

**BEFORE THE FEDERAL COMMUNICATIONS COMMISSION**

In Re: Applications of Comcast Corporation,  
Time Warner Cable Inc., Charter Communications, Inc.,  
and SPINCO to Assign and Transfer Control of FCC Licenses  
and Other Authorizations; MB Docket No. 14-57

**COMMENTS OF BEACH TV CABLE, CO., INC. d/b/a/ KEY TV**

**Dated: August 25, 2014**

Beach TV Cable Co., Inc. d/b/a Key TV (“Beach TV”) submits these comments in opposition to the approvals sought by Comcast Corporation (“Comcast”) to take over the cable systems of Time Warner Cable, Inc. (“Time Warner”). Allowing Comcast to control Time Warner markets will cause significant damage to the low power television (“LPTV”) industry. That injury will be caused by the expansion of Comcast’s practice of granting carriage on its cable systems to favored LPTV stations by retransmission consent pursuant to 47 U.S.C. §325(b) (the “Carried LPTV’s”) while denying the same rights of carriage to other, disfavored, LPTV’s in the same markets (the “Other LPTV’s”). If this discrimination is permitted to spread to the markets Comcast seeks to acquire, it will eventually cause the decimation of LPTV in all markets served by Comcast.

Beach TV owns and operates LPTV stations in the southeastern US, including Key West, FL, Atlanta, GA and Myrtle Beach, SC. Beach TV transmits programming and advertising directed to the tourist trade in those communities. Beach TV’s signal in Key West has been carried for many years on the Comcast cable system on a leased access basis. Comcast has charged Beach TV in excess of \$14,000 a month for leased access carriage. At the same time, Comcast carried – without charge -- the signal of a Carried LPTV that competes with Beach TV in the same market. Comcast in effect gave the Carried LPTV a direct subsidy of up to \$14,000 a month. Needless to say, this gave the Carried LPTV an enormous competitive advantage over Beach TV. They both competed for the same advertising dollars to reach the same subscribers to the cable

system. But Beach TV had a direct bottom line expense of \$168,000 a year to reach that audience while the Carried LPTV did not.<sup>1</sup>

Beach TV has learned that it is not alone in Comcast's discrimination between Carried LPTV's and Other LPTV's. Beach TV has reason to believe that the following are Carried LPTV's on Comcast's cable system in South Florida: WDFL-LD (Monroe and Miami Dade Counties); WJAN-CD (Miami Dade County); WFUN-LD (Miami Dade County); WWHB-CA (Palm Beach County) and WTCN-CA (Palm Beach County).<sup>2</sup>

Beach TV has researched the carriage of LPTV stations by Comcast and Time Warner in over fifty markets to see if the discriminatory treatment between Carried LPTV's and Other LPTV's extends beyond South Florida. It does. The results of that research are attached as Exhibit A.<sup>3</sup>

The research shows that in twenty-one (21) Comcast markets, twenty-two percent (22%) of the LPTV stations are Carried LPTV's while seventy-eight percent (78%) are Other LPTV's. Through the use of free retransmission consent, Comcast is granting a preference to a significant number of Carried LPTV's in local markets throughout the

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<sup>1</sup> Beach TV is currently in litigation with Comcast over this discriminatory treatment and other terms of carriage in *Beach TV Cable Co., Inc. d/b/a Key TV v. Comcast of Florida/Georgia, LLC*, Docket No. 4:13-cv-10119, United States District Court for the Southern District of Florida.

<sup>2</sup> Beach TV believes these are Carried Stations because the cost of carriage by leased access would, according to Comcast's published leased access rate card, run as high as \$1,000,000 a month – a prohibitively expense sum by any measure.

<sup>3</sup> This information was gathered from several websites and, as such, is only as reliable as the sites from which the information was taken. There is no requirement that any cable operator report what LPTV's it carries on its system or under what terms and conditions so there is no "official" source for this information. This report was also submitted as an Exhibit to Beach TV's ex parte notice dated July 31, 2014.

country. Carried LPTV's get distribution beyond their signal contour at no additional cost. They are thus enabled to compete more effectively for a finite pool of local advertisers by offering wider distribution in the community – more “eyeballs” – at no additional cost. Other LPTV stations do not enjoy that advantage.

LPTV stations such as Beach TV can get carriage beyond their signal contour pursuant to leased access but the costs are exorbitant and the terms discriminatory.<sup>4</sup> The effect of this discrimination between Carried LPTV's and Other LPTV's is that Comcast – not the market place– decides which LPTV station can offer the best terms and pricing to a finite pool of local advertisers.

This discrimination is even more pronounced in the Spanish language market. For example, there are five (5) Spanish language Carried LPTV's on Comcast's South Florida system. There are five (5) Other LPTV's in South Florida that broadcast Spanish language programming but are not carried on Comcast's system at all.<sup>5</sup> Stated another way, Comcast has selected fifty percent (50%) of the Spanish language LPTV's for free carriage on its South Florida system while fifty percent (50%) of the Spanish language LPTV's remain limited to their signal contours. This discrimination occurs across all Comcast markets where an average of forty-two percent (42%) of all Spanish language LPTV's are Carried LPTV's while fifty-eight percent (58%) of all Spanish language LPTV's are Other LPTV's.

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<sup>4</sup> For example, at least one Carried LPTV in Key West got carried on Comcast's Hospitality One tier while Beach TV did not.

<sup>5</sup> WTXI-LD (TeleRomantica); WSBS-CD (MegaTV); WLTV-DT (Univision); WLMF-LD (LATV); and WEYS-LD (Almavision)

These numbers show Comcast is fulfilling its obligations to carry Spanish language programming by offering free retransmission consent to Spanish language LPTV stations and thereby avoid licensing fees to Spanish language programmers. While this may serve Comcast's purposes, it comes at the expense of the Other LPTV's that also broadcast Spanish language programming. Spanish language Carried LPTV's are granted a significant advantage in soliciting advertising dollars from the Spanish language community because they reach more of the community -- courtesy of Comcast and not because they attract more viewers with superior programming.

Comcast is not alone in the discriminatory treatment of LPTV stations. In twenty-six (26) Time Warner markets, ten percent (10%) of all LPTV stations are Carried LPTV's. However, Comcast's discrimination is far more insidious than Time Warner's for two reasons.

