

BEFORE THE DIRECTOR OF REGULATORY AGENCIES
OF THE STATE OF HAWAII

In the Matter of the Application of)	
OCEANIC CABLEVISION, INC.)	Docket No. 29-77-01
For Approval of an Increase in Its)	
Rates and Charges.)	Order No. 69

ORDER GRANTING REQUEST FOR APPROVAL
OF AMENDMENT OF RATES AND CHARGES

1. The Applicant, Oceanic Cablevision, Inc. (Oceanic), filed an application on August 31, 1977 for approval of an increase in its rates and charges. An investigation by the Cable Television Division was undertaken and a public hearing was held on January 23, 1978 at which the subscribers and public were afforded an opportunity to present their views and comments.

2. On March 15, 1978 the Applicant filed an application for interim approval of the proposed rates and charges which are the subject of this proceeding. The grounds set forth in support thereof were as follows:

- "1. Soaring costs of construction and operation;
- "2. Commitments to Applicant's lenders must be met through rate adjustments, increased penetration and cost reductions;
- "3. Timing on the introduction of a new distant signal makes an immediate rate increase both justified and necessary."

3. On March 23, 1978 the Applicant's request for interim approval of the proposed rates and charges was granted based on information furnished to the Cable Television Division by the Applicant which indicated that the increased revenues were necessary in order for Applicant to meet its current obligations.

Order No. 69

More specifically, Applicant furnished projections indicating that if the proposed rates and charges were not approved its monthly cash flow would remain negative until June, 1980. The order granting interim approval directed that the Applicant furnish certain additional information to the Division. In particular, it required that the Applicant submit a detailed analysis and schedule for the construction of the remainder of its permit area in increments over the period beginning July 1, 1979 and ending December 31, 1983. By letters dated April 26, 1978 and March 1, 1979, the Applicant submitted certain information in compliance with the requirements of the Director's Order dated March 23, 1978.

4. The Cable Television Division in its analysis of the evidence and materials submitted by the Applicant in support of its application finds that the rates and charges proposed by the Applicant are necessary to meet its current and scheduled financial obligations and are fair to the company and its subscribers.

5. The schedule for the construction of the remainder of Applicant's permit area proposed by the Applicant provides for total construction to be completed by 1985, two years longer than was requested by the Division. Nonetheless, it provides for substantial construction each year and appears to be consistent with an orderly and reasonable expansion of cable television services to all potential subscribers in the permit area.

Based on the foregoing, it is hereby ordered as follows:

1. The rates and charges set forth in the revised tariff attached hereto as Exhibit "A" are hereby approved.

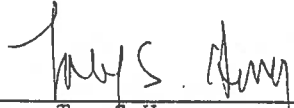
2. Order No. 40 dated November 21, 1975 which granted Cable Vision Holdings, Inc.'s request for waiver of the original 24-month construction schedule and imposed a revised schedule of construction is hereby superseded.

3. The Applicant shall, within the year indicated, construct new CATV facilities and provide service to all potential subscribers in each of the areas or

Order No. 69

communities listed in Exhibit "B" attached hereto. Applicant shall secure the Director's prior written approval of any change, modification or deviation from the construction schedule set forth in Exhibit "B." Any unapproved delay in said schedule shall result in the term of Applicant's CATV permit as set forth in Order No. 29 dated August 30, 1973 being lessened automatically by a period twice the length of time elapsing from December 31 of the year specified in Exhibit "B" to the date of extension of cable services to the specified area or community.

DATED: Honolulu, Hawaii, March 22, 1979.



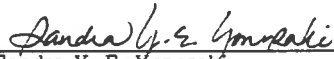
Tany S. Hong
Director of Regulatory Agencies

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Order No. 69 was mailed,
postage prepaid, to the following on this 22nd day of March, 1979:

Oceanic Cablevision, Inc.
2669 Kiliha Street
Honolulu, Hawaii 96819

Jeffrey N. Watanabe, Esq.
Kobayashi, Koshiba & Watanabe
Hawaii Building, Suite 814
745 Fort Street
Honolulu, Hawaii 96813



Sandra Y. E. Yonesaki

EXHIBIT A.

