Rep. Marilyn B. Lee
38th District
Ph: 586-9460 Fax: 586-9466
Email: replee@capitol.hawaii.gov

September 8, 2009

TO: Lawrence M. Reifurth
Director of Commerce and Consumer Affairs

FROM: Marilyn B. Lee

SUBJECT: Cable Franchise Application by Oceanic Time Warner

I have been a user of cable access television for almost 10 years. It has been a wonderful way to educate the public on many issues including legislative issues, community issues, culture and the arts and many others.

People in the community do watch Olelo, though many times they come upon programs while "surfing" channels. In many instances, people return to view the shows they have discovered by chance in the past.

I am concerned that there is a proposal to put all Olelo channels under a single channel number, which would require viewers to search for favorite programs. I feel this would severely limit the numbers of Olelo viewers, and would be a step backwards for community access.

Please require that the present 5 channels be maintained so that consumers have a fair choice and public access is maintained at current levels.

Ann Thornock
<thornock@capitol.hawaii.gov>

09/09/2009 11:09 AM

To '"cabletv@dcca.hawaii.gov"' <cabletv@dcca.hawaii.gov>

cc

bcc

Subject testimony of Rep. Marilyn Lee

Reifurth.Olelo hearing testimony.9-8-09.doc

COLLEEN HANABUSA
PRESIDENT

DONNA MERCADO KIM
VICE PRESIDENT

GARY L. HOOSER
MAJORITY LEADER

FRED HEMMINGS
MINORITY LEADER

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CAROL TANIGUCHI

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STATE CAPITOL
HONOLULU, HAWAII 96813

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 15 P 3:46

A E P S

FILE

September 15, 2009

Mr. Lawrence Reifurth, Director
Department of Commerce and
Consumer Affairs
335 Merchant Street
Honolulu, Hawaii 96813

Mr. Clyde Sonobe, Administrator
Cable Television Division
DCCA
335 Merchant Street
Honolulu, Hawaii 96813

RE: Oceanic Time Warner Cable's Oahu Franchise Renewal

Dear Messrs. Reifurth and Sonobe,

Thank you for the opportunity to provide additional comments on Oceanic TWC's Oahu television franchise renewal during today's public hearing. We appreciate your department's efforts to solicit comments from a wide range of community, public access, government and policy stakeholders.

The purpose of these additional comments is to reiterate points that we believe should be included in your department's decision-making process involving Oceanic TWC's Oahu franchise application, and in future applications involving cable programming for the neighbor islands.

Given Hawaii's isolated location in the Pacific Ocean, we believe it is imperative to leverage Hawaii's cable technology with federal broadband opportunities that will likely emerge over the next few months. Key areas for strengthening via federal/state partnerships include:

- Deployment of the I-Net and ongoing support for Hawaii's I-Net infrastructure, which is a fundamental part of the state's educational and public safety network;
- A strong commitment to funding and transitioning PEG-access media programming, channel allocations, infrastructure development and upgrades into a digital environment;
- A long-term, stable funding stream to insure that Hawaii Public Television remains an integral part of the community media programming mix; and
- Innovative pilot projects initiated by OLELO Community Television to co-locate community centers within public schools or UH/Community College campuses, thereby stimulating development of high levels of media literacy skills in Hawaii's youth.

We also believe the following areas should be incorporated into DCCA's franchise renewal agreement for Oahu:

- An accelerated transition to digital from analog programming within a specified time frame (e.g., five-years), which will enhance opportunities for state and county governments to provide a wide range of services through interactive digital programming.

- Provisions to ensure continued investment in future system upgrades in Hawaii, similar to the requirement of a Development Fund (Section 4, Decision and Order No. 153). This will assure that Hawaii's cable infrastructure continues to provide residents with leading-edge technologies and programming.

  For example, it makes sense to require that buildings and facilities that are connected via I-Net should also be able to access digital cable services, and to be able access PEG programming over the Web as technology makes even more-dramatic changes within the next twenty years. It may be more practical for both PEG providers and Oceanic TWC to access archived PEG programming over the Web (e.g., on-demand) than to pursue solutions relying on current technology.

- Expansion of co-located community centers on school campuses, since they provide a proven success model for building media literacy skills in community, as well as workforce development, contexts. In 2009, over 1,000 students from 80 public and private schools submitted over 500 video/animation projects in the OLELO ***youth Xchange*** competition - a remarkable level of participation from a program only six years old!

- Continued funding support for such community assets as Hawaii Public Television programming and the State's I-Net infrastructure.

We look forward to the completion of this year's cable refranchising process as the next step in rolling out Hawaii's digital economy.