The first is that Comcast favors Spanish language programming by a significantly larger margin than Time Warner. On Comcast systems nationwide, forty-one percent (41%) of available Spanish language LPTV stations are Carried LPTV's. On Time Warner systems, that number is just sixteen percent (16%). Thus the negative impact of discriminatory free retransmission consent carriage falls much harder on Spanish language Other LPTV's in Comcast markets than in Time Warner markets.

The other reason is there are twice as many Carried LPTV's on Comcast systems as on Time Warner systems. Free retransmission consent confers a significant advantage to a Carried LPTV station in attracting local advertisers -- at the expense of Other LPTV stations that do not have that advantage. As the number of Carried LPTV's increases, the opportunity to attract local advertisers declines for the remaining Other LPTV stations.

Eventually a tipping point will be reached when only Carried LPTV's will survive because they are collecting the lion's share of local advertising revenue. The merger of Comcast and Time Warner will accelerate that trend.

Beach TV asks that the FCC not grant Comcast's requested approvals because a merger of Comcast and Time Warner will lead to the expansion of Comcast's discrimination between Carried LPTV's and Other LPTV's into Time Warner markets. This will eventually sound the death knell for Other LPTV's in Comcast markets.

In the alternative, Beach TV asks that the approval of the merger be conditioned upon Comcast setting its rates for leased access for Other LPTV's on an equal footing with Carried LPTV's. This could be accomplished by requiring Comcast, as a condition of the merger, to set the maximum leased access rates for Other LPTV's using the marginal implicit fee methodology (and cap) set forth in *In the Matter of Leased Commercial Access; Report and Order and Further Notice of Proposed Rulemaking*, FCC 07-208, 73 FR 10675, 23 FCCRcd 2909 (2007). If and to the extent Carried LPTV's pay little or no fees for carriage by retransmission consent, then they would be included in the "least profitable channels" to determine the marginal implicit fee. If Carried LPTV's are carried in the same DMA as the system on which the Other LPTV sought carriage, they too would be included in the "least profitable channels." This will ensure that Other LPTV's will get the same access as Carried LPTV's to viewers outside their signal contour at a reasonable price.



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**Carriage of Low Power TV Channels  
By Comcast and Time Warner**

	<b>Carried</b>		<b>Not Carried</b>	
	<b>Spanish</b>	<b>Other</b>	<b>Spanish</b>	<b>Other</b>
<b>Comcast</b>	16%	6%	22%	56%
<b>Time Warner</b>	4%	6%	22%	67%

Comcast -- 258 Channels\* in 21 Markets

Spanish Language	Channels Carried as a Percentage of Available Channels - 41.4%
Other	Channels Carried as a Percentage of Available Channels - 9.4%

Time Warner -- 247 Channels\* in 26 Markets

Spanish Language	Channels Carried as a Percentage of Available Channels- 16.2%
Other	Channels Carried as a Percentage of Available Channels- 7.8%

\*Excludes Shopping and Infomercial Channels

**Sources**

www.rabbitears.info  
 www.wikipedia.com  
 www.tvlistings.aol.com  
 www.fcc.gov

Prepared by W. James Mac Naughton; www.wjmesq.com

Market	Community	State	Call Sign	Channel	Affiliation
3	Chicago	IL	WOCK-CD1	178	Mundo Fox
3	Chicago	IL	WOCK-CD2	391	KBC
3	Chicago	IL	WOCK-CD3	389	Viera Living
3	Chicago	IL	WOCK-CD4	392	The Cool TV
3	Chicago	IL	WOCK-CD5	390	Soul of the South
3	Chicago	IL	WPVN-CD	397	Tuff TV
3	Chicago	IL	WWME-LD2	361	MeTV
3	Chicago	IL	WESV-LD	396	Estrella TV
3	Chicago	IL	WMEU-CD2	359	TheUtoo
3	Chicago	IL	WCHU-LD	877	Azteca America
3	Chicago	IL	WDCI-LD	N/C	Daystar
3	Chicago	IL	WOCH-CA	N/C	IND
4	Philadelphia	PA	WFPA-CA	251	Univision
4	Philadelphia	PA	WEFG-LD	N/C	TV Scout
4	Philadelphia	PA	WPSJ-CD1	N/C	MundoFox
4	Philadelphia	PA	WPSJ-CD2	N/C	SonLife
4	Philadelphia	PA	WPSJ-CD3	N/C	GodTV
4	Philadelphia	PA	WPSJ-CD4	N/C	America One
4	Philadelphia	PA	WTSD-CA	N/C	Classic Arts
4	Philadelphia	PA	WZPA-LD3	N/C	SonLife
4	Philadelphia	PA	WZPA-LD4	N/C	LATV
4	Philadelphia	PA	WELL-LD	N/C	Daystar
4	Philadelphia	PA	W36DO	N/C	The Walk TV
6	San Francisco	CA	KAXT-CD	N/C	IND
6	San Francisco	CA	KFTL-CD1	N/C	Creation TV
6	San Francisco	CA	KFTL-CD3	N/C	ZUUS Latino
6	San Francisco	CA	KFTL-CD4	N/C	Vietstar
6	San Francisco	CA	KFTL-CD10	N/C	SAB TV
6	San Francisco	CA	KFTL-CD25	N/C	ZUUS Country
6	San Francisco	CA	KTVJ-LP	N/C	IND
6	San Francisco	CA	KMMC-LD	N/C	Tr3s
6	San Francisco	CA	KQRM-LP	N/C	God TV
6	San Francisco	CA	K03HY-D	N/C	One Ministries
7	Boston	MA	WFXZ-CD2	298	Azteca America
7	Boston	MA	WFXZ-CD1	N/C	MundoFox
7	Boston	MA	WTMU-LP	N/C	Telemundo
7	Boston	MA	WHDT-LD	N/C	Deutsche Welle
7	Boston	MA	WCEA-LD1	N/C	MasTV
7	Boston	MA	WCEA-LD2	N/C	Telesur
8	Atlanta	GA	WKTB-CD1	18	Telemundo
8	Atlanta	GA	WKTB-CD2	390	Telemundo
8	Atlanta	GA	WKTB-CD3	389	Zap2it
8	Atlanta	GA	WUVM-LP	249	Azteca America
8	Atlanta	GA	WDTA-LP	283	Daystar