TABLE OF CONTENTS

<u>TITLE</u>	<u>TARIFF SCHEDULE</u>
EXTENSION OF SERVICE	E
PRELIMINARY STATEMENT	B
RATES AND CHARGES	D
RULES AND REGULATIONS	C
TABLE OF CONTENTS	A
TERRITORY SERVED	F

Issued: February 29, 1972

Effective: November 15, 1971

Issued by
Name
Title

James F. Haskins, Jr.
President

PRELIMINARY STATEMENT

A. FILING OF RATES, RULES AND REGULATIONS

The tariffs of rates, rules and regulations have been regularly filed with the Director of Regulatory Agencies of the State of Hawaii and are the effective rates, rules and regulations of this company.

No officer, employee or agent of the company has any authority to waive, alter, or amend in any respect these rates, rules and regulations, or any part thereof, or to make any agreements inconsistent therewith.

The rates, rules and regulations set forth in the tariffs are subject at all times to addition, change or abolition after proceedings duly had by the Director of Regulatory Agencies of the State of Hawaii and changes in the rates, rules and regulations herein set forth must first be approved or accepted by the Director.

B. TERRITORY SERVED - SERVICE RENDERED - RATES - RULES AND REGULATIONS

Oceanic Cablevision, Inc. renders cable television service throughout the territory served by it as shown in its tariffs, which include a description of the service furnished, and maps filed herewith.

The procedure which will be followed by Oceanic Cablevision in rendering service is set forth in rules and regulations in which are included definitions explaining phrases and terms used.

Each sheet of each tariff schedule bears a designating CATV number and also the date issued and the date upon which it became effective.

Issued: February 29, 1972

Issued by

Effective: November 15, 1971

Name

James F. Haskins, Jr.

Title

President

PRELIMINARY STATEMENT

SYMBOLS USED IN TARIFF

<u>Meaning</u>	<u>Symbol</u>
To signify changed listing, rule or condition which may affect rates or charges-----	(C)
To signify discontinued material, including listing, rate, rule or condition-----	(D)
To signify increase-----	(I)
To signify material relocated from or to another part of tariff schedules with no change in text, rate, rule or condition-----	(L)
To signify new material including listing, rate, rule or condition-----	(N)
To signify reduction-----	(R)
To signify change in wording of text but not change in rate, rule or condition-----	(T)

Issued: February 29, 1972

Issued by

Effective: November 15, 1971

Name

James F. Haskins, Jr.

Title

President

RULES AND REGULATIONS

The rules and regulations of this company are the same as those set forth in the Rules and Regulations issued by the Director of Regulatory Agencies on November 15, 1971, a copy of which is available in our company office at 2065 S. King Street, Room 305.

In addition:

1. The normal business office hours are from 8 A.M. to 4 P.M., Monday through Friday except for holidays.
2. The service department will receive and handle trouble calls up until 10 P.M. every night and on weekends and holidays. Service calls after 10 P.M., except for major system faults will be taken care of the following morning. Major system faults will be handled immediately.
3. Installation fees must be paid prior to hook-up.
4. When a service call comes in and the company decides on the basis of the information furnished by the subscriber that the problem is due to the subscriber's set rather than a cable problem, the subscriber is advised to have his own technician correct the problem. If the subscriber's technician determines the problem is cable, we then have our own technician make a service call to confirm this. If the problem is cable, we will reimburse the subscriber for the service call. If the subscriber refuses to call his own technician and insists that we send our technician, and if the problem is due to the set, we advise the subscriber that he will be billed for the service call by us.
5. Damage to cable facilities caused by willful action or negligence on the part of the subscriber shall be the responsibility of the subscriber. Charges for the repair or replacement of cable facilities damaged by the subscriber or members of his household may be billed to the subscriber.

Issued: February 29, 1972

Issued by

Effective: November 15, 1971

Name
Title

James F. Haskins, Jr.
President

RATES AND CHARGES

A. Residential Service. Residential service rates and installation charges shall apply to private residences; and residential units of hotels, motels and apartment buildings, boarding houses, and rooming houses when individually served.