Sincerely,

Senator Carol Fukunaga, District 11
(Makiki/Punchbowl, Tantalus, Ala Moana)

Senator David Ige, District 16
(Pacific Palisades, Pearl City, Aiea)

Senator Will Espero, District 20
(Ewa Beach, Ocean Pointe, Lower Waipahu

Senator Les Ihara, Jr., District 9
(Palolo, St. Louis Heights, Kaimuki, Kapahulu)

Senator Clarence Nishihara, District 18
(Waipahu, Pearl City, Crestview)

"Sen. David Ige" <sendige@Capitol.hawaii.gov>

09/15/2009 02:10 PM

To "'cabletv@dcca.hawaii.gov'" <cabletv@dcca.hawaii.gov>

cc "Sen. Carol Fukunaga" <senfukunaga@Capitol.hawaii.gov>, "Sen. Clarence Nishihara" <c.nishihara@capitol.hawaii.gov>, "Sen. Will Espero" <senespero@Capitol.hawaii.gov>, "Sen.

bcc

Subject Comments - Oceanic Time Warner Cable's Oahu Franchise Renewal

Oceanic Franchise Renewal Comments 9-15-09.pdf

HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

DCCA Public Hearing
Oceanic Time Warner Cable Franchise Renewal
McKinley High School
September 15, 2009

To: Lawrence M. Reifurth, DCCA Director
Clyde S. Sonobe, Cable Television Administrator

As the State Representative from a rural district on Oahu, I have come to greatly appreciate the services provided to our community by 'Olelo Community television. As a regular participant at Wai'anae Neighborhood Board meetings, I appreciate the fact that 'Olelo has always been there—offering a dependable media link for residents who are unable to be present.

I am also pleased with the 'Olelo Wai'anae Enrichment Program which trains young people to participate in community media. Wai'anae students who went to Washington D.C. last year, sharing what they have learned with groups from across the nation, have made our community very proud of their achievements and grateful for 'Olelo's contributions.

As DCCA weighs the application for renewal of Oceanic Cable Company's franchise to provide cable services on Oahu, I urge you to consider the enormous progress made in community access television since Oceanic was first granted the franchise. The accomplishments of 'Olelo and other PEG access organizations statewide over the past twenty years—representing more than 50,000 hours of public programming—have been outstanding. DCCA's favorable renewal action will allow Oceanic to provide even more productive services over the next two decades.

I urge not only a renewal of Oceanic's franchise, but also your continued support for a PEG access system which DCCA has often acknowledged through favorable performance evaluations. I look forward to my constituents on the Wai'anae Coast, and other underserved areas, having continued—even enhanced—access to a grassroots media experience that has educated and enriched all of us over many years.

Mahalo for this opportunity to offer testimony on a matter of great importance to our community.

Representative Maile S.L. Shimabukuro, District 45
(Wai'anae~Mākaha~Mākua)
Chair, Committee on Human Services & Housing
Member, Committees on Education, Higher Education, Health & International Affairs
Hawaii State Capitol, Room 406, Honolulu, Hawaii 96813
Phone: (808) 586-8460/Fax: (808) 586-8464/E-mail: repshimabukuro@capitol.hawaii.gov

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

TO: CABLE TV DIVISION FAX 586-2625
DCCA

FROM: REP. MAILE S.L. SHIMABUKURO

RE: TESTIMONY
9/15/09 Public Hearing
Oceanic Franchise Renewal

2 pages (including cover)

2009 SEP 11 P 4: 21
A E P S
FILE
CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 15 A 9:39
A E P S
FILE

Cable Television Division

Department of Commerce and Consumer Affairs

PO Box 541

Honolulu, Hawaii 96809

Sent via email: cabletv@dcca.hawaii.gov

Director Reifurth,

Thank you for conducting a public hearing to acquire community input of Oceanic Time Warner Cable's Franchise Renewal Application. When the Franchise was granted twenty years ago, the visionary leadership at the DCCA negotiated a fair and meaningful franchise agreement with what was then Oceanic Cablevision. It is my sincere hope that your department's renewal of this franchise continues to consider the public interest. As Wahiawa's representative, I can attest to the importance for rural communities to have access to the kind of communications resources currently provided by `Ōlelo Community Media. With a brand new center at Leilehua High School, Wahiawa residents are at the beginning stages of learning the tools that will help them share the history and stories of this great community with the rest of O`ahu.

I believe it is the duty of government to facilitate citizen participation in the democratic process. `Ōlelo's channels help inform the community about issues at a statewide and neighborhood specific level. `Ōlelo's Community Media Centers and services empower citizens to take an active role in their government by exploring, through video programming, issues that are important to their communities. Having two-way connectivity from each of `Ōlelo's Community Media Centers would enable these communities to carry live programming. A rich media environment such as this would allow for dialogue and networking between and within communities in a way we have not experienced.

Technology in the next 20 years is sure to develop in ways we can only imagine today. It would be prudent for the DCCA to ensure a franchise for this length of time includes provisions to guarantee all PEG constituencies are able to access new and developing technologies so that the voice of Hawai'i's people continues to thrive for generations to come. As Director of the DCCA, you can leverage the length of the Franchise, anywhere between 5 – 20 years, to help secure vital public resources for our citizens.

Sincerely,

Representative Marcus Oshiro

Tracy Kubota
<tkubota@capitol.hawaii.gov>
09/15/2009 09:11 AM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject support letter

Attached is a support letter from Representative Marcus Oshiro. Please call me at 586-6200 if you have any questions.