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
8 Atlanta		GA	WSKC-CD1	N/C	Fuxion TV
8 Atlanta		GA	WSKC-CD2	N/C	Korean
8 Atlanta		GA	WSKC-CD3	N/C	CGN
8 Atlanta		GA	WSCK-CD4	N/C	Viera Living
8 Atlanta		GA	WTBS-LP	N/C	France 24
8 Atlanta		GA	WAAN-CD1	N/C	BizTV
8 Atlanta		GA	WAAN-CD2	N/C	This TV
8 Atlanta		GA	WAAN-CD4	N/C	Moxie
8 Atlanta		GA	WAAN-CD5	N/C	Oldie
8 Atlanta		GA	WAAN-CD6	N/C	The Family Channel
8 Atlanta		GA	WAAN-CD7	N/C	Vietnamese
8 Atlanta		GA	WAAN-CD8	N/C	LATV
8 Atlanta		GA	WAAN-CD9	N/C	Retro TV
8 Atlanta		GA	WAAN-CD10	N/C	Estrella TV
8 Atlanta		GA	WYGA-LD2	N/C	SonLife
8 Atlanta		GA	WYGA-LD2	N/C	Peace TV
8 Atlanta		GA	WIRE-CD3	N/C	Video Mix TV
8 Atlanta		GA	WIRE-CD4	N/C	3ABN
8 Atlanta		GA	WTHC-LD1	N/C	The Atlanta Channel
8 Atlanta		GA	WTHC-LD2	N/C	The Atlanta Channel
9 Washington		DC	WZDC-LP	12	Telemundo
9 Washington		DC	WMDO-CA	15	Unimas
9 Washington		DC	WQAW-LP	198	Azteca America
9 Washington		DC	WDDN-LD	N/C	Daystar
9 Washington		DC	W45DN-D1	N/C	GCN
9 Washington		DC	W45DN-D3	N/C	EICB
9 Washington		DC	WWTD-LD2	N/C	NTDTV
9 Washington		DC	WWTC-LD4	N/C	Vietnamese
9 Washington		DC	WIAV-LD	N/C	Deutsche Welle
10 Houston		TX	KHLM-LD1	325	Multimedios
10 Houston		TX	KHLM-LD2	N/C	MBC
10 Houston		TX	KHLM-LD3	N/C	Television de Houston
10 Houston		TX	KHLM-LD4	N/C	Benediccion TV
10 Houston		TX	KHLM-LD5	N/C	Urban Houston Network
10 Houston		TX	KHLM-LD6	N/C	Altavision
10 Houston		TX	KHLM-LD7	N/C	Milenio Television
10 Houston		TX	KHLM-LD-8	N/C	The Urban Network
10 Houston		TX	KUVM-LD1	N/C	Mundo Fox
10 Houston		TX	KUVM-LD4	N/C	Retro TV
10 Houston		TX	KVVV-LD1	N/C	The Work Network
10 Houston		TX	KVVV-LD2	N/C	Diya TV
10 Houston		TX	KVVV-LD3	N/C	3ABN
10 Houston		TX	KVVV-LD4	N/C	3ABN Latino
10 Houston		TX	KVVV-LD5	N/C	IND

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
10	Houston	TX	KVVV-LD6	N/C	IND
10	Houston	TX	KVVV-LD7	N/C	NTA
10	Houston	TX	KVVV-LD8	N/C	Religious
10	Houston	TX	KVVV-LD9	N/C	IND
10	Houston	TX	KVVV-LD10	N/C	Urban Television
10	Houston	TX	KVQT-LD1	N/C	Conexion TV
10	Houston	TX	KVQT-LD2	N/C	Familia TV
10	Houston	TX	KVQT-LD3	N/C	Soy TV
10	Houston	TX	KVQT-LD4	N/C	Music Videos (Spanish)
10	Houston	TX	KVQT-LD5	N/C	Punch TV
10	Houston	TX	KVQT-LD6	N/C	Urban Houston Network
10	Houston	TX	KVQT-LD7	N/C	Cadena Central Sur
10	Houston	TX	KUGB-CD1	N/C	Religious
10	Houston	TX	KUGB-CD2	N/C	Religious
10	Houston	TX	KUGB-CD3	N/C	IND
10	Houston	TX	KUGB-CD4	N/C	IND
10	Houston	TX	KUGB-CD6	N/C	LATV
10	Houston	TX	KUGB-CD8	N/C	Religious
10	Houston	TX	KCVH-LD1	N/C	Aleluya
10	Houston	TX	KCVH-LD2	N/C	ABN2
10	Houston	TX	KZHO-LD1	N/C	Vision Celestial
10	Houston	TX	KZHO-LD2	N/C	Vida Vision
10	Houston	TX	KZHO-LD4	N/C	TV Ehlohim
10	Houston	TX	KZHO-LD6	N/C	Iglesia JEMIR
16	Miami	FL	WDFL-LD	18	CNN Latino
16	Miami	FL	WJAN-CD	12	America Teve
16	Miami	FL	WFUN-LD	82	CaribeVision
16	Miami	FL	WPMF-LP	N/C	My Family TV
16	Miami	FL	W43CB-D1	N/C	Spanish Religious
16	Miami	FL	WHDT-LP	N/C	Deutsch
18	Denver	CO	KZCO-LP2	15	Azteca America
18	Denver	CO	KZCO-LP3	N/C	News
18	Denver	CO	KXDP-LP	N/C	ESPN Desportes
18	Denver	CO	KLPD-LP2	N/C	BizTV
18	Denver	CO	KLPD-LP3	N/C	IND
18	Denver	CO	KLPD-LP4	N/C	IND
18	Denver	CO	KLPD-LP5	N/C	TV Scout
18	Denver	CO	KSBS-CD1	N/C	CTN
18	Denver	CO	KSBS-CD2	N/C	CTNi
18	Denver	CO	KSBS-CD3	N/C	Aliento Vision
18	Denver	CO	KQDK-CA	N/C	MundoFox
18	Denver	CO	KZDN-LP4	N/C	IND
18	Denver	CO	KZDN-LP5	N/C	IND
20	Sacramento	CA	KCSO-LP1	33	Telemundo

