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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

TDS TELECOMMUNICATIONS CORPORATION) CAUSE NO. 44614 VSP 01
APPLICATION FOR A CERTIFICATE OF)
FRANCHISE AUTHORITY TO PROVIDE VIDEO) APPROVED:
SERVICE IN THE STATE OF INDIANA)

JUL 08 2015

ORDER OF THE COMMISSION

Presiding Officer:
Gregory R. Ellis, Administrative Law Judge

On April 10, 2015, TDS Telecom Service Corporation (“Applicant”) filed with the Indiana Utility Regulatory Commission (“Commission”) its Application for a Certificate of Franchise Authority (“Application”) to provide video service within the State of Indiana pursuant to Ind. Code ch. 8-1-34. After reviewing the Application, the Commission issued a docket entry on May 1, 2015, identifying deficiencies in the Application and directing the Applicant to submit additional information in order to correct the deficiencies. On May 22, 2015, the Applicant filed an amended Application with the Commission amending the name of the Applicant to TDS Telecommunications Corporation (“TDS”). The Applicant also revised the designated service area (“DSA”) map and a DSA table identifying the counties in which it seeks to provide video service. On June 2, 2015, TDS submitted an updated DSA map. TDS submitted a second amended Application on June 4, 2015, correcting one of the names identified in Section I-B of the Application under which it will market services.

Based upon information contained in the Application as amended and applicable law, the Commission makes the following findings:

1. Notice and Jurisdiction. Notice of the Application was provided on the Commission’s website in accordance with General Administrative Order 2011-1. The Applicant requests the issuance of a Certificate of Franchise Authority (“CFA”) pursuant to Ind. Code § 8-1-34-17 and, therefore, the Commission has jurisdiction over the Applicant and the subject of this Cause.

2. Commission Discussion and Findings. The Applicant filed an application for a CFA on the application form prescribed by the Commission and provided information describing the video service that it is proposing to provide in within the State of Indiana. The Applicant is requesting authority to provide video service in a single DSA, which will include six counties: Boone, Clinton, Hendricks, Montgomery, Tippecanoe, and Tipton. The DSA map is attached hereto as Attachment 1 along with the DSA table, which is attached as Attachment 2.

Based upon the information provided by the Applicant in its Application as amended, the Commission finds it to be complete and properly verified. Therefore, in accordance with Ind. Code § 8-1-34-17(a), the Commission finds that a CFA for the video services within the

designated service area as identified in the Application should be issued to the Applicant and that the Applicant should be authorized to use and occupy public rights-of-way in the delivery of the requested video services, subject to state and local laws and regulations governing the use and occupancy of public rights-of-way and the police powers to enforce such laws and regulations. The granting of this CFA is subject to the Applicant's lawful provision and operation of video service.

In addition, as a condition of receiving this CFA, the Commission finds the Applicant shall comply with all applicable legal requirements pertaining to the construction and operation of video services authorized by this CFA, including without limitation, the following:

- a. Notice to the Commission of any changes involving the Applicant or this CFA pursuant to Ind. Code § 8-1-34-20(a);
- b. Ten days advance notice to any unit or unincorporated area included in the designated service area covered by this CFA in which the Applicant does not already provide video service, that the Applicant intends to provide video service in the unit's or unincorporated area's jurisdiction as required by Ind. Code § 8-1-34-20(b);
- c. Advance notice to customers in the event of a change in rates and charges for video service in accordance with Ind. Code § 8-1-34-20(c)(1);
- d. Advance notice to customers in the event the Applicant will cease to offer video service or any specific video programming that it currently offers in any of the Applicant's designated service areas in Indiana pursuant to Ind. Code § 8-1-34-20(c)(2);
- e. Annual filing, by March 1 of each year, of a report indicating changes (e.g., deletions and additions) in video programming or other programming service during the previous calendar year pursuant to Ind. Code § 8-1-34-20(a)(6);
- f. Biennial filing, by March 1 of each odd-numbered year, with the Commission of updated maps indicating, at the census block group level, the portion of authorized designated service areas in which the Applicant is actually offering video service or a statement indicating that no changes occurred during the prior two years pursuant to Ind. Code §§ 8-1-34-16(e) and 8-1-34-20(a)(7);
- g. Ensure that access to video service is not denied to any group of potential residential video subscribers because of the income of the residents of the local area in which such group resides in accordance with Ind. Code § 8-1-34-28(b) and 47 U.S.C. § 541(a)(3);
- h. Payment and performance of any rights, duties, and obligations owed to any private person as required by Ind. Code § 8-1-34-22(c);

- i. Payment of all fees owed to units and unincorporated areas included within Applicant's service areas as required by Ind. Code § 8-1-34-24; and
- j. Compliance with any requirements that may be imposed by the Commission regarding channels for public, educational, and governmental programming as set forth in Ind. Code §§ 8-1-34-25, 26, 26.5, and 27 that may be required at the time of, or subsequent to, issuance of the CFA by Commission rules, upon petition of a unit or an unincorporated area included in the Applicant's designated service areas or upon the Commission's own motion.

IT IS THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION that:

1. Subject to the Findings set forth in this Order, the Applicant, TDS Telecommunications Corporation, is granted a Certificate of Franchise Authority to provide the requested video services in the Applicant's Designated Service Area within the State of Indiana, as identified in Attachments 1 and 2.

2. Pursuant to Ind. Code § 8-1-34-17(a)(2), Applicant is granted authority to use and occupy public rights-of-way, subject to state and local laws and regulations and the police powers of local units to enforce such local laws governing the use and occupancy of public rights-of-way.