Thank you,
Tracy Kubota

Rep. Marcus Oshiro's office img-915090632.pdf

SENATOR MIKE GABBARD

415 S. BERETANIA STREET, ROOM 201
HONOLULU, HAWAII 96813

PHONE: 586-6830 FAX: 586-6679
EMAIL: SENGABBARD@CAPITOL.HAWAII.GOV

The Senate

STATE CAPITOL
HONOLULU, HAWAII 96813

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 15 P 3:42
A E P
FILE

CHAIR
ENERGY AND ENVIRONMENT

VICE CHAIR
TRANSPORTATION, INTERNATIONAL AFFAIRS AND
INTERGOVERNMENTAL AFFAIRS

MEMBER
PUBLIC SAFETY AND MILITARY AFFAIRS
JUDICIARY AND GOVERNMENT OPERATIONS

TESTIMONY TO THE

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS

LAWRENCE M. REIFURTH, DIRECTOR

CLYDE S. SONOBE, ADMINISTRATOR – CABLE TELEVISION DIVISION

from

MIKE GABBARD
State Senator – District #19
Tuesday, September 15, 2009 - McKinley High School

RE: RENEWAL OF THE OAHU CABLE TELEVISION FRANCHISE APPLICATION SUBMITTED BY OCEANIC TIME WARNER CABLE

Aloha. Thank you for the opportunity to testify on Oceanic Time Warner (OTW) Cable's Oahu cable television franchise application. My comments will focus on the requirement that Oceanic provides the necessary funding and support for Public Education Government (PEG) community access services.

Over the last 15 years, I've been a big supporter of PEG Community Access Television provider Olelo Community Television and its efforts to provide thousands of people the opportunity to view legislative hearings, educate themselves on important community issues, or even create their own television/video programs. Olelo gives people a "voice" to participate in and be a part of what makes Hawai'i such a special place to live.

The Department of Commerce and Consumer Affairs has a critical role in ensuring that the Oahu cable television franchise renewal continues and expands this long-standing tradition for our community. It is important that we give Olelo the necessary resources so that they can incorporate the latest technological innovations into their multi-media offerings and partnerships with schools, teachers, students and communities throughout Hawai'i.

In my role as a State Senator, I've worked closely with Olelo's Waipahu Community Center. On several occasions, using interns, volunteers and staff mentors, they've allowed me to tape "community updates" and they've also recorded my monthly "community listen-story" meetings for broadcast. I've been especially impressed that the Olelo staff has trained middle school students with the invaluable skills needed to one day enter this dynamic profession.

I'm asking that you please take the following points into consideration as you deliberate on Oceanic's application:

- Allowing statewide access for all PEG channels.
- Encouraging a partnership between Hawai'i Education Network Consortium (HENC) and PEG for any future funding.
- Providing "live" broadcast capability for PEG use.
- Assessing the full five percent franchise fee allowable by law.

I'm hopeful that OTW's Refranchising agreement will provide all the resources needed to ensure a robust and thriving environment for our PEG Access provider for many years to come.

"Sen. Mike Gabbard" <sengabbard@capitol.hawaii.gov>
09/15/2009 01:40 PM

To "'cabletv@dcca.hawaii.gov'" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony

Aloha,

Please find my testimony regarding the renewal of the Oahu cable television franchise.

Mahalo,

Senator Mike Gabbard
Hawaii State Capitol, Room 201
Honolulu, Hawaii 96813
Ph: 586-6830 Fax: 586-6679

091509MGtestimony_DCCA.pdf

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 4: 11

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FILE_____

HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

September 30, 2009

Clyde S. Sonobe, Administrator
Department of Commerce and Consumer Affairs
Cable Television Division
P.O. Box 541
Honolulu, HI 96809

Subject: Renewal of the Oahu Cable Television Franchise Application submitted by Oceanic Time Warner Cable

Dear Mr. Clyde S. Sonobe,

I am writing this letter to express my support for Public Education Government (PEG) community access services. Community access through Olelo Community Television and its Community Media Centers (CMC) gives thousands of people the opportunity to view legislative hearings, learn more about important community issues, and for entertainment purposes. The role of the CMC plays a vital part in our community and ensures that all views have a chance to be heard.

The ability for community access providers such as Olelo to continue to offer great services and programs, necessary resources are needed. In my experience with the CMC – located on the Waipahu Intermediate School campus – I was delightfully impressed to see elementary, middle, and high school students displaying technical skills and professionalism during live tapings and throughout the production process. This definitely needs to continue. This ensures growth and opens doors for our younger generation to pursue a wide variety of careers in the future.

At this time, I would like to encourage you to please consider the following points during your deliberation process:

- Allow statewide access for all PEG channels
- Encourage an active partnership between Hawaii Education Network Consortium (HENC) and PEG for any future funding
- Allow the full five percent franchise fee to PEG provider as allowable by law

Thank you for your thoughtful consideration. Please contact me should you have any questions.

Sincerely,

Henry Aquino

District 35: Pearl City, Waipahu
Vice Chair: Committee on Public Safety
State Capitol, Room 310 / Honolulu, Hawaii 96813
Phone: 586-6520 / Fax: 586-6521
E-mail: repaquino@capitol.hawaii.gov

NEIL ABERCROMBIE
1ST DISTRICT, HAWAII
WHIP-AT-LARGE

COMMITTEE ON
ARMED SERVICES
COMMITTEE ON
RESOURCES

Congress of the United States
House of Representatives
Washington, D.C. 20515

October 6, 2009

Mr. Lawrence M. Reifurth
Director
Department of Commerce and Consumer Affairs
335 Merchant Street
Honolulu, Hawaii 96813-2945

Dear Mr. Reifurth:

I wish to offer comments with respect to Oceanic Time Warner Cable's (Oceanic) application to renew its Oahu Cable franchise. I strongly support the inclusion of a comprehensive package of public benefits in return for Oceanic's use of valuable public rights of way. I am additionally concerned that a twenty year franchise, as requested by Oceanic Time Warner Cable, must have flexibility for the State, to ensure the DCCA's ability to address changes in technology and expanding community needs.