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
20	Sacramento	CA	KCSO-LP2	N/C	ZUUS Country
20	Sacramento	CA	KBTV-CD1	N/C	Asian
20	Sacramento	CA	KBTV-CD3	N/C	SonLife
20	Sacramento	CA	KBTV-CD6	N/C	HotTV
20	Sacramento	CA	KMUM-CD	N/C	Telemundo
20	Sacramento	CA	K20JX-D1	N/C	3ABN
20	Sacramento	CA	K20JX-D2	N/C	Religious
20	Sacramento	CA	K20JX-D3	N/C	Hope Channel
20	Sacramento	CA	K20JX-D4	N/C	3ABN Latino
20	Sacramento	CA	KSAO-LD1	N/C	MundoFox
20	Sacramento	CA	KSAO-LD2	N/C	My Family TV
20	Sacramento	CA	KSOA-LD7	N/C	ZUUS Latino
20	Sacramento	CA	KMSX-LD	N/C	GCN
24	Portland	OR	KOXO-CA	631	Unimas
24	Portland	OR	KPWC-LD1	N/C	America One
24	Portland	OR	KPWC-LD2	N/C	Retro TV
24	Portland	OR	KPWC-LD3	N/C	Azteca America
24	Portland	OR	KORS-CD	N/C	America One
24	Portland	OR	KWVT-LD1	N/C	America One
24	Portland	OR	KWVT-LD2	N/C	Retro TV
24	Portland	OR	KWVT-LD3	N/C	Azteca America
24	Portland	OR	KJYY-LD	N/C	Religious
24	Portland	OR	KSLM-LD1	N/C	America One
24	Portland	OR	KSLM-LD2	N/C	Retro TV
24	Portland	OR	KSLM-LD3	N/C	Azteca America
24	Portland	OR	KEVE-LD1	N/C	3ABN
24	Portland	OR	KGWZ-LD	N/C	Daystar
24	Portland	OR	KUNP-LD1	31	Univision
24	Portland	OR	KUNP-LD2	316	MundoFox
33	Salt Lake City	UT	KEJT-LP	18	Telemundo
33	Salt Lake City	UT	KSVN-CA	98	Azteca America
33	Salt Lake City	UT	KBTU-LP	123	Canal
33	Salt Lake City	UT	KULX-CD1	N/C	Telemundo
33	Salt Lake City	UT	KULX-CD3	N/C	LATV
33	Salt Lake City	UT	KUTB-LD1	N/C	PBJ
33	Salt Lake City	UT	KUTB-LD2	N/C	The Family Channel
33	Salt Lake City	UT	KUTB-LD3	N/C	Retro TV
33	Salt Lake City	UT	KPDR-LD1	N/C	CNN Latino
33	Salt Lake City	UT	KPDR-LD2	N/C	Tuff TV
33	Salt Lake City	UT	KPDR-LD4	N/C	TV Scout
33	Salt Lake City	UT	KPDR-LD5	N/C	America One
33	Salt Lake City	UT	KUCL-LD1	N/C	3ABN
33	Salt Lake City	UT	KUCL-LD2	N/C	3ABN Latino
33	Salt Lake City	UT	KULC-LD5	N/C	3ABN Dare to Dream

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
38	West Palm Beach	FL	WTCN-CA	15	MY TV
38	West Palm Beach	FL	WVHB-CA	21	Azteca America
38	West Palm Beach	FL	WBWP-LD1	231	MundoFox
38	West Palm Beach	FL	WBWP-LD2	N/C	Tele-Romantica
38	West Palm Beach	FL	WBWP-LD3	N/C	The Cool TV
38	West Palm Beach	FL	WSFL-LD	N/C	Daystar
44	Albuquerque	NM	KQDF-LP	17	Azteca America
44	Albuquerque	NM	KTEL-LP	18	Telemundo
44	Albuquerque	NM	KRTN-LD2	198	Telemundo
44	Albuquerque	NM	KRTN-LD1	N/C	MeTV
44	Albuquerque	NM	KYNM-LP1	N/C	MundoFox
44	Albuquerque	NM	KYNM-LP2	N/C	TuffTV
44	Albuquerque	NM	KYNM-LP3	N/C	The Family Channel
44	Albuquerque	NM	KYNM-LP4	N/C	PBJ
44	Albuquerque	NM	KTVS-LD	N/C	IND
55	Fresno	CA	KMSG-LP	199	Azteca America
55	Fresno	CA	KJKZ-LP	N/C	France 24 News
55	Fresno	CA	KVHF-LD1	N/C	TV Scout
55	Fresno	CA	KVHF-LD2	N/C	Bounce TV
55	Fresno	CA	KVHF-LD3	N/C	Azteca America
55	Fresno	CA	KVHF-LD4	N/C	AMGTV
55	Fresno	CA	KVHF-LD5	N/C	HmongTV
55	Fresno	CA	K13ZL-D1	N/C	Creation TV
55	Fresno	CA	K13ZL-D3	N/C	ZUUS Latino
55	Fresno	CA	K13ZL-D4	N/C	Vietstar
55	Fresno	CA	K13ZL-D10	N/C	SAB TV
55	Fresno	CA	K13ZL-D25	N/C	ZUUS Country
55	Fresno	CA	K17JI-D	N/C	3ABN
55	Fresno	CA	KZMM-CD	N/C	Tr3s
55	Fresno	CA	KSDI-LD1	N/C	Pursuit Channel
55	Fresno	CA	KSDI-LD2	N/C	The Family Channel
55	Fresno	CA	KSDI-LD3	N/C	Escapes TV Network
62	Naples	FL	WUVF-CA	16	Univision
62	Naples	FL	WTPH-LP	231	Azteca America
62	Naples	FL	WWDT-CA	15	Telemundo
91	Colorado Springs	CO	KXTU-LP	7	CW
91	Colorado Springs	CO	KTLO-LP	13	Telemundo
91	Colorado Springs	CO	KZCS-LP	15	Azteca America
91	Colorado Springs	CO	KJCS-LD	N/C	Daystar
91	Colorado Springs	CO	KWHS-LD	N/C	LeSEA
99	North Charleston	SC	WAZS-LP	250	Azteca America
99	North Charleston	SC	WLCN-CD	230	Religious
99	North Charleston	SC	WHDC-LD1	N/C	IND
99	North Charleston	SC	WHDC.LD2	N/C	MegaTV

