

CableFAX Daily™

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What the Industry Reads First

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Policy Watch: Elections Loom, But Regulatory Beat Continues On

Last week's events in NY offered a window into not only industry diversity efforts, but also a glimpse of what is ahead on the regulatory front. Efforts to rewrite the Cable Act will likely be driven next year by a few leaders in Congress. "We're going to be in that conversation pretty quickly," **NCTA** CEO *Michael Powell* predicted at an **ACC** Forum event. Another hot button continues to be cybersecurity, which has both Republicans and Democrats "really petrified," he said. "Fear keeps focus on trying to do something." That something appears to be a cybersecurity executive order. Republicans *John McCain* (AZ), *Kay Bailey Hutchison* (TX) and *Saxby Chamblis* (GA) penned an op/ed in the *WSJ* Thurs speaking out against an order being prepared by the White House. Sen Commerce chmn *Jay Rockefeller* (D-WV) urged the President last month to issue an executive order to implement many of the provisions of the failed Cybersecurity Act of '12. "Following congressional inaction, the President is determined to use existing executive branch authorities to protect our nation against cyber threats," wrote *John Brennan*, asst to the President for Homeland Security and Counterterrorism, in a letter Wed to Rockefeller. A draft order obtained by the *AP* allows federal agencies to propose new regulations or broaden existing ones, based on recommendations from the **Commerce Department's** National Institute of Standards and Technology. Cybersecurity will dominate headlines for weeks to come, but what else is circulating? **Cfax** caught up with **Comcast** evp *David Cohen* after a NAMIC general session and asked him what regulatory trends might impact cable in the coming months. "I don't anticipate anything happening legislatively," he said, blaming the elections. Oh, the elections... Powell, a former Republican **FCC** chmn, likened this year's to the "most aggressive jump shot you've ever seen," with those engaged in battle likely to end up bruised, beaten and poor by the end of it. What's increasingly absent in politics, according to Powell, is the middle. "The great moderates of Congress are exiting congress left and right. I think that's tragic." Despite the expected lack of action in Congress, Comcast's Cohen has several pending regulatory cases on his watch list. A key issue is the pending net neutrality case in court, he said. The FCC's defending its neutrality rules from court challenge by companies including **Verizon**. A briefing schedule by the DC Circuit suggests there won't be a decision until sometime in '13 (final briefs are due Nov 21). The ongoing dialogue about broadband competition is another issue, with Cohen noting the FCC's intent to measure wireless speeds. The FCC recently added mobile to its broadband measurement program to offer more info on the performance of mobile carriers and to "spur competition among service providers," the agency said. Details of ways to measure mobile broadband will be discussed at the Commission open meeting Fri. Also on Cohen's watch list are incentive auctions, cybersecurity and privacy issues, as well as program carriage and program access proceedings. The FCC's program exclusivity ban is set to sunset on Oct 5, and thus far there has been no sign of action. "Dear FCC, you now have 21 days to do something on program access or things get very messy," **Public Knowledge** legal dir *Harold Feld* tweeted Fri. Bottom line: even when there's an election to slow telecom policy, there are still plenty of fires to keep an eye on.



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CABLEFAX DAILY (ISSN 1069-6644) is published daily by Access Intelligence, LLC ● www.cablefaxdaily.com ● fax:301.738.8453 ● Editor-in-Chief: Amy Maclean, 301.354.1760, amaclean@accessintel.com ● Exec Editor: Michael Grebb, 818.945.5309, mgrebb@accessintel.com ● Editor: Joyce Wang, 301.354.1828, jwang@accessintel.com ● Community Editor: Kaylee Hultgren, 212.621.4200, khultgren@accessintel.com ● Advisor: Seth Arenstein ● Group Publisher, Media Entertainment: Denise O'Connor ● Publisher: Debbie Vodenos, 301.354.1695, dvodenos@accessintel.com ● Assoc Publisher: Amy Abbey, 301.354.1629, aabbey@accessintel.com ● Marketing Dir: Barbara Bauer, 301.354.1796, bbauer@accessintel.com ● Prod: Joann Fato, 301.354.1681, jfato@accessintel.com ● Diane Schwartz/SVP Media Communications Group ● Subs/Client Services: 301.354.2101, fax 301.309.3847 ● Group Subs: Amy Russell, 301.354.1599, arussell@accessintel.com