The current franchise, awarded initially under Decision and Order (D&O) 135, contains a detailed benefits package. It recognized the value of a franchise and required appropriate community compensation. Although the DCCA was not able to forecast the evolution of technology over the life of the franchise, D&O 135 ensured that both subscribers and the general public would benefit as technology advanced. Much has changed since the current franchise was renewed. Here are some points with which I am familiar:

- Oceanic Cable offered less then 40 analog channels in the late 1980s.
- Oceanic Time Warner Cable now offers almost 400 digital channels with a mix of video on demand, high definition and interactive capability, along with approximately 70 analog channels.
- Consumers have more choices when it comes to entertainment because of Oceanic's advanced network.
- Oceanic Time Warner Cable's revenues from cable related services have increased 105% since 1997 ($101,340,174 to $208,026,447).
- Hawaii has gone from more than five independent cable operators to a single state-wide cable operator.
- Hawaii has an institutional network (INET) that connects hundreds of government buildings on Oahu, as well as public schools and University of Hawaii campuses.
- Oahu has a role model Public, Educational and Governmental (PEG) access provider that has increased community voice. It has evolved from one centralized facility in Mapunapuna to seven Community Media Centers throughout Oahu.

Unfortunately, Oceanic's latest proposal would potentially strip many community benefits as part of the new franchise. Although there are about 400 channels in the current system—with the potential for many more, Oceanic would limit community access to a total mix of five digital and analog channels, and

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eventually provide only digital channels. This is about five percent of the bandwidth that the community now has via PEG access. Although Oceanic proposes to continue to support PEG access, PBS Hawaii and the State's INET, Oceanic's proposal would severely limit some of these public benefits or greatly reduce them over the franchise period.

Over the years, I have worked closely with 'Ölelo Community Television as it evolved into a national model for community access. I use it on a regular basis to provide information on critical federal issues to the people of Oahu. Moreover, 'Ölelo has developed services, such as summer media programs, that provide training and hope for disadvantaged youth. I was very impressed with the summer media students from Waianae came to the nation's capitol to interview Member's of Hawaii's Congressional Delegation.

This new franchise will likely generate billions of dollars in revenue over its term and the community must similarly benefit from Oceanic's use of public rights of way. Therefore, I ask that you negotiate vigorously to ensure that the community continues to benefit from advances in technology and shares in the benefits from Hawaii's cable service provider. A new franchise needs to consider the following:

- PEG access operating and capital funding levels must not decrease. Just as D&O 135 provided for increases, so should the new franchise when the economy improves.
- A fair share of the bandwidth on Oceanic's system must be retained for community use. The use of that bandwidth (digital channels, video on demand, Internet access, etc) must be negotiated with the community.
- As new services become available, the community must have access to them without additional charge. For example, high definition channels must be available for community programming and the equipment and infrastructure upgrades to accomplish this must be done without charge by Oceanic and without reducing other contributions.
- A modern bi-directional network is needed to ensure that more communities can distribute live programming or use the system to participate remotely in government meetings.
- Continued support of the State's INET, with additional help from Oceanic for repair and maintenance of the network. A similar requirement is already implemented on Kauai, as provided in D&O 291.

In conclusion, I believe that the provisions of the current franchise, as directed by D&O 135, have been both fair and visionary. Any new franchise must also be far-sighted and preserve the public interest.

Sincerely,

Neil Abercrombie

Neil Abercrombie
Member of Congress

NA: ac

"Ching , Anthony"
<Anthony.Ching@mail.house.gov>
10/06/2009 09:34 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject OTW Franchise Renewal

Aloha,

Attached is Congressman Abercrombie's letter to Director Reifurth re: the OTW franchise renewal.

Thank you,

-Anthony

Anthony W.H. Ching
Legislative Assistant | Congressman Neil Abercrombie (HI-1)
1502 Longworth House Office Building | Washington, DC 20515
Tel: 202-225-2726 | Fax: 202-225-4580
Anthony.Ching@mail.house.gov | http://www.house.gov/abercrombie

UNIVERSITY of HAWAI'I® SYSTEM

STATE OF HAWAII
DEPARTMENT OF EDUCATION

Hawaii Association of Independent Schools

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 4: 04

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September 30, 2009

Lawrence M. Reifurth
Director
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Dear Director Reifurth:

Collectively, we represent all accredited public and private education in the State of Hawaii at the K12 through higher education levels.

We have appreciated the unwavering commitment of DCCA over the past 20 years to Educational Access cable television. We have worked together for over a decade under the auspices of our Hawaii Educational Networking Consortium (HENC) to leverage Cable Franchise resources to educate and enlighten residents throughout the State of Hawaii. We believe the current Franchise renewal on Oahu, coming at a time of widespread recognition throughout Hawaii of the importance of broadband, presents a clear imperative for us to collaboratively create a new paradigm for Educational Access in Hawaii and for the nation.

As we have begun to consider the elements of next-generation Educational Access, it is already clear to us that our institutions will be able to better serve the people of Hawaii through an approach more focused on Internet technologies than the television-based services mandated in the current cable franchise agreements. We also note that education is one of the "killer apps" for broadband that will drive demand, as outlined in the Hawaii Broadband Task Force report.

