

Carl Kandutsch

From: Carl Kandutsch
Sent: Thursday, July 26, 2012 4:08 PM
To: Diana Sokolow
Cc: jsher@newscorp.com; antoinette.bush@skadden.com; mdelnero@cov.com; epogoriler@cov.com; Carl Kandutsch
Subject: RE: Fox v. TV Max (MB Docket No. 12-113) and Univision v. TV Max (MB Docket No. 12-181)

Diana,

TV Max's answers to your questions are as follows:

1. Does TV Max need to take any action to connect a non-subscriber to its MATV systems? If so, what?

Answer: In order to receive broadcast signals by means of the MATV system, a non-subscribing resident of an MDU building served by TV Max must contact TV Max, which then sends a technician to the building. The technician connects the home run wire serving the resident's unit to the in-building MATV system at the junction box (or boxes), thus enabling the resident to plug his or her television (or digital converter box) into a wall outlet to receive the broadcast signal.

2. In the buildings that TV Max has converted to MATV, does it still deliver broadcast signals via its fiber ring?

Answer: Yes. Broadcast signals are delivered to MDU residents using both the fiber ring and the MATV systems. However, reception of broadcast signals via the MATV systems made available to all MDU residents at no charge and at the individual resident's option in conjunction with TV Max's cable service in accordance with the requirements set forth in 47 C.F.R. § 76.64(e).

3. Why does TV Max change channel numbers from the over-the-air station to the station as provided through TV Max's service?

Answer: The FCC's recent mandated conversion of broadcast signals from analog to digital format required new frequency allocations for broadcast channels. However, MDU residents who do not have digital television sets or analog-to-digital converter devices aren't able to pick up the channels on the new digital frequency allocations. Therefore, as a public service, TV Max changes the channel numbers in order to allow residents to pick up the broadcast signals on the pre-digital conversion frequency allocation.

As of today's date, all MDU buildings served by TV Max have been equipped with MATV systems that are the property of the building owner.

As previously stated, Mr. Balun is available to meet personally with Media Bureau staff to provide further information and details.

Thank you,

Carl E. Kandutsch, Ph.D., J.D.
Attorney at Law
2520 Avenue K, Suite 700-760
Plano, Texas 75074
Office: (214) 427-5354
Mobile: (207) 659-6247
Fax: (214) 291-5724
www.kandutsch.com

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From: Diana Sokolow [mailto:Diana.Sokolow@fcc.gov]

Sent: Wednesday, July 25, 2012 4:24 PM

To: 'Carl Kandutsch'

Cc: jsher@newscorp.com; antoinette.bush@skadden.com; mdelnero@cov.com; epogoriler@cov.com

Subject: Fox v. TV Max (MB Docket No. 12-113) and Univision v. TV Max (MB Docket No. 12-181)

Carl,

Thank you for your time today. As we discussed, please provide TV Max's answers to the following three questions by COB Thursday, July 26. The answers can be sent by email to me, cc'ing everyone on this email, but they will also need to be filed in the docket of each of these proceedings (MB Docket Nos. 12-113 and 12-181). The questions are as follows:

1. Does TV Max need to take any action to connect a non-subscriber to its MATV systems? If so, what?
2. In the buildings that TV Max has converted to MATV, does it still deliver broadcast signals via its fiber ring?
3. Why does TV Max change channel numbers from the over-the-air station to the station as provided through TV Max's service?

In addition to the above questions, please indicate what approach TV Max has taken to address retransmission without consent in the 19 unconverted buildings.

Thank you,
Diana

Diana Sokolow
Attorney Advisor
Policy Division, Media Bureau
Federal Communications Commission
202-418-0588 telephone
Diana.Sokolow@fcc.gov