

# EDWARDS WILDMAN

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John R. Wilner

Counsel

+1 202 939 7929

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[jjwilner@edwardswildman.com](mailto:jjwilner@edwardswildman.com)

FILED/ACCEPTED

DEC 17 2012

Federal Communications Commission  
Office of the Secretary

December 17, 2012

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

Re: Time Warner NY Cable LLC  
d/b/a Time Warner Cable  
CSR-8730-A

Dear Ms. Dortch:

Time Warner Cable Northeast LLC,<sup>1</sup> by its attorney, hereby requests that the Commission dismiss without prejudice its Petition for Special Relief in the above-referenced proceeding. The parties have reached an agreement concerning carriage of WLNY-TV, Riverhead, New York.

Should there be any questions concerning this matter, please communicate with the undersigned.

Very truly yours,



John R. Wilner

Counsel for Time Warner Cable Northeast LLC

JRW

cc: Howard F. Jaeckel, Esq. (via email and US Mail)  
Steve Broecker, Esq. (via email)

AM 17884600.1

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<sup>1</sup> Pursuant to an internal reorganization consummated on September 30, 2012, Time Warner Cable Northeast LLC is the new owner of the subject cable systems.



Federal Communications Commission  
Washington, D.C. 20554

January 15, 2013

John R. Wilner, Esq.  
Adam M. Copeland  
Edwards Wildman Palmer LLP  
1255 23 rd Street, N.W., Eighth Floor  
Washington, DC 20037

Re: Time Warner NY Cable LLC d/b/a  
Time Warner Cable v. WLNY-TV  
Riverhead, New York  
CSR-8730-A; Docket No. 12-305

Dear Mr. Wilner,

On September 28, 2012, on behalf of Time Warner NY Cable LLC d/b/a Time Warner Cable, you filed a Petition for Special Relief requesting the Commission to exclude certain communities served by Time Warner Cable from the television market of station WLNY-TV, Riverhead, New York.

Subsequently, on December 17, 2012, you informed the Commission that Time Warner requested that its Petition for Special Relief be dismissed without prejudice because the parties had reached an agreement regarding carriage.

In view of the foregoing, pursuant to Section 0.283 of the Commission's rules, the Petition filed on September 28, 2012 is hereby dismissed.

Sincerely,

A handwritten signature in black ink, appearing to read "SJB", written over a horizontal line.

Steven Broeckaert  
Senior Deputy Chief, Policy Division  
Media Bureau

cc

Howard F. Jaeckel  
CBS Corporation  
51 W 52<sup>nd</sup> Street  
New York, New York 10019

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

RECEIVED - FCC

DEC 14 2012

Federal Communications Commission  
Bureau / Office

In re Petition of )  
 )  
Time Warner NY Cable LLC )  
d/b/a Time Warner Cable )  
 )  
For Modification of the Television Market )  
of WLNY Riverhead, New York )  
 )

MB Docket No. 12-305  
CSR-8730-A

TO: Chief, Media Bureau

**MOTION FOR FURTHER EXTENSION OF TIME**

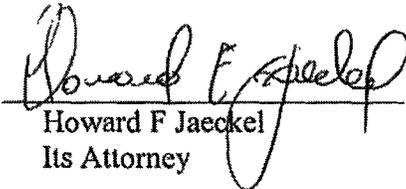
CBS Corporation ("CBS"), parent company of the licensee of WLNY-TV Riverhead, New York (the "Station"), respectfully requests a further extension of time to file an opposition to the above-captioned petition for special relief (the "petition") to modify Station's television market, for purposes of the cable television mandatory carriage rules, by excluding certain communities in the Hudson Valley of New York.

Public notice of the petition was published on October 19, 2012, and oppositions accordingly were due on November 8, 2012. The Commission has granted several previous extensions, the latest of which expires today, December 14, 2012.

In an attempt to resolve this matter amicably, the parties have been negotiating an agreement concerning the carriage of WLNY on TWC's Hudson Valley Systems. CBS believes that they are very close to an agreement, but due to other pressing matters occupying the attention of the responsible executives, an agreement has not yet been finalized. In order to preserve the status quo until the anticipated agreement is reached,

CBS requests a further one week extension of time until December 21, 2012. The undersigned is authorized to state that the petitioner does not object to this request.