During the next two decades we will see a dramatic transformation of the cable television industry to embrace converged Internet-based services. While nobody knows today exactly how that will look, we believe we can develop an evolutionary plan in a collaborative manner with your Department and with Oceanic Time-Warner. We are confident we can modernize Educational Access services in a manner that is resource-neutral to the cable company while improving educational opportunity for the public. For example, we believe that

University of Hawaii
2444 Dole Street, Bachman Hall
Honolulu, Hawaii 96822
808-956-8207

Hawaii State Department of Education
1390 Miller Street
Honolulu, Hawaii 96813
808-586-3230

Hawaii Association of Independent Schools
1585 Kapiolani Boulevard, Suite 1212
Honolulu, HI 96814
808-973-1540

gradually migrating from two dedicated analog Education Access channels and traditional video content to Internet-based services has the potential to improve accessibility and reduce our operating costs. This approach would have to be coupled with increased access to broadband services, which we also know to be important to the State's future.

Such an evolution should take place over time rather than be fully mandated in detail in the new Franchise. This will allow us to move gradually and learn from our experience together, as well as take advantage of evolving technologies and trends. It is also essential that as we migrate to new technologies we ensure that the public continues to have affordable access to our educational services, as they do with today's analog channels.

To enable the evolution of Educational Access, we have two specific requests:

1) We request that the new Franchise directly assign the resources for Educational Access to HENC rather than continue the indirect assignment of resources via the PEG entity. This should include both the two analog Educational Access channels as well as the funding for programming support that the current Franchise directs 'Olelo to provide to HENC.

2) We request that the new Franchise direct the franchisee and HENC to work with your Department over the franchise period to create the next generation of Educational Access services for the public in a manner that recognizes the technological changes in the cable TV industry and maximizes access to educational programming for underserved citizens.

We realize there will be opposition to enabling Hawaii's unified educational community to work directly with the franchisee and your Department to modernize Educational Access. But we believe that Education can and should lead the way to explore and create compelling 21st-century models that may eventually prove to be applicable and acceptable to the Public Access sector as well.

If you have any questions about our request please contact Dr. David Lassner, Vice President for Information Technology and Chief Information Officer at the University of Hawaii. He can be reached at 956-3501 or david@hawaii.edu.

Sincerely,

M.R.C. Greenwood
President
University of Hawaii

Patricia Hamamoto
Superintendent
Hawaii State Department of Education

Robert Witt
Executive Director
Hawaii Association of Independent Schools

c: Clyde S. Sonobe, Cable Television Administrator, DCCA

Hawaii Educational Networking Consortium
East-West Center / Hawaii Association of Independent Schools
Hawaii State Department of Education / University of Hawaii

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 30 P 4: 04
A___E___P___S___
FILE___

September 30, 2009

Mr. Clyde Sonobe
Cable Television Administrator
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Dear Mr. Sonobe:

We appreciate the chance to submit written comments relating to the Oahu Cable franchise application for renewal by Hawaii Division Oceanic Time Warner Cable (Oceanic). We believe that this franchise will be an important influence on the citizens of Hawaii and we are confident that the Department of Commerce and Consumer Affairs will give it the consideration it deserves.

HENC believes that the Educational Access (EA) needs defined below will help to alleviate problems that we are encountering today in the delivery and use of EA cable programming and will help to ease the transitions that will face both education and the Cable TV industry in the future. That probable future is more fully addressed in the new comments submitted jointly by all HENC members -- the University of Hawaii System, the Hawaii State Department of Education and the Hawaii Association of Independent Schools--which HENC of course fully supports.

The thrust of the following EA needs were detailed in July 2008 as part of the community ascertainment compiled for the Oceanic Time Warner Cable franchise renewal and have been submitted to DCCA through multiple public input processes over the years. We have updated some of the needs from 14 months ago, but for the most part the core of the request (see section 1) remains a consistent theme of Hawaii's accredited education community over many many years.

The Educational Access Cable refranchise needs include:

1. Separation of the Educational Access portion of PEG from Public and Government access, with responsibility assigned to Hawaii Educational Networking Consortium (HENC):

2532 Correa Road, Building 37 • Honolulu, Hawaii 96822
Email: marlon@hawaii.edu • Fax: (808) 956-5025 • Phone: (808) 956-2776

support EA programming by accredited education in Hawaii. This should be a minimum of one quarter of total PEG access revenues.

Direct allocation of a portion of Oahu access capital funding to EA to maintain, expand and renew capture and delivery options as the scope of Educational Access services change over the franchise period.

2. Replace existing PEGNet distribution network with an IP-based system that is capable of deploying standard digital video formats for the cable industry which at a minimum meets all Advanced Television Systems Committee (ATSC) standards.

3. Upgrade K-12 school infrastructure to support a digital future for education and Cable Television.

4. Empower HENC to work with the franchisee and your department to migrate analog educational access services to a digital future in a manner that maintains access for the underserved.

5. Provision of promotional spots for Education on non-Access Cable TV channels to build value and viewership of Educational Access activities

If you have questions relating to these comments please contact me.

Sincerely,

Marlon J. Wedemeyer
Program Director
Hawaii Educational Networking Consortium

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 18 A 8:04

A E P S

FILE

PBS Hawaii

www.pbshawaii.org

Sept. 17, 2009

Mr. Clyde Sonobe
Cable TV Division
State Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Dear Mr. Sonobe:

Thank you for this opportunity to comment as your department crafts a new franchise agreement with Oceanic Time Warner Cable.

