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Jeremy M. Kissel
Admitted in DC and Florida

December 31, 2008

Marlene H. Dortch
Secretary
Federal Communications Commission
Office of the Secretary
c/o Natek, Inc.
236 Massachusetts Ave., NE
Washington, DC 20002

FILED/ACCEPTED

DEC 31 2008

Federal Communications Commission
Office of the Secretary

via Hand Delivery

Re: CS 97-80, DA 07-2921, CSR-7116-Z; In the Matter of the City of San Bruno, Request for Waiver of Section 76.1204(a)(1) of the Commission's Rules; Affidavit of Constance C. Jackson

Dear Ms. Dortch:

Pursuant to the Media Bureau's June 29, 2007 *Memorandum Opinion and Order* in the above-referenced matter, we attach one original and four copies of the Affidavit of Constance C. Jackson.

Please contact me if you have any questions regarding this matter.

Sincerely,



Jeremy M. Kissel

Enclosures

cc: Constance C. Jackson
Tenzin Gyaltzen
Pamela Thompson

No. of Copies rec'd 0 + 4
List ABCDE

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

FILED/ACCEPTED

DEC 9 1 2008

Federal Communications Commission
Office of the Secretary

In the Matter of:)
)
City of San Bruno)
)
Emergency Petition for Waiver of) CS Docket No. 97-80
47 C.F.R. § 76.1204(a)(1)) CSR-7116-Z
)
To: Chief, Media Bureau)

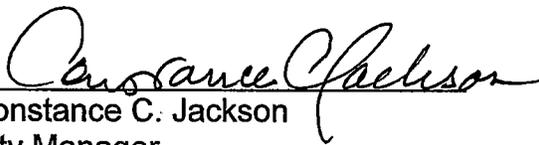
AFFIDAVIT OF CONSTANCE C. JACKSON

I, Constance C. Jackson, make this affidavit based upon personal knowledge and a review of records, and can testify if necessary as to the truth of the matters asserted:

1. I have been employed by the City of San Bruno ("San Bruno Cable") as the City Manager since September 15, 2003. In my capacity as City Manager, I am responsible for oversight over all of San Bruno Cable's operations, including the services provided by San Bruno Cable, and long-term planning and budgeting.
2. On behalf of San Bruno Cable, I hereby file this sworn Affidavit and represent that San Bruno Cable has done the following in accordance with the Media Bureau's June 29, 2007 Memorandum Opinion and Order:

- Confirmed that it has in its inventory, or has placed orders for, enough set-top boxes to ensure that each of its customers can continue to view its video programming on their television sets in each subscriber's home before its migration to all-digital.

- In October 2008, completed its set-top box deployment to ensure that each of its customers can continue to view its video programming on their television sets in each subscriber's home before its migration to all-digital.
 - Notified all of its analog subscribers of San Bruno Cable's plans to convert to an all-digital network at least one year and six months in advance of the migration to all-digital.
 - Completed its migration to all-digital on October 31, 2008.
3. The facts set forth in the foregoing Affidavit are true to the best of my knowledge and belief.


Constance C. Jackson
City Manager
City of San Bruno

Subscribed and sworn to before me this 18th day of December, 2008.


Notary Public

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of San Mateo

On December 18, 2008 before me, CAROL BONNER Notary Public
(Here insert name and title of the officer)

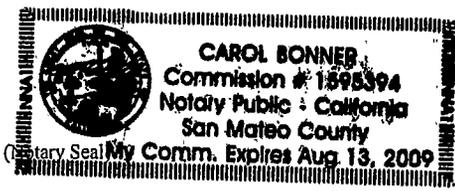
personally appeared Constance C. Jackson

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Carol Bonner
Signature of Notary Public



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

(Additional information)

CAPACITY CLAIMED BY THE SIGNER

Individual (s)
 Corporate Officer

(Title)

Partner(s)
 Attorney-in-Fact
 Trustee(s)
 Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document