

KENTUCKY PUBLIC SERVICE COMMISSION

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In the Matter of:)

) CASE NO. 2023-00416

ELECTRONIC INVESTIGATION OF POLE)

ATTACHMENTS)

) **KBCA LIST OF ISSUES TO BE**

) **DISCUSSED AT MARCH 22, 2024,**

) **CONFERENCE**

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Pursuant to the Kentucky Public Service Commission’s (“Commission”) February 29, 2024, Order, the Kentucky Broadband and Cable Association (“KBCA”)¹ submits this list of issues for discussion at the Commission’s March 22, 2024, informal conference. KBCA believes this list reflects the specific topics and deliverables that Commissioners and Staff requested that the parties address at the next conference. KBCA’s largest member, Charter Communications (“Charter”), is embarking on the largest portion of high-speed broadband deployment to unserved and underserved communities in the Commonwealth; accordingly, Charter will provide information on its experiences with pole attachments in Kentucky.

1. High Volume Agreement. Charter and Kentucky Utilities Company (“KU”) will jointly provide a brief status update on the implementation of their high volume agreement since its effective date of March 1, 2024. In addition, Charter can provide an overview as to how the high volume agreement is anticipated to alleviate the current backlog with KU and assist Charter in meeting applicable grant-funding deadlines.

¹ The KBCA’s members are Access Cable, Armstrong, C&W Cable, Charter Communications, Comcast, Inter Mountain Cable, Lycom Communications, Mediacom, Suddenlink, and TVS Cable.

2. ***Pending Applications.*** The parties should discuss the status of pending attachment applications. Charter will endeavor to provide data related to the number of pending applications by pole owner and historical timelines from application submission through approval.

3. ***Future Projects.*** Commissioners and Staff requested specific examples of build-out projects, pending pole application status, and anticipated work schedules that need to be met for Charter to complete its high-speed network construction in compliance with required deadlines. Charter will provide this information to assist the Commission's understanding and consideration of current pole attachment delays and related issues.

4. ***Number of Poles.*** KBCA notes that 807 KAR 5:015, Section 4(7) establishes certain time periods based on the lesser of the total number of poles or a specific percentage of poles in a utility's system. For planning purposes, it would be beneficial if all utilities were to identify the total number of poles they own in Kentucky.

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Dated: March 8, 2024

Respectfully submitted,

/s/ M. Todd Osterloh

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