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July 19, 2012

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

**Re: Time Warner Cable Inc.  
Petition for Determination of Effective Competition  
CSR-8661-E  
MB Docket No. 12-170  
PSID #003058**

Dear Ms. Dortch:

Please find attached a replacement Exhibit D, the Declaration of Ralph Newcomb, Time Warner Cable's Vice President of Technical Operations – Wisconsin. Please associate this declaration with the above-captioned Petition for Special Relief, replacing the declaration originally included with the Petition.

Should there be any questions regarding this matter, please contact the undersigned.

Sincerely,



Craig A. Gilley

**EXHIBIT D**

**DECLARATION**

I, Ralph Newcomb, hereby declare under penalty of perjury as follows:

1. I am Vice President of Technical Operations for Time Warner Cable Inc. ("Time Warner Cable"), the owner and manager of the cable system involved in the foregoing Petition for Special Relief ("Petition"); and
2. In my position, I manage a staff of expert technicians responsible for the operation, construction and maintenance of Time Warner Cable's cable system. I am routinely in the field with my employees observing their activities, as well as the activities of other utility's construction, maintenance and operational employees, in the Wisconsin communities of the Village of Allouez, the Town of Black Wolf, the City of Neenah, the Town of Neenah, the City of Oshkosh, and the Town of Oshkosh; and
3. In my and my employees regular conduct, we routinely interact with and observe AT&T employees and contractors working on AT&T's U-Verse video system serving these same communities. This interaction and observation is necessary to coordinate construction schedules and manage the respective networks without interference from one another; and
4. Based on my first hand knowledge, I can attest that AT&T's video system is capable of serving all the occupied households in the Village of Allouez, the Town of Black Wolf, the City of Neenah, the Town of Neenah, the City of Oshkosh, and the Town of Oshkosh.

Dated:

6-11-12