Investing a portion of the franchise proceeds in PBS Hawaii has made a critical difference in maintaining and growing Hawaii's only public television station as an educational community treasure with universal access.

We've become an interactive, multi-media force, existing solely for public good. Under-served residents in remote areas of Hawaii may watch us for free via over-the-air TV signals. Our noncommercial programs are also seen on cable, satellite and on-line. Every week, we create and present high-quality local programming in a mass media landscape that is losing local independent voices.

We're known for the weekly Hawaii programs "Na Mele: Traditions in Hawaiian Song," "Insights on PBS Hawaii," "Long Story Short" (Hawaii's first-ever weekly program offered in high-definition), and "Leahey & Leahey." Just recently, we presented documentaries about a previously little known, historic Hawaiian leader, Joseph Nawahi, in both the English and Hawaiian languages; the late U.S. Rep. Patsy Mink's pioneering work in Title IX gender equity in higher education; and indigenous artists including Keola Beamer performing cross-cultural music. On October 11th, the day that Father Damien is canonized in Rome, we'll launch a week of primetime local programming about Damien, life for remaining Kalaupapa patients, and the future of the isolated Molokai settlement.

In addition, a fresh new dimension of local programming is coming. With $200,000 in seed funding from the Corporation for Public Broadcasting, we are in the process of developing a national first—a statewide student news network, giving all middle- and high-school students across the island chain the opportunity to create content in a PBS Hawaii web portal that's a virtual newsroom. The student news network, named Hiki Nō (Hawaiian for "can do") will present schools' work in a prominent six-evening-a-week broadcast on PBS Hawaii, between the BBC World News and the NewsHour with Jim Lehrer. Heads of public, charter and private schools are enthusiastic, calling this good news for education, in a bad economy. Students will learn important 21st-century

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workforce skills, such as critical thinking and effective communication, and will be mentored in journalistic values, including balance and fairness.

PBS Hawaii is the state's only member of the Public Broadcasting Service (PBS) which is a standard-bearer and innovator in programs, especially children's programming. For six years in a row, the prestigious Roper Survey has found PBS to be the nation's most trusted institution. PBS Hawaii is also the only FCC-licensed statewide noncommercial educational television broadcaster in Hawaii.

Franchise fee funding and a 2002 legislative grant enabled us to make the costly, federally mandated transition to all-digital technology this year. We also produced a public-information program that was used by almost all television broadcasters in the state to help consumers prepare for the change. Our free digital TV signals go farther than those of commercial broadcasters, including to homes in South Point on the island of Hawaii.

39% of PBS Hawaii's annual budget is from the franchise fee. This funding has been vital—in making the transition from State agency to private nonprofit organization; in keeping up with costly technological changes, including digital and high-definition improvements; in serving the community with local programming and educational outreach services.

We always strive to be worthy of the trust and funding afforded to us. If PBS Hawaii were to lose franchise-fee funding, the effects would be catastrophic, especially at a time of changing media business models and the economic downturn.

Most of the country's public television stations receive funding from their state taxpayers. Not PBS Hawaii. No State taxpayer dollars come to us. We're grateful to be granted 1% of the franchise funding that Oceanic pays to compensate the public for its for-profit use of public highways, easements, and other resources.

We ask that PBS Hawaii be awarded continued funding at this level as we continue to navigate a fast-moving digital world in the cause of lifelong learning and enhancing the quality of life for Hawaii's people, including the under-served.

Very Truly Yours,

Robert Alm
Chair, Board of Directors
PBS Hawaii

Leslie Wilcox
President and CEO
PBS Hawaii

IN THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII

TIME WARNER ENTERTAINMENT COMPANY , L.P.
THROUGH ITS HAWAII DIVISION
OCEANIC TIME WARNER

APPLICATION FOR RENEWAL OF CABLE FRANCHISE
ISLAND OF OAHU, STATE OF HAWAII

WRITTEN PUBLIC TESTIMONY OF:

JAY APRIL
PRESIDENT AND CEO OF AKAKU: MAUI COMMUNITY TELEVISION
MEMBER OF HCR358 LEGISLATIVE TASK FORCE

SEPTEMBER 17, 2009

Oceanic Time Warner's application for franchise renewal in Oahu significantly reduces the company commitment to PEG Access services in the area of technology and funding at a level vastly inferior to what was promised twenty years ago. The application is incomplete and unclear as to what specific support Time Warner Cable will actually provide in the migration from analog to digital and implies in it's filings including its response to the DCCA First Request for Supplemental Information dated September 9, 2009, that the company will provide what amounts to approximately a 90% reduction in spectrum allocation to public use compared to its present obligation; make unilateral and unapproved decisions on the technology and methodology employed to display the channels which experience in other markets has been proven to result in substandard service; substantially reduce the number of channels and bandwidth available for public interest use; employ improper metrics and criteria in the evaluation of channels for expansion purposes; make no firm commitment to community broadband access which is the PEG access of the future; and leave the funding of PEG subject to significant reduction or outright elimination for the term of the franchise.

The application should be denied unless the DCCA demands and incorporates significant changes in the franchise renewal order that protects and expands upon the current PEG access paradigm and additional public hearings are held to assure that those changes are in place. We need robust community communications media in the public interest that can grow our electronic democracy in Hawaii and enhance its evolution. Time Warner's proposal does quite the opposite and is woefully and quantifiably deficient in meeting the future cable needs of Oahu, and by extension, neighbor island residents.