Respectfully submitted,  
CBS Corporation

By:   
Howard F Jaeckel  
Its Attorney

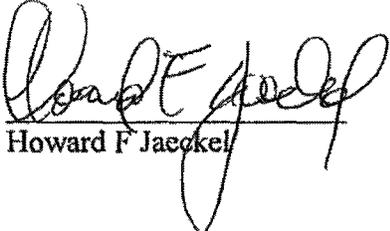
51 West 52<sup>nd</sup> Street  
New York, New York 10019

December 14, 2012

**CERTIFICATE OF SERVICE**

I, Howard F. Jaeckel, hereby certify that on this 14th day of December, 2012, I caused a copy of the foregoing "Motion for Extension of Time" to be served on John R. Wilner, Esq, counsel for Time Warner NY Cable LLC, by U.S. First Class Mail, postage prepaid, at the below address, and by electronic mail.

John R. Wilner, Esq.  
Edmonds Wildman Palmer LLP  
1255 23<sup>rd</sup> Street, NW  
Eighth Floor  
Washington, DC 20037

  
Howard F Jaeckel

## Claudia Tillery

---

**From:** Steven Broeckaert  
**Sent:** Tuesday, November 06, 2012 10:28 AM  
**To:** 'Lucey, Anne'  
**Cc:** Simon Banyai; Steve Garner; Claudia Tillery  
**Subject:** RE: Request for Extension of Time --CSR-8730-A

Anne,

Please consider this email as granting the extension as requested. Please forward a copy of this email to counsel for Time Warner Cable.

Best regards,

Steve

Steven A. Broeckaert  
Deputy Chief, Policy Division, Media Bureau Federal Communications Commission [steven.broeckaert@fcc.gov](mailto:steven.broeckaert@fcc.gov)

\*\*\*Non-Public: For Internal Use Only\*\*\*

-----Original Message-----

**From:** Lucey, Anne [<mailto:anne.lucey@cbs.com>]  
**Sent:** Monday, November 05, 2012 5:21 PM  
**To:** Steven Broeckaert  
**Subject:** Request for Extension of Time --CSR-8730-A

Hi, Steve:

This was filed earlier this afternoon with the Secretary's Office....date-stamped copy attached.

Please let me know if you need anything else....

Best --Anne

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554**

In re Petition of )  
 )  
Time Warner NY Cable LLC )  
d/b/a Time Warner Cable )  
 )  
For Modification of the Television Market )  
of WLNY Riverhead, New York )  
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MB Docket No. 12-305

CSR-8730-A

RECEIVED - FCC

NOV - 5 2012

Federal Communications Commission  
Bureau / Office

TO: Chief, Media Bureau

**MOTION FOR EXTENSION OF TIME**

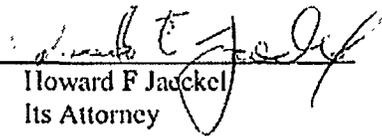
CBS Corporation ("CBS"), parent company of the licensee of WLNY-TV Riverhead, New York (the "Station"), respectfully requests an extension of time to file an opposition to the above-captioned petition for special relief (the "petition") to modify Station's television market, for purposes of the cable television mandatory carriage rules, by excluding certain communities in the Hudson Valley of New York.

Public notice of the petition was published on October 19, 2012, and oppositions are accordingly due on November 8, 2012. The undersigned, who is responsible for the preparation of CBS's opposition, has been preoccupied with political broadcasting matters in the pre-election period; in addition, three work days were lost last week due to Hurricane Sandy and a computer system outage that affected CBS facilities in the storm's aftermath.

In light of these circumstances, CBS requests that its time to file an opposition to the petition be extended by seven days until November 15, 2012. The undersigned is

authorized to state that the petitioner will not interpose an objection to this request.

