

FEDERAL COMMUNICATIONS COMMISSION  
Enforcement Bureau  
Market Disputes Resolution Division  
445 12<sup>th</sup> St., S.W.  
Washington, DC 20554

January 30, 2015

By E-mail

**NOTICE OF COMPLAINT: THIS LETTER CONTAINS IMPORTANT  
INFORMATION REGARDING FILING DEADLINES AND PROCEDURES.  
PLEASE REVIEW IT CAREFULLY.**

Cox Communications Hampton	)	
Roads, L.L.C.,	)	
Complainant,	)	
	)	Proceeding No. 15-22
v.	)	File No. EB-15-MD-001
	)	
Dominion Virginia Power.	)	
Respondent.	)	

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Counsel for Respondent

Dear Counsel:

On January 22, 2015, Cox Communications Hampton Roads, L.L.C., (“Cox”) filed with this Commission a complaint against Dominion Virginia Power (“Dominion”) pursuant to Section 224 of the Communications Act of 1934, as amended (“Act”), 47 U.S.C. § 224 and the Commission’s pole attachment rules, 47 C.F.R. §§ 1.1401-1.1424. Dominion should have a copy of the complaint as served by Cox. *See* 47 C.F.R. § 1.1404(b). If that is not the case, Dominion should contact the Commission counsel identified below.

We strongly encourage the parties to read the Commission's procedural rules governing pole attachment complaints. *See* 47 C.F.R. §§ 1.1401-1.1424. In accordance with these rules, we establish the following pleading schedule:

- 1) Dominion shall, on or before **February 23, 2015**, file and serve a response to the complaint that complies with 47 C.F.R. §§ 1.1407 and 1.1408. Failure to respond may be deemed an admission of the material factual allegations contained in the complaint. *See* 47 C.F.R. § 1.1407(d).
- 2) Cox shall, on or before **March 16, 2015**, file and serve a reply to the response that complies with 47 C.F.R. §§ 1.1407 and 1.1408.

The parties shall file a public version of all written submissions in this proceeding using the Commission's Electronic Comment Filing System (ECFS), and all written submissions shall prominently contain, *inter alia*, the Proceeding Number and File Number referenced above. *See, e.g.*, 47 C.F.R. §§ 1.7, 1.1408, 1.735. If a party seeks to file both a public (redacted) version and a confidential (unredacted) version of a submission, it must file the public version on ECFS and file the unredacted confidential version with the Office of the Commission Secretary. *See* 47 C.F.R. § 1.731. Please be certain that the Commission Secretary (as opposed to Commission counsel) is the addressee on any written submission filed in this proceeding. The parties shall serve all filings via e-mail, hand-delivery, or overnight delivery, together with a proof of all such service. *See* 47 C.F.R. § 1.1408. In addition, the parties shall send to the Commission counsel handling this proceeding courtesy copies of all filings via e-mail and two copies of any filings containing confidential material via hand-delivery (if counsel is located in the Washington, DC area) or overnight delivery (if counsel is located outside of the Washington, DC area). *See* 47 U.S.C. §§ 154(i); 47 C.F.R. § 1.735(e).

The parties should note that this proceeding is restricted for *ex parte* purposes pursuant to 47 C.F.R. Part 1, Subpart H. Further, the parties shall retain all records that may be relevant to the complaint, including electronic records, until the Commission's decision in this proceeding is final and no longer subject to judicial review. *See* 47 U.S.C. § 154(i), 47 C.F.R. § 1.1415.

Michael Engel and I are Commission counsel for this proceeding. We can be reached, respectively, at (202) 418-1516, michael.engel@fcc.gov; and at (202) 418-7335, lisa.saks@fcc.gov.

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