Hawaii Revised Statute 440G mandates that the DCCA be required to hold public hearings in each county if applicant ownership status changes in any way. Time Warner's ownership structure has changed and the DCCA has not scheduled public hearings in each county. No franchise renewal should be granted prior to these hearings being held.

Cable Statute HRS 440G requires applicant to provide full disclosure regarding plans and expenditures for support of PEG access and states in part, " The director shall require of the applicant full disclosure, including the proposed plans and schedule of expenditures for or in support of the use of public, educational, or governmental access facilities." Not only has Time Warner not provided full disclosure by redacting many aspects of it's proposal, its application provides for the diminishment and decrease of support for PEG access services and funding over the next franchise term.

We are also concerned about the phenomena known as "regulatory capture" in regard to the process and methodology the Department has used in conducting its one public meeting on the subject of franchise renewal in Oahu on September 16, 2009. At the beginning of the meeting a representative of Oceanic Time Warner was granted an unlimited amount of time to make a presentation reading directly from applicant's written proposal. All other testifiers including the President and CEO of Olelo and Akaku, who are arguably experts in the field and were there to provide valuable public input in a matter of considerable importance, were allotted only three minutes to respond. The impression given to those members of the general public in attendance is that the government allows incumbent cable industry franchise holders to testify at length whereby experts representing the public sector are restricted in their oral presentations. We are also concerned that there are no additional public meetings scheduled for those unable to be heard or for those wishing to provide input after the franchise proposal is acted upon by DCCA. There is also apparently no oversight of DCCA for the remainder of the process leaving the final negotiation of the cable franchise renewal a mystery until a Decision and Order is issued or the application is denied.

We recommend that due to the incomplete and unsuitable responses by Oceanic Time Warner in meeting future needs of subscribers and LFA constituents ***in exchange for using public rights of way*** that the following remedies be considered:

Oceanic Time Warner Franchise Application be denied pending further review.

Oceanic Time Warner be granted a two-year provisional extension until consensus is met through a vigorous public hearing process where a final proposal is presented and the State of Hawaii's PEG Access providers are granted intervener status.

Oceanic Time Warner be granted a 5 year franchise if the conditions of franchise renewal outlined below are substantially met or exceeded

RECOMMENDED CONDITIONS OF FRANCHISE RENEWAL

1. A guarantee that PEG channels will be carried in the same format and with the same signal quality as commercial channels and language about technical feasibility will not be used to diminish public access programming by providing services not less than commercial quality

2. A minimum of 10% of all spectrum should be set aside for public interest use and use by community anchor institutions and applications including but not limited to: PEG access, public

safety, telemedicine, telework, telepresence, educational, school, hospital and library use, emergency alerts, electric grid management, energy management,, wireless communication and other applications in the public interest.

3. There shall be no diminishment of existing analog spectrum available to PEG access in the migration from analog to digital and the PEG access transition from analog to digital should not result in reduced bandwidth, reduced accessibility, reduced quality or reduced features during or after transition relative to any other previously broadcast analog cable and/or IPTV channels.

4. PEG access must remain on the most accessible tier available to all with transparency. PEG channels must not be involuntarily moved from easy access i.e. analog "basic " tier to a "digital" tier requiring special equipment or fees, nor can it reach fewer viewers or be difficult to find, load or view

5.. Should this franchise renewal agreement with the DCCA be superceded or replaced with federal and/or state broadband regulation and/or state video programming/broadband franchises, that equivalent franchise fees or revenue from taxes on broadband revenue will be used to fund local access and programming (formerly PEG access channels) which will be program sources connected to the internet.

6. Prevent any reduction in franchise fee due to a change in franchise fee definition or evaluation by franchise holder and reserve the right to raise franchise fees to 5% or any amount allowed by law.

7. Capital contributions to PEG entities which have not increased in a number of years must be increased from $3.00 per subscriber and should include annual negotiated step up contributions of at least 4% per year for each year of the franchise term.

8. PEG needs for financial and technical support may increase relative to the expense of going digital and it should be provided as a condition of franchise. The ability to assess additional funds for these purposes must be embedded in the renewal agreement. Expenses related to digital transition may include Internet connection and equipment costs, studio, staff and operating costs.

9. Oceanic Time Warner must bear cost of PEG conversion of NTSC signal to digital and the cost of connecting the PEG content provider to interconnect with carrier as a condition of franchise.

10. Free Internet connections and service for public facilities should be requested. PEG access groups should have access to INET and public fiber should be installed alongside commercial fiber.

11.PEG access channel numbers should be stipulated in franchise document and permission to migrate or re-assign must be obtained from DCCA

12. No PEG channel slamming or the arbitrary relocation of PEG channels or aggregating PEG channels under a single channel (i.e. 99) will be allowed as a separate application requiring more clicks to get to the content or making PEG inaccessible to channel surfing.

13. PEG channels on digital tiers must have closed captioning capability

14. PEG channels must remain in main traffic pattern of remote control and not banished to "cable Siberia" where viewers have difficulty locating them.

15. Terms like "efficiency" and "video on demand" methodologies should not be unilaterally used by the franchise holder to diminish delivery of programming and the definition and implementation of those terms and methods of delivery should be at the discretion, direction and under independent control of the PEG entity.