Respectfully submitted,  
CBS Corporation

By:   
Howard F Jaackel  
Its Attorney

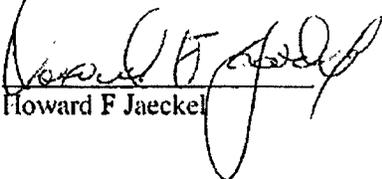
51 West 52<sup>nd</sup> Street  
New York, New York 10019

November 5, 2012

**CERTIFICATE OF SERVICE**

I, Howard F. Jaeckel, hereby certify that on this 5th day of November, 2012, I caused a copy of the foregoing "Motion for Extension of Time" to be served on John R. Wilner, Esq, counsel for Time Warner NY Cable LLC, by U.S. First Class Mail, postage prepaid, at the below address, and by electronic mail.

John R. Wilner, Esq.  
Edmonds Wildman Palmer LLP  
1255 23<sup>rd</sup> Street, NW  
Eighth Floor  
Washington, DC 20037

  
Howard F Jaeckel

## Claudia Tillery

---

**From:** Steven Broeckaert  
**Sent:** Wednesday, November 14, 2012 5:30 PM  
**To:** 'Lucey, Anne'; Simon Banyai; Steve Garner; Claudia Tillery  
**Cc:** [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F  
**Subject:** RE: Motion for Further Extension of Time --CSR-8730-A

Anne,

Please consider this email a grant of the Motion for a Further Extension of Time to which Time Warner Cable does not object. I will make a copy of this email part of the record in the proceeding. According to our calculations, this will total a cumulative 22 days of extension to the original answer period. Accordingly, the 120 day statutory period will be tolled for 22 days making Commission action due on or before March 10, 2013. Because March 10, 2013 is a Sunday, Commission action is due on or before Monday, March 11, 2013. If anyone disagrees with this math, please let us know ASAP.

Best regards,

Steve

Steven A. Broeckaert  
Deputy Chief, Policy Division, Media Bureau Federal Communications Commission [steven.broeckaert@fcc.gov](mailto:steven.broeckaert@fcc.gov)

\*\*\*Non-Public: For Internal Use Only\*\*\*

-----Original Message-----

**From:** Lucey, Anne [<mailto:anne.lucey@cbs.com>]  
**Sent:** Wednesday, November 14, 2012 1:44 PM  
**To:** Steven Broeckaert; Simon Banyai; Steve Garner; Claudia Tillery  
**Cc:** [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F  
**Subject:** Motion for Further Extension of Time --CSR-8730-A

Dear Steve, Simon, Steve and Claudia:

Attached please find a date-stamped copy of a motion for further extension of time to respond to the petition for special relief in CSR-8730-A.

This request was formally filed at the Commission earlier today.

Please let me know if you need additional information. Thanks --Anne

Anne Lucey  
SVP, Regulatory Policy  
CBS Corporation  
601 Pennsylvania Ave, NW

Suite 540  
Washington, DC 20004  
202 457 4618

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

RECEIVED - FCC

NOV 14 2012

Federal Communications Commission  
Bureau / Office

In re Petition of )  
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Time Warner NY Cable LLC )  
d/b/a Time Warner Cable )  
 )  
For Modification of the Television Market )  
of WLNY Riverhead, New York )  
 )

MB Docket No. 12-305  
CSR-8730-A

TO: Chief, Media Bureau

**MOTION FOR FURTHER EXTENSION OF TIME**

CBS Corporation ("CBS"), parent company of the licensee of WLNY-TV Riverhead, New York (the "Station"), respectfully requests a further extension of time to file an opposition to the above-captioned petition for special relief (the "petition") to modify Station's television market, for purposes of the cable television mandatory carriage rules, by excluding certain communities in the Hudson Valley of New York.

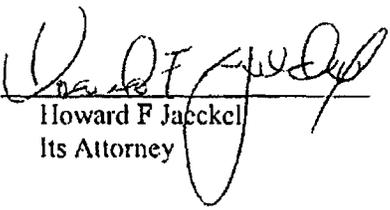
Public notice of the petition was published on October 19, 2012, and oppositions accordingly were due on November 8, 2012. On November 5, the Commission granted CBS a one week extension, until November 15, 2012.

