



CABLE TV DIVISION
DEPT OF COMMERCE AND
CONSUMER AFFAIRS

2018 SEP 20 A 11: 06

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September 17, 2018

VIA EMAIL & U.S. MAIL

Jodi Shin Yamamoto, Esq.
Yamamoto & Caliboso LLLC
1100 Alakea Street, Suite 3100
Honolulu, HI 96813

Re: **Oceanic Time Warner Cable LLC, Kauai Cable Television Franchise**

Dear Ms. Yamamoto:

On November 18, 2016, the Department of Commerce and Consumer Affairs ("DCCA") informed Oceanic Time Warner Cable LLC ("OTWC") that the ascertainment proceeding for the renewal of OTWC's Kauai franchise was completed. On December 16, 2016, OTWC submitted a written application for renewal of its Kauai County franchise ("Application"). The Application was accepted by DCCA on December 30, 2016.¹

On January 26, 2017, DCCA issued information requests ("IRs") to OTWC regarding the Application. A public hearing on OTWC's Application was held on February 2, 2017, at the Kapaa High School Library on the island of Kauai to afford interested persons the opportunity to submit oral or written data, views, or arguments regarding the Application. OTWC submitted its responses to DCCA issued IRs on February 15, 2017. In order to provide time for the DCCA to review and consider the comments and information provided, as well as to discuss with OTWC the components

¹ In December 2016, prior to the filing of the Application, DCCA and OTWC had mutually agreed to extend the expiration of the current Kauai franchise from December 31, 2016 to March 18, 2017.

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of a renewed franchise for Kauai, DCCA and OTWC have mutually agreed at various times to extend the expiration of the current Kauai franchise and the deadline for DCCA to make a decision on OTWC's Application. The latest mutually agreed upon extension is from June 29, 2018 to October 31, 2018.

In view of the continuing discussions on the franchise renewal, DCCA and OTWC hereby mutually agree (as acknowledged below) to further extend the term of OTWC's current Kauai franchise from October 31, 2018 to February 28, 2019. Concurrently, the parties also mutually agree that the time for which DCCA is to make a decision on OTWC's renewal Application is extended from October 31, 2018 to February 28, 2019. Both parties hereby reserve all rights under applicable provisions of the Cable Act, including, without limitation, Sections 546 and 555 of Title 47 of the United States Code. Nothing herein shall be deemed or construed as a waiver, release or surrender of any right that either party may have under the Cable Act or any applicable law or regulation.

Please sign and return the original letter back to DCCA. Thank you for your continuing cooperation in this matter.

Sincerely,



CATHERINE P. AWAKUNI COLÓN
Director

Approved and agreed:



Jodi Shin Yamamoto, Esq.
Attorney for Oceanic Time Warner Cable LLC
Date: 9/20/18

- c: Ji Sook "Lisa" Kim, Cable Television Division
Department of the Attorney General (via email only)
- Kiman Wong, OTWC (via email only)
- Myoung Oh, OTWC (via email only)