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
	99 North Charleston	SC	WJNI-LD	N/C	America One
	124 Monterey	CA	KOTR-LP	11	My TV
	124 Monterey	CA	KMUV-LP	18	Telemundo
	124 Monterey	CA	KYMB-LD2	19	ThisTV
	124 Monterey	CA	KYMB-LD1	N/C	MeTV
	124 Monterey	CA	KYMB-LD3	N/C	Coastal TV
	124 Monterey	CA	KYMB-LD4	N/C	America One
	124 Monterey	CA	KYMB-LD5	N/C	ZUUS Latino
	124 Monterey	CA	KYMB-LD6	N/C	ZUUS Country
	124 Monterey	CA	KDJT-CA	20	Unimas
	124 Monterey	CA	KMCE-LP	29	Azteca America
	124 Monterey	CA	KMBY-LD1	193	MundoFox
	124 Monterey	CA	KMBY-LD2	N/C	Estrella TV
	124 Monterey	CA	KMBY-LD3	N/C	Daystar
	124 Monterey	CA	KMBY-LD4	N/C	Local
	130 Chico	CA	KRVU-LP	13	MyTV
	130 Chico	CA	KKTF-LD	19	Unimas
	130 Chico	CA	KXVU-LP	20	Telemundo
	130 Chico	CA	KRHT-LP	196	Azteca America
	130 Chico	CA	K11VZ-D1	N/C	Religious
	130 Chico	CA	K15HV-D1	N/C	3ABN
	130 Chico	CA	K15HV-D2	N/C	3ABN Latino
	130 Chico	CA	KZVU-LD	N/C	MyTV
	130 Chico	CA	KUCO-LP	N/C	Univision
	130 Chico	CA	KKPM-CD	N/C	The Walk TV
	130 Chico	CA	KKTF-LD	N/C	Unimas
	130 Chico	CA	KBIT-LD1	N/C	Mundo Fox
	130 Chico	CA	KBIT-LD2	N/C	Estrella TV
	130 Chico	CA	KBIT-LD3	N/C	LATV
	130 Chico	CA	KBIT-LD4	N/C	Diya TV
	130 Chico	CA	KBIT-LD5	N/C	Movies
	130 Chico	CA	KBIT-LD6	N/C	Corner Store TV
	Union/Verona	NJ	WASA-LD1	251	Estrella TV
	Union/Verona	NJ	WASA-LD2	N/C	ICN
	Union/Verona	NJ	WASA-LD3	N/C	IAVC
	Union/Verona	NJ	WPXO-LD1	N/C	Mundo Fox
	Union/Verona	NJ	WPXO-LD2	N/C	America Teve
	Union/Verona	NJ	WPXO-LD3	N/C	MundoFox

Market	Community	State	Call Sign	Channel	Affiliation
1	New York	NY	WASA-LD	190	Estrella TV
1	New York	NY	WBQM-LD1	N/C	CNN Latino
1	New York	NY	WBQM-LD2	N/C	IND Spanish
1	New York	NY	WBQM-LD3	N/C	Cornerstone TV
1	New York	NY	WEBR-LD1	N/C	UANetwork
1	New York	NY	WEBR-LD2	N/C	GCN
1	New York	NY	WNYN-LD	N/C	Azteca America
1	New York	NY	WKOB-LD1	N/C	Soul of the South
1	New York	NY	WKOB-LD2	N/C	Daystar
1	New York	NY	WKOB-LD3	N/C	Peace TV
1	New York	NY	WKOB-LD4	N/C	Guide US
1	New York	NY	WKOB-LD5	N/C	SonLife
1	New York	NY	WYXN-LD1	N/C	CCTV News
1	New York	NY	WYXN-LD2	N/C	CCTV4
1	New York	NY	WYXN-LD3	N/C	CCTV Spanish
1	New York	NY	WNYN-LD1	N/C	TeleRomanitca
1	New York	NY	WMBQ-CD1	N/C	BizTV
1	New York	NY	WMBQ-CD2	N/C	Hope Channel
1	New York	NY	WMBQ-CD3	N/C	Religious Spanish
2	Los Angeles	CA	KFLA-LD1	N/C	Retro TV
2	Los Angeles	CA	KFLA-LD3	N/C	TuffTV
2	Los Angeles	CA	KFLA-LD4	N/C	ZUUS Latino
2	Los Angeles	CA	KTBV-LD1	N/C	Cornerstone TV
2	Los Angeles	CA	KTBV-LD2	N/C	ABN
2	Los Angeles	CA	KTBV-LD3	N/C	GCN
2	Los Angeles	CA	KTBV-LD4	N/C	3ABN
2	Los Angeles	CA	KTBV-LD5	N/C	Religious
2	Los Angeles	CA	KTBV-LD6	N/C	Religious
2	Los Angeles	CA	KSKJ-CD	N/C	IND
2	Los Angeles	CA	KHTV-LP2	N/C	HSN
2	Los Angeles	CA	KHTV-LP3	N/C	Next TV
2	Los Angeles	CA	KTAV-LD1	N/C	Almavision
2	Los Angeles	CA	KTAV-LD2	N/C	Guide US
2	Los Angeles	CA	KTAV-LD4	N/C	SonLife
2	Los Angeles	CA	KTAV-LD5	N/C	Cornerstone TV
2	Los Angeles	CA	KTAV-LD6	N/C	Peace TV
2	Los Angeles	CA	KTAV-LD7	N/C	Religious Spanish
2	Los Angeles	CA	KSFV-CD2	N/C	Asian
2	Los Angeles	CA	KSFV-CD3	N/C	Thai
2	Los Angeles	CA	KSFV-CD4	N/C	IND Spanish
2	Los Angeles	CA	KSVD-CD5	N/C	AMG-TV

