

Before the
Federal Communications Commission
Washington, D.C. 20554

LETTER
January 26, 1996

Released: January 26, 1996

Seth A. Davidson, Esq.
Fleischman and Walsh, L. L. P.
1400 16th Street N.W.
Washington, D.C. 20036

Dear Mr. Davidson:

In your letter of January 22, 1996, you asked whether a cable operator that files a December 1995 FCC Form 1240 on or before February 1, 1996, must later file the updated January 1996 FCC Form 1240, provided that the operator (1) previously gave notice of its proposed rate filing under Section 76.922(e)(1) of the Commission's rules; (2) completes the December 1995 Form 1240 in accordance with the corrected instructions specified in the Bureau's January 19, 1996 Public Notice (DA 96-40) and (3) includes a copy of the corrected January 1996 Form 1240 instructions with its filing.

We believe an operator that files a December 1995 FCC Form 1240 on or before February 1, 1996 need not also file the January 1996 FCC Form 1240, provided that (1) the operator, as of January 26, 1996, has given notice of its proposed filing date in accordance with Section 76.922(e)(1) of the Commission's Rules (2) the operator completes the December 1995 Form 1240 in accordance with the corrected instructions specified in the Bureau's January 19, 1996 Public Notice and (3) the operator includes a copy of the corrected January 1996 Form 1240 instructions with its filing.

If you have any further questions, please do not hesitate to contact Nancy Stevenson at (202) 416-0800.

Sincerely,

Meredith J. Jones
Chief, Cable Services Bureau