



PUBLIC UTILITY DISTRICT NO. 1 of CHELAN COUNTY

P.O. Box 1231, Wenatchee, WA 98807-1231 • 327 N. Wenatchee Ave., Wenatchee, WA 98801
(509) 663-8121 • Toll free 1-888-663-8121 • www.chelanpud.org

**Public Utility District No. 1 of Chelan County's Request for a One-Year
Extension of a Financial Hardship Waiver**

**In the Matter of the Commercial Advertisement Loudness Mitigation
("CALM"),**

MB Docket No. 11-93

On behalf of the Board of Public Utility District No. 1 of Chelan County ("Chelan PUD"), a small utility owned cable system (FRN# 0021036355) serving Chelan County, Washington, I, hereby request renewal of the streamlined financial hardship waiver of the Commercial Advertisement Loudness Mitigation ("CALM") Act rules for another one year period. Additionally, due to an inadvertent misunderstanding of the timing for renewal, Chelan PUD missed the October 12, 2013 deadline for these requests. On behalf of Chelan PUD, I request an extension of the past due deadline date for submission of this requested waiver.

Pursuant to the Commissions' December 13, 2011, Report and Order in the above captioned proceeding, I certify that Chelan PUD: (1) has less than 15,000 subscribers and therefore meets the Commission's definition of a small MVPD system; and (2) needs an additional delay of one year to avoid the financial hardship that would otherwise be imposed if it were required to obtain the necessary audio monitoring equipment, sooner.

The basis for the financial hardship is two-fold. First, Chelan PUD's fiber system (including the cable system as a part of the overall system) is a separate business line and must stand on its own financially. In 2013 and in prior years, the fiber system has lost significant money; that is, the revenue does not pay operating expenses. Chelan PUD is attempting to recover and change its operations to avoid losses in the future. Second, Chelan PUD is currently planning to transfer operation of its video cable head-end and would require the new operator to invest in equipment and comply with all laws. Thus, installation of the measures



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required by CALM rules is not an appropriate use of the limited operation budget at this time.

Chelan PUD has two FRN numbers: one for its RF system and one for its cable system. Due to inadvertent error, the RF FRN# was improperly used on the 2012 and 2013 Chelan PUD waiver request. This amended request for renewal of the waiver contains the correct cable system FRN number.

I represent and warrant that the above certification is consistent with 47. C.F.R. § 1.17, which requires truthful and accurate statements to the Commission. I also acknowledge that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject Chelan PUD to enforcement actions.

Signed: _____

Jennifer Pickel, Business Advisor of Fiber & Telecom
PUD No. 1 of Chelan County

Date: 11-26-13