**EXHIBIT A to Beach TV Comments**

<b>Market</b>	<b>Community</b>	<b>State</b>	<b>Call Sign</b>	<b>Channel</b>	<b>Affiliation</b>
2	Los Angeles	CA	KNLA-CD1	N/C	HSN
2	Los Angeles	CA	KNLA-CD2	N/C	IND
2	Los Angeles	CA	KNLA-CD3	N/C	Vietnamese
2	Los Angeles	CA	KNET-CD2	N/C	IND
2	Los Angeles	CA	KNET-CD4	N/C	Vietnamese
2	Los Angeles	CA	KVHD-LD2	N/C	Cambodian
2	Los Angeles	CA	KVHD-LD3	N/C	Religious
2	Los Angeles	CA	KVHD-LD4	N/C	Religious
2	Los Angeles	CA	KVHD-LD7	N/C	Vida Vision
2	Los Angeles	CA	KVHD-LD8	N/C	Tele Vida Abudante
2	Los Angeles	CA	KMRZ-LD2	N/C	IND
2	Los Angeles	CA	KMRZ-LD3	N/C	Vietnamese
5	Dallas	TX	KHPK-LP	N/C	IND
5	Dallas	TX	KODF-LP	N/C	Azteca Americ
5	Dallas	TX	KJJM-LP1	N/C	Soul fo the South
5	Dallas	TX	KJJM-LP3	N/C	Peace TV
5	Dallas	TX	KVFW-LD	N/C	Almavision
5	Dallas	TX	KZFW-LD	N/C	Religious Spanish
5	Dallas	TX	KQFW-LD	N/C	HCCN
5	Dallas	TX	KPFW-LD1	N/C	Iglesia JEMIR
5	Dallas	TX	KPFW-LD2	N/C	Religious
5	Dallas	TX	KBOP-LD3	N/C	Esperanza
5	Dallas	TX	KBOP-LD4	N/C	3ABN
5	Dallas	TX	KWDA-LD1	N/C	Religious
5	Dallas	TX	KWDA-LD2	N/C	Vida Vision
5	Dallas	TX	KWDA-LD3	N/C	MCTV
5	Dallas	TX	KWDA-LD4	N/C	Vision Celestial
5	Dallas	TX	KWDA-LD5	N/C	Vision Celestial
5	Dallas	TX	KWDA-LD6	N/C	Iglesia JEMIR
5	Dallas	TX	KWDA-LD8	N/C	BPEN
5	Dallas	TX	KLEG-CD1	N/C	TVC+ Latino
5	Dallas	TX	KLEG-CD2	N/C	Asian
5	Dallas	TX	KLEG-CD3	N/C	DiyaTV
5	Dallas	TX	KLEG-CD4	N/C	SAB TV
5	Dallas	TX	KHFD-LD1	N/C	The Walk TV
5	Dallas	TX	KHFD-LD2	N/C	Cornerstone TV
5	Dallas	TX	KHFD-LD3	N/C	Religious
5	Dallas	TX	KHFD-LD4	N/C	GCN
5	Dallas	TX	KHFD-LD5	N/C	Religious
18	Cleveland	OH	WCDN-LD	N/C	Daystar
25	Charlotte	NC	WHWD-LD	N/C	Daystar

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
25	Charlotte	NC	WGBT-CD1	N/C	Family Net
25	Charlotte	NC	WGBT-CD2	N/C	Religious
30	Raleigh/Durham	NC	WHFL-CD1	N/C	Religious
30	Raleigh/Durham	NC	WHFL-CD2	N/C	The Walk TV
30	Raleigh/Durham	NC	WTNC-LD1	N/C	GetTV
30	Raleigh/Durham	NC	WTNC-LD2	N/C	Bounce TV
30	Raleigh/Durham	NC	WTNC-LD3	N/C	Unimas
30	Raleigh/Durham	NC	WTNC-LD4	1226	Univision
30	Raleigh/Durham	NC	WZGS-CD	N/C	IND
30	Raleigh/Durham	NC	WWIW-LD	N/C	Daystar
30	Raleigh/Durham	NC	WAUG-LP1	1226	Unity TV
30	Raleigh/Durham	NC	WAUG-LP2	N/C	My Family TV
30	Raleigh/Durham	NC	WAUG-LP3	N/C	PBJ
30	Raleigh/Durham	NC	WAUG-LP4	N/C	The Nest Network
31	Kansas City	MO	KBJO-LD	N/C	CW
31	Kansas City	MO	KPNP-LD2	N/C	News
31	Kansas City	MO	KPNP-LD3	N/C	Telemundo
31	Kansas City	MO	KNCD-LD	N/C	Daystar
31	Kansas City	MO	KUKC-LP	26	Univision
32	Columbus	OH	WCSN-LD1	N/C	Mexicanal
32	Columbus	OH	WCSN-LD2	N/C	MundoFox
32	Columbus	OH	WCSN-LD3	N/C	Delmar TV
32	Columbus	OH	WDEM-CD	803	Telemundo
32	Columbus	OH	WCLL-CD	N/C	Daystar
32	Columbus	OH	WMNO-CA	N/C	America One
32	Columbus	OH	W23BZ-D1	N/C	Bounce TV
32	Columbus	OH	W23BZ-D2	N/C	Azteca America
32	Columbus	OH	WOCB-CD1	N/C	Cornerstone TV
32	Columbus	OH	WOCB-CD2	N/C	Religious
32	Columbus	OH	WOCB-CD3	N/C	Daystar
32	Columbus	OH	WOCB-CD4	N/C	IND
35	Cincinnati	OH	WOTH-LP	N/C	IND
35	Cincinnati	OH	WBQC-LP1	N/C	COZI TV
35	Cincinnati	OH	WBQV-LP2	N/C	This TV
35	Cincinnati	OH	WBQC-LP3	N/C	Retro TV
35	Cincinnati	OH	WBQC-LP5	N/C	America One
35	Cincinnati	OH	WBQC-LP6	N/C	TuffTV
35	Cincinnati	OH	WDYC-LD	N/C	Daystar
37	San Antonio	TX	KFLZ-CA	N/C	Almavision
37	San Antonio	TX	KMXU-LP	N/C	IND
37	San Antonio	TX	KVDF-CA	N/C	Azteca America