Google Fiber: The final count is in. After tallying some last-minute pre-registrations, **Google Fiber** has confirmed that 180 fiberhoods throughout Kansas City will be wired, according to its blog. The company also announced its construction schedule. It will install its 1st customer in Hanover Heights in a few weeks before moving onto other fiberhoods on the KS side. On the MO side, the first fiberhood to get service will be Crown Center. Google is still busy deploying infrastructure in central Kansas City, MO. It will start installing fiber to Crown Center residents and other MO fiberhoods next spring. Note that the schedule isn't set in stone. Google warned many factors, such as a harsh winter, may affect timing. Meanwhile, the company announced additions to its channel lineup: **Boomerang, Cartoon Network, CNN, CNN en Español, CNN International, HLN, hTV, infinito, MLB Strikezone** (as part of an add-on package), **TBS, TCM, TNT** and **truTV**. In case you missed it, earlier this week, it struck deals with **Disney**, adding to its TV product **ABC Family, ABC News Now, Disney Channel, Disney Junior, Disney XD, ESPN, ESPN Buzzer Beater, ESPN Classic, ESPN Deportes, ESPN Goal Line, ESPN2, ESPNews, ESPNU** and **SoapNet** (is SoapNet ever going off the air?). Google also added **Longhorn, Ovation, TBN** and **Velocity**. The initiative was applauded by FCC commish *Ajit Pai*, who recently visited the project. In a speech at the Chamber of Commerce Fri, Pai noted over 1K towns and cities competed to be Google's test site. KC won only after it streamlined its permitting processes, he said, adding it shouldn't take "a nationwide competition to cut through the endless maze of regulation that delays and deters companies from upgrading broadband networks or deploying new infrastructure." To cite "just one egregious example," he said, "it shouldn't take years for AT&T to bring U-Verse" to San Fran.

Free Preview: **Cablevision** said it would begin offering a free preview of **NFL Net** on Sun (9/16). With the exception of the free preview, Cablevision customers can find NFL Net on channel 150 in both SD and HD in the Optimum Preferred, Optimum Silver, Optimum Gold or the Optimum Sports & Entertainment Pak. **RedZone**, which airs on Suns throughout the regular season, is available as part of the Optimum Sports & Entertainment Pak, which cost \$6.95/month.

Won't You Be My Neighbor? **Bloomberg** petitioned the **FCC** late Thurs to lift its stay of a portion of the **Comcast** neighborhooding order, saying it allows the MSO to delay moving **Bloomberg TV** to news neighborhoods in 59 systems. The issue is that the FCC Media Bureau in Aug stayed moving the channel in markets where Comcast has 1 SD news neighborhood and an HD neighborhood (it didn't apply the stay in markets with only 1 SD neighborhood and no HD 'hood). Since there is only 1 SD news neighborhood in these markets, the stay should be lifted, Bloomberg said. Comcast said it continues to believe the Bureau appropriately stayed aspects of its decision pending full Commission review in this case. All of this stems from the Bureau's order in May partially granting Bloomberg's complaint that its 24-hour business net was entitled to relief under an NBCU condition that requires Comcast to carry all independent news and business channels in a neighborhood if it places any such programming in a neighborhood of similar programming.

On the Hill: Rep *Cliff Stearns* (R-FL), who conceded the Republican primary in FL last month, won't leave without one more go at the **FCC** over **LightSquared's** proposed nationwide wireless network. The House Oversight Subcmte that he chairs will hold a hearing to investigate the Commission's role in the LightSquared saga. After granting a conditional waiver to LightSquared in Jan '11, the FCC in Feb '12 suspended approval of the waiver because of potential GPS interference. The subcmte said the hearing will focus on whether the FCC's handling of LightSquared was consistent with prevailing FCC policies. FCC chmn *Julius Genachowski* has said repeatedly that the Commission employed "thorough, public and fair processes" throughout the proceeding.

CableFAX

PROGRAM AWARDS Top Ops AWARDS

Tuesday, October 30 ● Breakfast 8-10am ● NYC

Register Here: www.cablefax.com/ProgramAwards

CableFAX Week in Review

Company	Ticker	9/14 Close	1-Week % Chg	YTD %Chg
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BROADCASTERS/DBS/MMDS

DIRECTV:	DTV	54.08	1.48%	26.47%
DISH:	DISH	33.06	2.19%	16.08%
DISNEY:	DIS	52.26	1.01%	39.36%
GE:	GE	22.05	2.13%	23.12%
NEWS CORP:	NWS	24.87	0.85%	36.80%

MSOS

CABLEVISION:	CVC	16.93	8.21%	19.09%
CHARTER:	CHTR	82.43	5.48%	44.77%
COMCAST:	CMCSA	35.27	2.37%	48.78%
COMCAST SPCL:	CMCSK	34.42	2.44%	46.10%
GCI:	GNCMA	9.02	2.27%	(7.87%)
LIBERTY GLOBAL:	LBTYA	58.36	2.03%	42.24%
LIBERTY INT:	LINTA	19.24	(0.26%)	18.62%
SHAW COMM:	SJR	20.64	(1.01%)	6.56%
TIME WARNER CABLE:	TWC	92.25	1.57%	45.12%
VIRGIN MEDIA:	VMED	29.76	1.50%	39.20%
WASH POST:	WPO	359.01	2.95%	(4.72%)

