

**DOCKET FILE COPY ORIGINAL**

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

FCC 09M-30  
07856

In the Matter of	)	MB Docket No. 08-214
	)	
Herring Broadcasting, Inc. d/b/a WealthTV,	)	File No. CSR-7709-P
Complainant	)	
v.	)	
Time Warner Cable Inc.	)	
Defendant	)	
	)	
Herring Broadcasting, Inc. d/b/a WealthTV,	)	File No. CSR-7822-P
Complainant	)	
v.	)	
Bright House Networks, LLC,	)	
Defendant	)	
	)	
Herring Broadcasting, Inc. d/b/a WealthTV,	)	File No. CSR-7829-P
Complainant	)	
v.	)	
Cox Communications, Inc,	)	
Defendant	)	
	)	
Herring Broadcasting, Inc. d/b/a WealthTV	)	File No. CSR-7907-P
Complainant	)	
v.	)	
Comcast Corporation,	)	
Defendant	)	

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APR 7 - 2009  
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ORDER ADOPTING FURTHER REVISED DATES

Issued: April 1, 2009

Released: April 1, 2009

This ruling grants unopposed *Joint Motion for Adoption of Further Revised Procedural and Hearing Order* filed March 26, 2009, by Time Warner Cable, Inc., Comcast Corporation, Cox Communications, Inc., and Bright House Networks, LLC, party defendants, and Herring Broadcasting, Inc. d/b/a Wealth TV, party plaintiff (collectively "Nongovernment Parties"). Accordingly, the Presiding Judge accepts certain date modifications, to wit:

- 3 April 2009** - Exchange witness lists.
- 6 April 2009** - Exchange Trial Briefs.

In addition, Nongovernment Parties' commentary is noted and accepted. Any need to provide witness summaries is obviated by the fact that written direct testimony will be exchanged on April 6<sup>th</sup>, just one business day following exchange of witness lists.

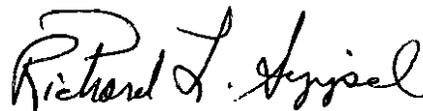
Accordingly, IT IS ORDERED that the following modified procedural and hearing dates governing Wealth TV cases ARE HEREBY ESTABLISHED:<sup>1</sup>

- |                      |   |   |
|----------------------|---|---|
| <b>3 April 2009</b>  | - | List of expected witnesses exchanged.                           |
| <b>6 April 2009</b>  | - | Trial briefs, Hearing Exhibits and written Testimony exchanged. |
| <b>20 April 2009</b> | - | Document Admissions Session commencing at <b>10:00 a.m.</b>     |
| <b>21 April 2009</b> | - | Hearing commencing at <b>9:30 a.m.</b>                          |

Proposed Findings will be filed **15 business days** after receipt of the last hearing transcripts, to be accompanied by a proposed recommended decision (optional). Reply Findings are to be filed **10 business days** after filings of proposed findings and recommended decisions.<sup>2</sup> None of the above procedures apply to EB. Bureau Final Comments (optional) are due **5 business days** after Reply Findings.

IT IS FURTHER ORDERED that, in light of the fact that this Further Revised Procedural and Hearing Order reflects modifications to the end dates for expert witness depositions and discovery that were the subject of the Nongovernmental Parties' Joint Motion to Extend Discovery filed on March 5, 2009 in these proceeding such joint motion IS DISMISSED as moot.

FEDERAL COMMUNICATIONS COMMISSION<sup>3</sup>



Richard L. Sippel  
Chief Administrative Law Judge

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<sup>1</sup> Instructions contained in *Further Revised Procedural and Hearing Order (FCC 09M-08)*, released January 29, 2009, particularly fns. 2, 3, 4 and 5 remain operational.

<sup>2</sup> Proposed Findings, Replies and Recommended Decisions must be submitted without redacts (nonpublic confidential) and with redacts for public record.

<sup>3</sup> Courtesy copies of this ruling e-mailed to each counsel on date of issuance.