Partly due to a political broadcasting complaint filed after CBS's original request for an extension was made, and a response to which is also due on November 15, the undersigned requires additional time to prepare CBS's opposition. Given the upcoming Thanksgiving Holiday, CBS requests that its time to file an opposition to the petition be extended until November 30, 2012. The undersigned is authorized to state that the

petitioner does not object to this request.

Respectfully submitted,  
CBS Corporation

By:

  
Howard F Jacckel  
Its Attorney

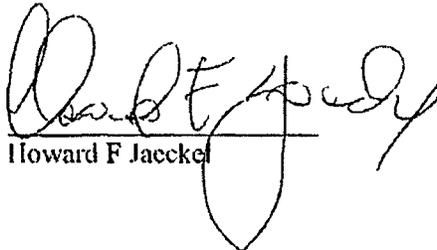
51 West 52<sup>nd</sup> Street  
New York, New York 10019

November 14, 2012

### CERTIFICATE OF SERVICE

I, Howard F. Jaeckel, hereby certify that on this 14th day of November, 2012, I caused a copy of the foregoing "Motion for Extension of Time" to be served on John R. Wilner, Esq, counsel for Time Warner NY Cable LLC, by U.S. First Class Mail, postage prepaid, at the below address, and by electronic mail.

John R. Wilner, Esq.  
Edmonds Wildman Palmer LLP  
1255 23<sup>rd</sup> Street, NW  
Eighth Floor  
Washington, DC 20037



Howard F Jaeckel

## Claudia Tillery

---

**From:** Steven Broeckaert  
**Sent:** Thursday, November 29, 2012 2:26 PM  
**To:** 'Lucey, Anne'; Simon Banyai; Steve Garner; Claudia Tillery  
**Cc:** [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F  
**Subject:** RE: Motion for Further Extension of Time --CSR-8730-A

Anne,

Absent extenuating circumstances, extensions of time for the purposes of settlement are always welcome. I wish both parties the best and a holiday present of a request for withdrawal is all I want under my tree this year.

Best regards,

Steve

Steven A. Broeckaert  
Deputy Chief, Policy Division, Media Bureau Federal Communications Commission [steven.broeckaert@fcc.gov](mailto:steven.broeckaert@fcc.gov)

\*\*\*Non-Public: For Internal Use Only\*\*\*

-----Original Message-----

**From:** Lucey, Anne [<mailto:anne.lucey@cbs.com>]  
**Sent:** Thursday, November 29, 2012 2:20 PM  
**To:** Steven Broeckaert; Simon Banyai; Steve Garner; Claudia Tillery  
**Cc:** [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F  
**Subject:** RE: Motion for Further Extension of Time --CSR-8730-A

Hello again, Steve, Simon, Steve and Claudia:

Moments ago we filed the attached request for extension at the FCC. (Date-stamped copy attached.)

As you will see, we are requesting additional time for the filing of an opposition --until Dec. 14.

In a recent telephone conversation, executives of CBS and TWC discussed the possibility of reaching an agreement for the carriage of WLNY on TWC's Hudson Valley systems, which is the very subject of the above-captioned proceeding. We seek additional time to allow for further discussions.

Note that TWC's John Wilner is cc'd here.

Thanks, as always. --Anne

-----Original Message-----

**From:** Steven Broeckaert [<mailto:Steven.Broeckaert@fcc.gov>]  
**Sent:** Wednesday, November 14, 2012 5:30 PM  
**To:** Lucey, Anne; Simon Banyai; Steve Garner; Claudia Tillery  
**Cc:** [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F  
**Subject:** RE: Motion for Further Extension of Time --CSR-8730-A

Anne,

Please consider this email a grant of the Motion for a Further Extension of Time to which Time Warner Cable does not object. I will make a copy of this email part of the record in the proceeding. According to our calculations, this will total a cumulative 22 days of extension to the original answer period. Accordingly, the 120 day statutory period will be tolled for 22 days making Commission action due on or before March 10, 2013. Because March 10, 2013 is a Sunday, Commission action is due on or before Monday, March 11, 2013. If anyone disagrees with this math, please let us know ASAP.