3. The authority granted in Ordering paragraphs 1 and 2 above is subject to the Applicant's lawful provision and operation of the video service.

4. This Order shall be effective on and after the date of its approval.

STEPHAN, MAYS-MEDLEY, WEBER, AND ZIEGNER CONCUR; HUSTON ABSENT:

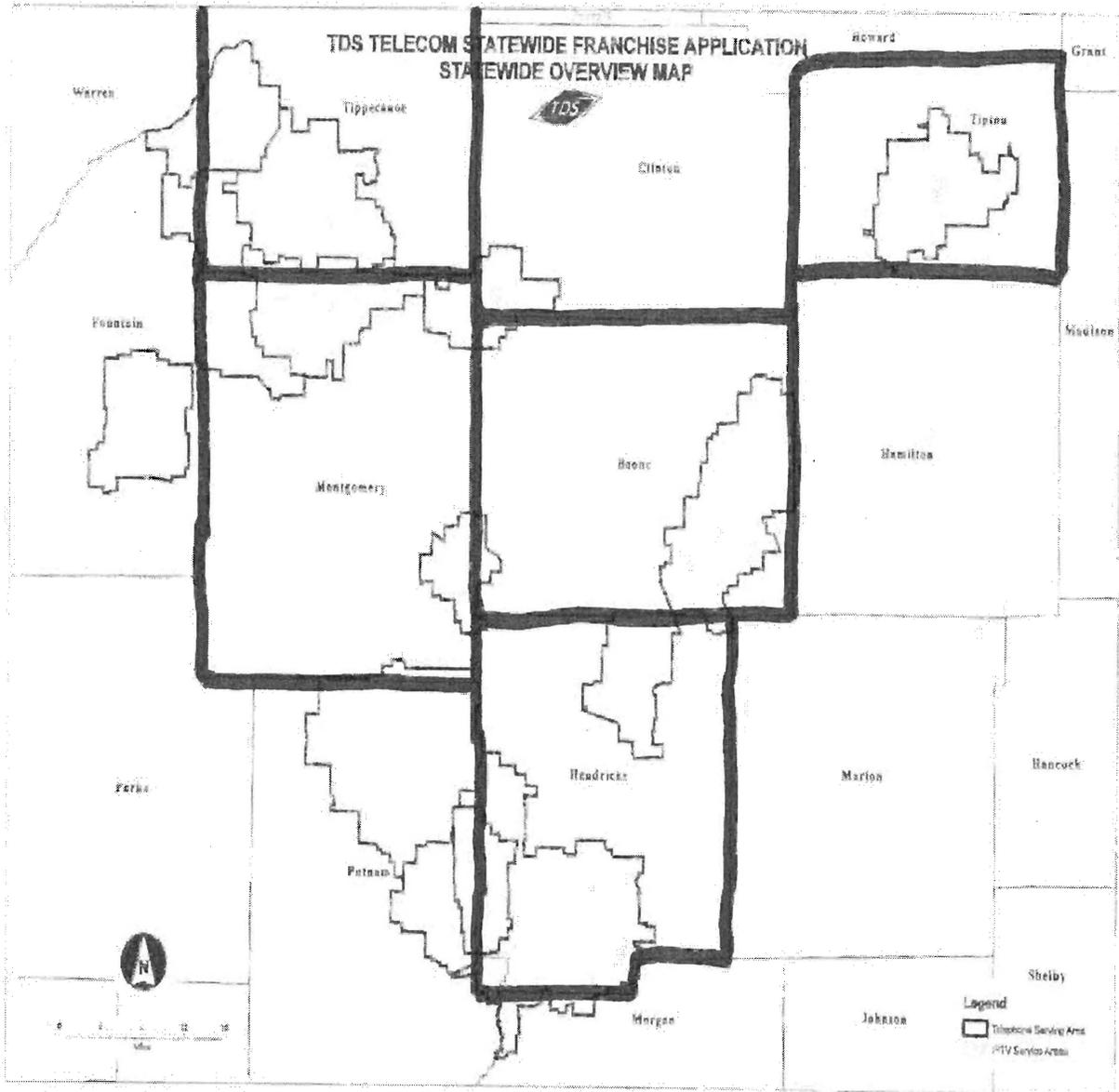
APPROVED: JUL 08 2015

I hereby certify that the above is a true and correct copy of the Order as approved.



**Brenda A. Howe
Secretary to the Commission**

44614 VSP 01
Attachment 1



**44614 VSP 01
Attachment 2**

DSA #1 Geographic Information¹

County	Townships	Communities	Zip Codes
Boone	Eagle, Perry, and Worth	Zionsville, Whitestown, Unincorporated Area	46075,46077
Clinton	Perry	Colfax, Unincorporated Area	46035
Hendricks	Clay, Franklin, and Liberty	Amo, Clayton, Stilesville, Unincorporated Area	46118,46121, 46158,46168
Montgomery	Coal Creek and Madison	Linden, New Richmond, Wingate, Unincorporated Area	47955,47967, 47994
Tippecanoe	Lauramie, Randolph, Union, and Wea	Shadeland, Unincorporated Area	47909,47981
Tipton	Cicero	Tipton, Unincorporated Area	46072

¹ DSA #1 is composed of Boone, Clinton, Hendricks, Montgomery, Tippecanoe, and Tipton Counties. The township, community, and zip code information identifies the specific areas within DSA #1 in which service under the proposed CFA will be deployed initially. Services in Clinton, Montgomery, and Tippecanoe will be deployed upon approval of the CFA. Services in Boone, Hendricks, and Tipton Counties will be deployed in the 4th Quarter of Calendar Year 2015.