

sent via blackberry from Erica

From: "Nancy Murphy" <Nancy.Murphy@fcc.gov>
Date: Tue, 22 Jul 2008 16:25:04 -0400
To: <hunterb1@doacs.state.fl.us>
CC: <erica.farago@gmail.com>; Monica Desai <Monica.Desai@fcc.gov>
Subject: RE: Comcast/FCC/ LFA

This email got kicked back because there isn't enough memory in your mailbox. I have removed the attachments and hope this message is small enough for you to receive. You should be able to get Ms. Farago to fax the relevant documents to you.

From: Nancy Murphy
Sent: Tuesday, July 22, 2008 4:13 PM
To: 'hunterb1@doacs.state.fl.us'
Cc: 'erica.farago@gmail.com'; Monica Desai
Subject: FW: Comcast/FCC/ LFA

Thank you for taking the time to speak with me this afternoon. As discussed, I am providing you with the complainant's information - Erica Farago (see Cc for email address) - which is highlighted below in her email so that you or other appropriate state representative may contact her directly. The documents attached include a copy of their 2008 FCC complaint (by Mr. Eian Feldman who is the owner of the property and Ms. Farago's father) and a copy of their 2006 complaint that was filed with Miami-Dade Cable Telecommunications Licensing before Florida enacted their state legislation covering cable television services.

Property damage complaints fall outside of the jurisdiction of the FCC, but under Section 621(a)(2)(C) of the Communications Act of 1934, as amended, it falls squarely within the jurisdiction of the franchising authority - in this case, the State of Florida. Section 621 is entitled *General Franchise Requirements* and subsection (C) states:

that the owner of the property be justly compensated by the cable operator for any damages caused by the installation, construction, operation, or removal of such facilities by the cable operator.

Ms. Farago has been trying to get this issue resolved for over two years now and we would like to see this matter resolved in a timely and equitable manner. Your efforts in this regard will be greatly appreciated!

Nancy Murphy

Associate Chief, Media Bureau

Federal Communications Commission

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From: Erica Farago [<mailto:erica.farago@gmail.com>]
Sent: Friday, July 11, 2008 3:59 PM
To: Nancy Murphy
Cc: Monica Desai
Subject: Re: Comcast/FCC/ LFA

I have attached a copy of the formal complaint made on January 28. I hope this helps to clarify everything for the two of you. Thank you so much, I very much appreciate all of your help.

Erica Feldman Farago