1. Installation Charges (not including Hawaii 4% Gross Income Tax)

1st outlet \$30.00
Each additional outlet 15.00

The choice of wiring method must be left up to Cablevision in every case. If the subscriber requests that outlets be installed in a manner beyond that normally allowed for by Cablevision in its installation charges set forth above, Cablevision will attempt to accommodate the subscriber's request and charge for same based on actual time and material required.

Subscriber service drops of more than 200 feet normally require additional material and labor costs over standard service drops. Any additional costs so incurred will be billed to the subscriber as an added installation cost.

In situations where wiring is already in place, Cablevision will base its installation charge on the cost of making a satisfactory connection to the CATV cable with a not to exceed cost of \$30 for the 1st outlet and \$15 for each additional outlet provided the service drop does not exceed 200 feet. Subscriber service drops of more than 200 feet will be handled as outlined in the preceding paragraph.

2. Monthly Service Rates (not including Hawaii 4% Gross Income Tax)

1st outlet \$9.10
Each additional outlet 2.75

The company will supply a set top converter with each installation.

B. Business Service. Business service rates and installation charges shall apply to users other than residential users. In general business service applies to any location where the substantial use of the service is business or occupational rather than residential.

1. Installation Charges (not including Hawaii 4% Gross Income Tax)

Installation charges shall be negotiated with the owner of the premises or applicant for service as the case may be taking

*Refer to Oceanic Cablevision letter dated 6-3-71 in reply to Cable Television letter dated 5-28-71.

Issued:

Issued by

Name Don E. Carroll

Title President

Effective:

RATES AND CHARGES (Cont'd)

into account any existing wiring or other distribution facilities already in place.

If Cablevision is involved in any way in financing or causing to be financed the installation of distribution and drop facilities, it may require a termination liability contract from the owner of the premises or applicant for service as the case may be. Such contracts will not normally exceed 60 months in duration and will carry a provision reducing the termination liability pro-rata over the term of the contract for each month the contract is in effect after installation is completed.

2. Monthly Service Rates (not including Hawaii 4% Gross Income Tax)

The monthly service rate for business service shall be negotiated with each applicant.

C. Other Charges and General Provisions.

1. Reconnect Charges (not including Hawaii 4% Gross Income Tax)

Where a subscriber has terminated service and within 30 days from termination service is requested by the same or a new occupant, the reconnect charge is \$15.00 for the first outlet and \$5.00 for each additional outlet.

If service has been terminated for more than 30 days and is subsequently requested to be restored, the regular installation rates as shown in section 1 (Installation Charges) above shall apply.

Termination of service occurs when the subscriber notifies us to disconnect him or when the subscriber has vacated the premises without notifying us. Termination will also occur when the subscriber's account is more than 120 days delinquent and no arrangements have been made to pay the arrearages.

2. Outlet Relocation Charge (not including Hawaii 4% Gross Income Tax)

The charge to relocate an existing outlet will normally be \$10.00 unless unusual conditions prevail, in which case the subscriber will be billed for actual time and material costs.

3. We reserve the right to increase any rates shown in this Schedule by the amount of any additional county, state or Federal taxes imposed upon the company.

Issued: November 15, 1973

Effective: December 15, 1973

Issued by

Name

Title

James F. Haskins, Jr.
President

RATES AND CHARGES (Cont'd)

4. Lease Channel - Subscription Television

Charges under this section shall be based on a full time (24 hours daily) lease of one video channel of no less than six (6) megahertz bandwidth to a commercial customer, herein called "Customer". Customer may use said channel for subscription television purposes only.

- a. Channels may be leased in one or more of the four hub areas served by Oceanic:

Hub Areas

- (i) Downtown Honolulu
 - (ii) North Shore Oahu
 - (iii) Mililani, Wahiawa, Waipahu
 - (iv) Pearl City, Aiea
- b. The rate for a full time leased channel shall be either 12¢ per month per home passed (minimum of ONE THOUSAND AND NO/100 DOLLARS [\$1,000.00] per month) in the entire hub area in which Customer leases a channel or ten percent (10%) of Customer's gross revenues directly related to said leased channel, whichever is greater. Customer may be required to make a security deposit depending on Customer's financial standing and shall pay to Oceanic, in addition to the lease payments, an amount equal to four percent (4%) of lease rental paid.