PROGRAMMING

AMC NETWORKS:	AMCX	41.78	3.16%	11.18%
CBS:	CBS	37.05	0.08%	36.51%
CROWN:	CRWN	1.67	(2.91%)	38.02%
DISCOVERY:	DISCA	58.72	4.08%	43.32%
GRUPO TELEVISA:	TV	24.25	3.94%	15.15%
HSN:	HSNI	48.11	3.06%	32.68%
INTERACTIVE CORP:	IACI	52.62	2.37%	23.52%
LIONSGATE:	LGF	15.75	(0.38%)	89.30%
LODGENET:	LNET	0.39	(4.88%)	(83.68%)
NEW FRONTIER:	NOOF	1.37	(11.04%)	33.01%
OUTDOOR:	OUTD	7.21	2.41%	(3.35%)
SCRIPPS INT:	SNI	62.20	3.51%	46.63%
TIME WARNER:	TWX	44.66	2.34%	23.57%
VALUEVISION:	VVTV	2.15	8.04%	14.36%
VIACOM:	VIA	52.79	2.96%	(1.01%)
WWE:	WWE	8.88	0.34%	(4.72%)

TECHNOLOGY

ADVANTAGE:	AEY	2.25	7.06%	7.06%
ALCATEL LUCENT:	ALU	1.26	10.00%	(18.91%)
AMDOCS:	DOX	33.27	0.27%	16.61%
AMPHENOL:	APH	63.05	1.64%	38.91%
AOL:	AOL	33.96	1.74%	124.90%
APPLE:	AAPL	691.00	1.55%	70.62%
ARRIS GROUP:	ARRS	14.07	0.93%	30.04%
AVID TECH:	AVID	9.84	2.93%	15.36%
BLNDER TONGUE:	BDR	1.01	0.00%	(17.21%)
BROADCOM:	BRCM	36.21	0.28%	23.33%
CISCO:	CSCO	19.44	1.89%	7.52%
CLEARWIRE:	CLWR	1.62	(2.11%)	(16.24%)
CONCURRENT:	CCUR	4.45	4.22%	17.41%
CONVERGYS:	CVG	16.09	0.63%	26.00%
CSG SYSTEMS:	CSGS	22.69	7.94%	54.25%
ECHOSTAR:	SATS	29.90	0.34%	42.79%
GOOGLE:	GOOG	708.50	0.33%	9.69%
HARMONIC:	HLIT	4.94	8.10%	(1.98%)
INTEL:	INTC	23.32	(3.62%)	(3.86%)

Company	Ticker	9/14 Close	1-Week % Chg	YTD %Chg
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JDSU:	JDSU	13.43	9.28%	28.64%
LEVEL 3:	LVL3	24.75	8.93%	45.67%
MICROSOFT:	MSFT	31.17	0.71%	20.07%
RENTRAK:	RENT	17.27	(1.26%)	20.94%
SEACHANGE:	SEAC	8.01	(1.84%)	13.94%
SONY:	SNE	13.01	11.67%	(27.88%)
SPRINT NEXTEL:	S	5.26	4.67%	125.00%
TIVO:	TIVO	9.83	0.92%	9.59%
UNIVERSAL ELEC:	UEIC	17.43	15.43%	3.32%
VONAGE:	VG	2.47	15.42%	0.82%
YAHOO:	YHOO	15.78	7.71%	(2.17%)

TELCOS

AT&T:	T	37.18	(0.32%)	22.95%
VERIZON:	VZ	44.49	1.76%	10.89%

MARKET INDICES

DOW:	DJI	13593.37	2.15%	11.26%
NASDAQ:	IXIC	3183.95	1.52%	22.22%
S&P 500:	GSPC	1465.77	1.94%	16.55%

WINNERS & LOSERS

THIS WEEK'S STOCK PRICE WINNERS

COMPANY	CLOSE	1-WK CH
1. UNIVERSAL ELEC:	17.43	15.43%
2. VONAGE:	2.47	15.42%
3. SONY:	13.01	11.67%
4. ALCATEL LUCENT:	1.26	10.00%
5. JDSU:	13.43	9.28%

THIS WEEK'S STOCK PRICE LOSERS

COMPANY	CLOSE	1-WK CH
1. NEW FRONTIER:	1.37	(11.04%)
2. LODGENET:	0.39	(4.88%)
3. INTEL:	23.32	(3.62%)
4. CROWN:	1.67	(2.91%)
5. CLEARWIRE:	1.62	(2.11%)

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