miramar, North Miami, El Portal, Miami Shores, Pembroke Park, Biscayne Park, North Miami Beach, Aventura), and South Dade County (southern unincorporated Dade County, Kendall, Pinecrest).</p> <p>MediaOne's former priority service areas include the City of West Miami, the City of Coral Gables (and adjacent pockets of unincorporated Dade County), and Northeast Dade County (northeastern unincorporated Dade County, Hialeah, Hialeah Gardens, Medley, Sweetwater, Miami Springs, and Virginia Gardens). In addition, MediaOne provides service in Palm Springs Estates, a</p>

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								development within AT&T's former priority service area that is immediately adjacent to MediaOne's former priority service area. When AT&T failed to build out to that community, MediaOne did so. MediaOne passes approximately 149 homes in the development. There is on overbuild in Palm Springs Estates.
Fayette County, GA (IP)	GA0371	Fayette County, GA	GA0389	No				Both MediaOne and IP have franchises to provide service in unincorporated Fayette County. There are no overbuilds in Fayette County, except in Fayetteville and Peachtree City, which are described in more detail in the overbuilds chart.
Fulton County, GA (IP) <ul style="list-style-type: none"> <li>• Camelot</li> <li>• Cliftondale</li> <li>• Fulton</li> <li>• Red Oak</li> <li>• Sandtown</li> </ul>	GA0286 GA0373 GA0710 GA0283 GA0285	Fulton County, GA	GA0819, GA0070, GA0633, GA0889	No				Both MediaOne and IP have franchises that authorize them to provide cable services in unincorporated Fulton County. In practice, MediaOne serves the northern part of Fulton County and AT&T serves the southern part. At the border of the MediaOne and AT&T systems is a single street passed by both operators. Although not an overbuild, in

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								theory either operator could serve any of the houses on that street. In practice, however, each operator serves only the side of the street at the edge of its service territory. There are approximately 200 homes on this street.
Hoffman Estates, IL (Cook County)	IL1564	Hoffman Estates, IL (Cook County)	IL0522	No				MediaOne has franchise for the entire area. AT&T's predecessor, Jones, was granted a franchise to provide service to a business complex (the Sears Business Park) in an industrial area that did not meet MediaOne's density standard and thus was not being served by MediaOne. There are no overbuilds.
Inverness, IL (Cook County)	IL1304	Inverness, IL (Cook County)	IL1594	No				AT&T has a franchise for the entire village. MediaOne has a franchise limited to a single apartment complex and serves approximately 213 subscribers in that complex. There are no overbuilds.
Murrieta, CA (Adelphia) (Riverside County)	CA1481	Murrieta, CA (Riverside County)	CA1288	No				Murrieta is in Riverside County. In the early 1980s, AT&T's predecessor received a franchise from Riverside County to serve Murrieta and other surrounding

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								<p>areas of the county. In the early 1990s, the City of Murrieta adopted its own cable franchising ordinance and granted a franchise to MediaOne's predecessor. The City also authorized AT&amp;T to continue operating in the City under its earlier franchise from the County.</p> <p>In December 1999, AT&amp;T contributed its Murrieta system to a partnership that is currently operated by Adelphia. The other partners contributed neighboring systems and the former AT&amp;T Murrieta system is now franchised and operated as part of a consolidated Riverside County system.</p> <p>Today the City of Murrieta is basically divided into three areas, with MediaOne serving the middle area and the Adelphia partnership serving the two outer areas. There are no overbuilds.</p>
Peachtree City, GA (IP) (Fayette County)	GA0281	Peachtree City, GA (Fayette County)	GA0847	No				Both MediaOne and IP have franchises that authorize them to provide cable services in Peachtree City. However, each operator

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								serves a different area of the City. At the border of the MediaOne and AT&T systems is a single street passed by both operators. While not an overbuild, in theory either operator could serve any of the houses on that street. In practice, however, each operator serves only the side of the street at the edge of its service territory. There are approximately 100 homes on this street.
Riverside County, CA (unincorporated areas of county outside Desert Hot Springs) (Adelphia)	CA0278	Riverside County, CA (Desert)	CA0741 CA0627	Yes	MediaOne to Time Warner	Feb. 1, 1999	August 31, 1999	MediaOne had a franchise to serve Riverside County/The Desert, which it transferred to Time Warner. AT&T had a franchise to serve the unincorporated area outside Desert Hot Springs. AT&T's Riverside County system was contributed to the Adelphia partnership, in which AT&T retains 25% interest. There are no overbuilds between the Adelphia and Time Warner systems.
Tazewell County, IL	IL1020	Tazewell County, IL	IL0295 IL0257	No				MediaOne is authorized to provide service in all unincorporated areas of Tazewell County. AT&T is authorized to provide service in the unincorporated areas of three

AT&T Franchise Area	CUID	MediaOne Franchise Area	CUID	Transfer?	Acquiring Party	Date of Transfer Agreement	Date Transfer Consummated	Overlap in Service Area
								<p>townships in the northern part of the county.</p> <p>AT&amp;T provides service only in the in northern part of Tazewell County, which is adjacent to AT&amp;T's Peoria system.</p> <p>MediaOne serves the central part of Tazewell County. There are no overbuilds.</p>
Woodstock Township, MI (Lenawee County)	MI0782	Woodstock Township (Lenawee County, MI)	N/A	No				<p>AT&amp;T has franchise to serve the Township. MediaOne has a line extension agreement or easement to cross the Township but it is not authorized to serve subscribers in the Township. Thus there are no overbuilds.</p>

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AT&T 002563