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
37	San Antonio	TX	KISA-LP2	N/C	LATV
37	San Antonio	TX	KISA-LP2	N/C	Almavision
37	San Antonio	TX	KISA-LP3	N/C	SonLife
37	San Antonio	TX	KGMM-CA	N/C	Tr3s
37	San Antonio	TX	KWKO-LP	N/C	Univision
37	San Antonio	TX	KAXW-LP	N/C	Azteca America
37	San Antonio	TX	KBNB-LP	N/C	Religious Spanish
37	San Antonio	TX	KOBS-LD	N/C	Iglesia JEMIR
37	San Antonio	TX	KRTX-LP	N/C	Retro TV
37	San Antonio	TX	KWEX-DT1	N/C	Univision
37	San Antonio	TX	KWEX-DT2	N/C	GetTV
37	San Antonio	TX	KQVE-LD	N/C	Daystar
46	Greensboro	NC	WGSR-LD1	N/C	IND
46	Greensboro	NC	WGSR-LD2	N/C	IND
47	Austin	TX	KADF-LP	14	Azteca America
47	Austin	TX	KTFO-CA2	78	Unimas
47	Austin	TX	KVDA-DT	1228	Telemundo
47	Austin	TX	KVDF-CA	1230	Azteca America
47	Austin	TX	KGBS-CA	N/C	Tr3s
47	Austin	TX	KVAT-LD1	N/C	LATV
47	Austin	TX	KVAT-LD2	N/C	SonLife
47	Austin	TX	K29HW-D	N/C	IND
47	Austin	TX	KBVO-CD	N/C	MyTV
48	Louisville	KY	WKYI-CD	138	IND
48	Louisville	KY	WJYL-CD1	N/C	TBN
48	Louisville	KY	WJYL-CD2	N/C	Church Channel
48	Louisville	KY	WJYL-CD3	N/C	JUCE
48	Louisville	KY	WJYL-CD4	N/C	Smile of a Child
48	Louisville	KY	WDYL-LD	N/C	Daystar
48	Louisville	KY	WWJM-CD1	N/C	Religious
48	Louisville	KY	WWJM-CD2	N/C	GodTV
48	Louisville	KY	WWJS-CD3	N/C	Religious
51	Buffalo	NY	WBNF-CD1	N/C	TCT/SD
51	Buffalo	NY	WBNF-CD2	N/C	TCT/HD
51	Buffalo	NY	WBNF-CD3	N/C	YCY/Family
51	Buffalo	NY	WDTB-LP	N/C	Daystar
51	Buffalo	NY	WBXZ-LP1	N/C	COZI TV
51	Buffalo	NY	WBXZ-LP2	N/C	Heartland
51	Buffalo	NY	WBXZ-LP3	N/C	Retro TV
51	Buffalo	NY	WBXZ-LP5	N/C	PBJ
51	Buffalo	NY	WBXZ-LP6	N/C	Ebru TV

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
58 Albany		NY	WNCE-CD	N/C	America One
58 Albany		NY	WYBN-LD1	N/C	America One
58 Albany		NY	WYBN-LD2	N/C	Mexicanal
58 Albany		NY	WYBN-LD3	N/C	TuffTV
58 Albany		NY	WYBN-LD4	N/C	AMG-TV
58 Albany		NY	W44CT-D1	N/C	3ABN
58 Albany		NY	W44CT-D2	N/C	3ABN Proclaim
58 Albany		NY	W44CT-D3	N/C	3ABN Dare to Dream
58 Albany		NY	W44CT-D4	N/C	3ABN Latino
58 Albany		NY	WNGN-LP	N/C	Family Net
63 Dayton		OH	WRCX-LP	22	IND
63 Dayton		OH	WLWD-LP	N/C	Daystar
63 Dayton		OH	WWRD-LP3	N/C	Heartland
63 Dayton		OH	WWRD-LP4	N/C	Retro TV
70 Green Bay		WI	W30BU-D1	N/C	3ABN
70 Green Bay		WI	W30BU-D2	N/C	3ABN Proclaim
70 Green Bay		WI	W30BU-D3	N/C	3ABN Dare to Dream
70 Green Bay		WI	W30BU-D4	N/C	3ABN Latino
70 Green Bay		WI	WGBD-LD	N/C	Daystar
74 Toledo		OH	WFND-LD	N/C	America One
74 Toledo		OH	WMNT-CA1	N/C	MyTV
74 Toledo		OH	WMNT-CA2	N/C	MundoFox
74 Toledo		OH	WMNT-CA3	N/C	This TV
74 Toledo		OH	WDTJ-LD	N/C	Daystar
77 Columbia		SC	WKDC-LD	N/C	Daystar
78 Portland		ME	WLLB-LD	N/C	Daystar
79 Rochester		NY	WBGT-CD1	N/C	MyTV
79 Rochester		NY	WBGT-CD2	N/C	This TV
79 Rochester		NY	WBGT-CD3	N/C	TuffTV
79 Rochester		NY	WBGT-CD4	N/C	Heartland
79 Rochester		NY	WGCE-CD	N/C	Heartland
79 Rochester		NY	W42CO-D1	N/C	TCT/SD
79 Rochester		NY	W42CO-D2	N/C	TCT/HD
79 Rochester		NY	W42CO-D3	N/C	TCT Family
79 Rochester		NY	W42CO-D4	N/C	LaFuente
84 Syracuse		NY	WSTQ-LP	6	CW
84 Syracuse		NY	WOBX-LP	N/C	AMG-TV
84 Syracuse		NY	WDSS-LD	N/C	Daystar
105 Lincoln		NE	K26JQ-D1	N/C	3ABN
105 Lincoln		NE	K26JQ-D2	N/C	3ABN Proclaim
105 Lincoln		NE	K26JG-D3	N/C	3ABN Latino