Best regards,

Steve

Steven A. Broeckaert

Deputy Chief, Policy Division, Media Bureau Federal Communications Commission [steven.broeckaert@fcc.gov](mailto:steven.broeckaert@fcc.gov)

\*\*\*Non-Public: For Internal Use Only\*\*\*

-----Original Message-----

From: Lucey, Anne [<mailto:anne.lucey@cbs.com>]

Sent: Wednesday, November 14, 2012 1:44 PM

To: Steven Broeckaert; Simon Banyai; Steve Garner; Claudia Tillery

Cc: [jwilner@edwardswildman.com](mailto:jwilner@edwardswildman.com); Jaeckel, Howard F

Subject: Motion for Further Extension of Time --CSR-8730-A

Dear Steve, Simon, Steve and Claudia:

Attached please find a date-stamped copy of a motion for further extension of time to respond to the petition for special relief in CSR-8730-A.

This request was formally filed at the Commission earlier today.

Please let me know if you need additional information. Thanks --Anne

Anne Lucey  
SVP, Regulatory Policy  
CBS Corporation  
601 Pennsylvania Ave, NW  
Suite 540  
Washington, DC 20004  
202 457 4618

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554**

In re Petition of )  
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Time Warner NY Cable LLC )  
d/b/a Time Warner Cable' )  
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For Modification of the Television Market )  
of WLNY Riverhead, New York )  
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MB Docket No. 12-305  
CSR-8730-A

**RECEIVED - FCC**

TO: Chief, Media Bureau

**NOV 29 2012**  
Federal Communications Commission  
Bureau / Office

**MOTION FOR FURTHER EXTENSION OF TIME**

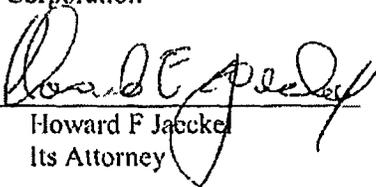
CBS Corporation (“CBS”), parent company of the licensee of WLNY-TV Riverhead, New York (the “Station”), respectfully requests a further extension of time to file an opposition to the above-captioned petition for special relief (the “petition”) to modify Station’s television market, for purposes of the cable television mandatory carriage rules, by excluding certain communities in the Hudson Valley of New York.

Public notice of the petition was published on October 19, 2012, and oppositions accordingly were initially due on November 8, 2012. CBS has previously been granted two extensions of time, and its opposition is currently due on November 30, 2012.

During a telephone conversation on November 27, executives of CBS and Time Warner Cable (“TWC”) discussed the possibility of reaching an agreement concerning the carriage of WLNY on TWC’s Hudson Valley systems. So as to allow time for further discussions concerning a possible amicable resolution, CBS respectfully requests a further extension of time until December 14, 2012.

The undersigned is authorized to state that the petitioner does not object to this request.

Respectfully submitted,  
CBS Corporation

By:   
Howard F. Jaccke  
Its Attorney

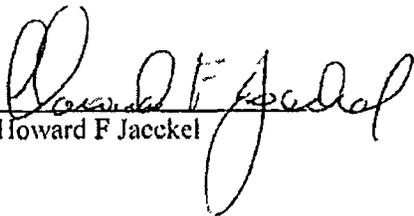
51 West 52<sup>nd</sup> Street  
New York, New York 10019

November 29, 2012

**CERTIFICATE OF SERVICE**

I, Howard F. Jaeckel, hereby certify that on this 29th day of November, 2012, I caused a copy of the foregoing "Motion for Extension of Time" to be served on John R. Wilner, Esq, counsel for Time Warner NY Cable LLC, by U.S. First Class Mail, postage prepaid, at the below address, and by electronic mail.

John R. Wilner, Esq.  
Edmonds Wildman Palmer LLP  
1255 23<sup>rd</sup> Street, NW  
Eighth Floor  
Washington, DC 20037

  
Howard F Jaeckel