THE END

Issued: November 14, 1973

Effective: December 14, 1973

Issued by
Name
Title

EXTENSION OF SERVICE

The extension of service will be a matter of negotiation between the CATV company and the applicant or applicants requesting such facilities. In the event the parties are unable to agree, the matter may be brought to the Director for resolution.

Issued: February 29, 1972

Effective: November 15, 1971

Issued by

Name

Title

James F. Haskins, Jr.

President

TERRITORY SERVED

The permit area served by Oceanic Cablevision consists of the following communities:

Aiea
Ala Moana
Foster Village
Halawa Heights
Kahuku
Kapalama
Kapiolani
Makiki
Manoa
Mililani Town
Moiliili
Nuuanu
Pacific Heights
Pauoa
Pearl City
St. Louis Heights
Wahiawa
Waialua
Waikiki
Waipahu

Issued: February 29, 1972

Effective: November 15, 1971

Issued by

Name
Title

James F. Haskins, Jr.
President

OCEANIC CABLEVISION, INC.
SYSTEM CONSTRUCTION

MA	LOCATION	'74	COMPLETED PROJECTS	'78	TOTAL TO DATE	'79	'80	FUTURE '81	CONSTRUCTION '82	CONSTRUCTION '83	'84	'85	TOTAL FUTURE	TOTAL FRANCHISE
1	SUB TOTAL-CENTRAL OAHU	56.6	70.7	-	182.0	-	14.4	4.8	-	-	-	-	19.2	201.2
2		26.957	21.309	-	71.217	-	19.55	6.45	-	-	-	-	26.00	73.817
3	LEEWARD													
4	Waimalu		11.2		11.2									11.2
5			31.43		31.43									31.43
6	Pearl Ridge									5.7			5.7	5.7
7										0.45			0.45	0.45
8	Newtown Estates								4.2	4.3			8.5	8.5
9									4.83	4.91			9.78	9.78
10	Pearl City		22.1		22.1									22.1
11			35.91		35.91									35.91
12	Momilani / TOWN VIEW											14.0	14.0	14.0
13												17.95	17.95	17.95
14	Waiolu Garden Estates											7.7	7.7	7.7
15												11.20	11.20	11.20
16	Palisades										13.0		13.0	13.0
17											18.15		18.15	18.15
18	Pearl City Peninsula												4.5	4.5
19													5.60	5.60
20	Manana Housing												2.6	2.6
21													2.50	2.50
22	Aiea		11.6		11.6									11.6
23			13.06		13.06									13.06
24	Aiea Heights					7.0							7.0	7.0
25						9.00							9.00	9.00
26	McGrew Point					1.5							1.5	1.5
27						1.40							1.40	1.40

OCEANIC CABLEVISION, INC.
SYSTEM CONSTRUCTION

MA	LOCATION	'74	COMPLETED PROJECTS '75	'76	'77	'78	TOTAL TO DATE	'79	'80	FUTURE '81	CONSTRUCTION '82	'83	'84	'85	TOTAL FUTURE	TOT FRAN
1	MID-ISLAND															
2,31	Millilani		22.5				22.5									22.5
3			2558				2558									2558
4	Millilani Rebuild							5.8							6.8	6.8
5								720							720	720
6	Nob Hill - 1 to 4							1.6							1.6	1.6
7								420							420	420
8	Town Houses-MF8, MF18 & MF19							1.2							1.2	1.2
9								222							222	222
20	Millilani - East Area							1.2							1.2	1.2
21								132							132	132
22	Millilani - West Area								6.4		5.5				132	132
23									915		600				174	174
24	Waipio		5.2				5.2								215	215
25			1240				1240								5.5	5.5
26	Waikalani								1.0						1.0	1.0
27									40						40	40
28	Wahiawa				44.1		44.1								44.1	44.1
29					584.1		584.1								584.1	584.1
30	Wheeler AFB							1.9							1.9	1.9
31								250							250	250
32								13.2	3.3						16.5	16.5
33	Schofield						1840		460						2300	2300
34									2.7						2.7	2.7
35	NCAMS - Whitemore								510						310	310
36									13.4		5.5				50.3	122.1
37	SUB TOTAL-MID ISLAND		27.7	44.1			71.6	25.9	1725		600				6509	16,149

