



WC 10-121  
FILED/ACCEPTED

APR 26 2010

Federal Communications Commission  
Office of the Secretary

## The Attorney General of Texas

July 10, 1978

JOHN L. HILL  
Attorney General

DOCKET FILE COPY ORIGINAL

Supreme Court Building  
P.O. Box 12548  
Austin, TX. 78711  
512/475-2501

Mr. Jim Talenz  
Pole Attachment Office  
Federal Communications Commission  
Washington, D. C. 20554

701 Commerce, Suite 200  
Dallas, TX. 75202  
214/742-8944

Dear Mr. Talenz:

4824 Alberta Ave., Suite 160  
El Paso, TX. 79905  
915/533-3484

As I informed you in our conversation last Wednesday, the Attorney General's Office has been requested to issue an opinion on the scope of the regulatory authority of the Texas Public Utility Commission over pole attachment agreements between public utilities and cable television companies. Because the Opinions Division of our office has decided to accept briefs on the issue from any interested persons, the delay will prevent the Public Utility Commission from making any assertion of jurisdiction before the FCC's August 20th rules adoption date. However, in light of information given by you, it is my understanding that the Public Utility Commission need not request certification prior to adoption of final rules. I have advised the Public Utility Commission in accordance with this information.

723 Main, Suite 610  
Houston, TX. 77002  
713/228-0701

806 Broadway, Suite 312  
Lubbock, TX. 79401  
806/747-5238

Again, congratulations on your new status as "expert" in the area of pole attachments. I am looking forward to working with you in this area.

4313 N. Tenth, Suite F  
McAllen, TX. 78501  
512/682-4547

200 Main Plaza, Suite 400  
San Antonio, TX. 78205  
512/225-4191

Sincerely,

A handwritten signature in cursive script that reads "Marilynn D. Poole".

MARILYNN D. POOLE  
Assistant Attorney General

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Affirmative Action Employer

P.O. Box 12548, Capitol Station  
Austin, Texas 78711

MDP:tmc

cc: Mr. Daniel F. Grosh  
Common Carrier Bureau  
Federal Communications Commission  
Washington, D. C. 20554