**EXHIBIT A to Beach TV Comments**

Market	Community	State	Call Sign	Channel	Affiliation
110	Youngstown	OH	WYFX-LD	12	FOX
129	Corpus Christi	TX	KTOV-LP	15	MyTV
129	Corpus Christi	TX	KTMV-LP	6	UPN
129	Corpus Christi	TX	K47DF	13	IND
129	Corpus Christi	TX	KCRP-CA	25	Entravision
129	Corpus Christi	TX	KLAO-LD1	N/C	Tele Restauración
129	Corpus Christi	TX	KLAO-LD2	N/C	Música Cristiana TV
129	Corpus Christi	TX	KXPX-LP	N/C	Mundo Fox
129	Corpus Christi	TX	K20JT-D	N/C	Multimedios
129	Corpus Christi	TX	KCCX-LP	N/C	MyTV
129	Corpus Christi	TX	KYDF-LP	N/C	Azteca America
132	Wilmington	NC	WILM-LD1	12	CBS
132	Wilmington	NC	WILM-LD2	111	MyTV
132	Wilmington	NC	W47CK	N/C	IND
132	Wilmington	NC	W51CW	N/C	TBN
132	Wilmington	NC	WADA-LD	N/C	Estrella TV
132	Wilmington	NC	WTMQ-LD1	N/C	Heartland
132	Wilmington	NC	WTMQ-LD2	N/C	The Family Channel
132	Wilmington	NC	WTMQ-LD3	N/C	Punch TV
132	Wilmington	NC	WTMV-LD1	N/C	TuffTV
132	Wilmington	NC	WTMV-LD2	N/C	The Family Channel
132	Wilmington	NC	WTMV-LD3	N/C	Punch TV
145	Palm Springs	CA	KCWQ-LP	5	CW
145	Palm Springs	CA	KDFX-CA	11	FOX
145	Palm Springs	CA	KRET-CA1	14	MeTV
145	Palm Springs	CA	KUNA-LP	15	Telemundo
145	Palm Springs	CA	KPSE-LP	20	MY TV
145	Palm Springs	CA	KEVC-CA	25	Unimas
145	Palm Springs	CA	KAKZ-LD1	N/C	Azteca America
145	Palm Springs	CA	KAKZ-LD2	N/C	Daystar
145	Palm Springs	CA	KAKZ-LD3	N/C	AMG-TV
145	Palm Springs	CA	KYAV-LD	N/C	FOX
145	Palm Springs	CA	K21DO-D1	N/C	3ABN
145	Palm Springs	CA	K21DO-D2	N/C	3ABN Proclaim
145	Palm Springs	CA	K21DO-D3	N/C	3ABN Dare to Dream
145	Palm Springs	CA	K21DO-D4	N/C	3ABN Latino
145	Palm Springs	CA	KVES-LD1	N/C	Univision
145	Palm Springs	CA	KVES-LD2	N/C	Unimas
145	Palm Springs	CA	KVES-LD3	N/C	LATV
145	Palm Springs	CA	KRET-CA2	N/C	This TV
145	Palm Springs	CA	KRET-CA3	N/C	Estrella TV

**EXHIBIT A to Beach TV Comments**

<b>Market</b>	<b>Community</b>	<b>State</b>	<b>Call Sign</b>	<b>Channel</b>	<b>Affiliation</b>
145	Palm Springs	CA	KRET-CA4	N/C	Antenna TV

# DESTINATION NETWORK



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Atlanta, GA  
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June 5, 2014



Beaches of South  
Walton, Destin, Ft.  
Walton, Pensacola, FL  
850.837.9333

Myrtle Beach, SC  
Pawley's Island, SC  
843.449.6420

Panama City and  
Panama City Beach, FL  
850.234.2773

Re: Comcast/Time Warner Merger

Dear Sir or Madam:

I am the President of Beach TV Properties, Inc., which owns several low power television ("LPTV") stations in the southeastern United States. I am writing to ask you to join the fight against the Comcast/Time Warner merger because it threatens the entire LPTV industry.

As you know, cable television companies have divided LPTV stations into two classes – those who get free carriage on the local cable system by retransmission consent and those who do not. Carried LPTV stations reach an audience far beyond their authorized signal contour and get advertising revenue and other exposure not available to the LPTV stations that are not carried on the cable system. As you also know, the so-called "leased access" rules provide no meaningful opportunity for LPTV carriage on a cable system due to the exorbitant fees.

This two-tiered structure of the LPTV industry is going to get worse with the Comcast/Time Warner merger. The merger will solidify a trend set in motion by Comcast to favor – by a significant margin -- the carriage of Spanish language LPTV programming on local cable systems. While this may be good news in the short term for those LPTV channels, it is extremely dangerous to the entire LPTV industry over the long term because Comcast – not the audience or the FCC – will shape the LPTV marketplace.

We recently commissioned a study of the carriage of over five hundred LPTV channels in forty-seven different markets served by Comcast and Time Warner. We learned that Time Warner carries ten percent (10%) of available local LPTV channels on its cable systems, with four percent (4%) being Spanish language and six percent (6%) non-Spanish language programming.

Comcast carries over twenty-two percent (22%) of available local LPTV channels on its cable systems. Spanish language LPTV channels

#### CORPORATE HEADQUARTERS:

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Key West, Marathon  
and the Lower Keys, FL  
305.294.9661



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outnumber non-Spanish language LPTV channels by 3 to 1 on Comcast systems. Comcast carries forty-two percent (42%) of the Spanish language LPTV channels in its markets but only 9% of non-Spanish language LPTV channels. More than 3 out of 4 LPTV channels affiliated with Telemundo (owned by Comcast) are carried on Comcast systems.

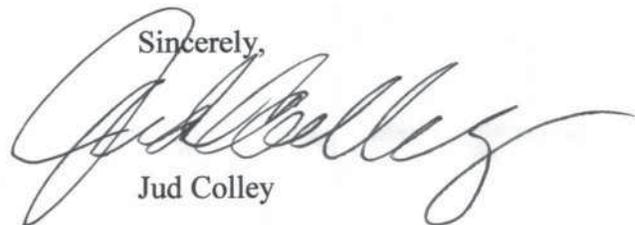
We do not object to Telemundo and other Spanish language LPTV channels reaching an audience beyond their signal contour, provided all LPTV channels have the same opportunity to reach the same audience without regard to content. A bedrock principle of this country and the broadcasting industry is that all speakers get the same opportunity to deliver their message to the audience regardless of content. Comcast has been undermining that principle by giving Telemundo and other Spanish language LPTV channels preferred access to their cable systems over non-Spanish language LPTV channels. We believe that discrimination will spread to Time Warner cable systems after the merger.

For these reasons, we are going to ask the FCC to not approve the Comcast/Time Warner merger. We are going to propose that if the merger is approved, then it be conditioned upon Comcast committing to provide all LPTV channels leased access carriage on its cable systems at a rate not to exceed the rate being charged (if any) for the carriage of any LPTV channel by retransmission consent. We propose the FCC level the playing field for all LPTV channels, Spanish language and non-Spanish language alike, for carriage on Comcast cable systems.

We will ask the FCC to set Comcast's leased access rates for LPTV carriage based on Comcast's own behavior. If Comcast is prepared to carry twenty-two percent (22%) of local LPTV channels by retransmission consent at no charge, then the maximum rate for leased access carriage of other LPTV channels should be the same.

I am asking you to join in this effort. If you are interested, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jud Colley".

Jud Colley