16. PEG channels must not be subject to channel latency. In some markets, those operated by AT&T U-verse for instance, it can take nearly two minutes for PEG content to appear once the correct channel has been selected

17. PEG channels must be recordable. Reportedly they are not able to work with some DVR recording devices

18. Government and Oceanic Time Warner must not infringe upon the PEG access provider in developing and delivering local and hyper-local content and/or programming by any media necessary and should support delivery of fully local PEG access services of interest to diverse communities and groups.

19. Since PEG access channels and services are "electronic public commons" with narrowcast and non market based characteristics, ratings and viewership metrics should have lowest priority on evaluating community communications needs in order to establish channel expansion and/or increased public bandwidth requirements.

20. Net neutrality principles and bandwidth symmetry characteristics should be guaranteed for the duration of the franchise

21. As reported by the Community Ascertainment study conducted in Oahu by Merina & Company at DCCA behest, a "most favored nation" clause should be included in the franchise agreement that would require Time Warner to provide any public benefit service provided by Time Warner Cable in any of its markets at the request of the LFA if it determines the service to be in the best interest of the public.

22. Support for PEG Access services need to be increased and under no circumstances shall PEG access technology, support and funding be reduced from levels currently provided in the existing franchise agreement.

23. Franchise should be revocable for cause after due notice and process for failure to perform.

ADDITIONAL CONSIDERATIONS

An additional consideration in evaluating the suitability of Oceanic Time Warner for franchise renewal is to put on the record the company and/or its agents role in lobbying to influence national and state legislation advocating a rollback or reduction of PEG access and other public interest obligations in markets where the company holds franchises. This may include

questioning Oceanic Time Warner principals and lobbyists about their position and role, if any, in advocating language calling for the repeal of cable statute HRS 440G in various Broadband bills before the Hawaii State Legislature in the 2009 session.

It is also quite evident that the cable TV business is evolving away from just a video delivery business into a broadband business and will continue to do so for the contemplated term of the franchise. As a matter of fact, Time Warner Cable's recent restructuring is a reflection of this trend with the company separating into two related but different enterprises. One manages networks and the other provides content - mostly video programming - but is also offering voice products, Internet broadband connectivity and related services. (This "separation" of ownership is the trigger for the reason why HRS 440G requires the Director to hold public hearings in each county)

In evaluating the suitability of the applicant, DCCA will need to determine Time Warner's position on issues like net metering, deep packet inspection, filtering of content, bandwidth and data speed, network symmetry and net neutrality. It is likely that in the next decade we will see ubiquitous broadband networks as the norm where cable systems morph into all purpose IP networks with no traditional cable service or channels; where the primary product will be transmission of voice and high speed data; where program distribution adopts an internet model with sources of video programming located anywhere and accessible everywhere.

CONCLUSION

If DCCA is to do its job and help ensure a future for public communication and electronic democracy as it is required to do, this franchise renewal application needs to be looked at in the context of a rapidly evolving video market whereby the PEG access paradigm can continue to flourish with adequate technical support and funding in place in exchange for use of public rights of way regardless of the technology

Because of its vagueness, lack of specificity and the amount of substantive material that has been redacted, the current Oceanic Time Warner application and supplemental submissions fall far short of the this goal. There could hardly be a worse blueprint for the future of community media. If this current proposal is allowed to stand, it will be a huge blow to the principles of free speech and localism in a democratic society. It is a travesty in the making and may need to be cured by legislation or litigation.

Thank you for the opportunity to submit this testimony and I hope you will give it your every consideration.

Jay April
President and CEO
Akaku: Maui Community Television
808 873 3437
jay@akaku.org

Jay April
<jay@akaku.org>
09/16/2009 11:36 PM

To cabletv@dcca.hawaii.gov

cc Mahina Martin <Mahina.Martin@co.maui.hi.us>, Michael Duberstein <iliwai34@hawaii.rr.com>, Linda Lindsay <castlelib@hotmail.com>, Anthony Ranken

bcc

Subject TESTIMONY RE: APPLICATION FOR RENEWAL OF OAHU CABLE TELEVISION FRANCHISE

OAHU FRANCHISE TESTIMONY.doc

"Blaise J. Noto"
<blaisenoto@gmail.com>
09/17/2009 07:50 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Renewal of Time Warner Cable Franchise -- BLAISE NOTO LETTER

Cable Television Division
Department of Commerce and Consumer Affairs

Dear Sir/Madam:

I previously sent an email supporting the testimony of my colleague and Akaku's CEO President Jay April. I sully agree with his in depth and insightful testimony and knowledge of the subject matter. As a member of the Board of Directors of Akaku: Maui Community TV, I would like to add my own voice to the many in support of Olelo Community TV including my Board Member colleagues. This is my testimony.

The benefits of public access television to the public are extensive and the impressive range of services provided by 'Oleo must be preserved and expanded if we all are to grow as a state of free speech communities. Oahu is fortunate to have such as professional, committed provider of Public, Educational and Governmental Access (PEG) services which helps ensure a health democracy by promoting discussion and information exchange regarding issues of public concern.

In order to endure that the people f Oahu receive the level of PEG services they deserve, we urge the DCCA to ensure that any renewal of the Oceanic Time Warner cable franchise consider the following.

o The current application for renewal of the Cable Franchise on Oahu is clearly not sufficient to meet the future needs of Oahu residents, and by extension neighbor island residents,. The applications hold not be approved without significant revision by the Director of DCCA which requires additional public input.

o Cable Statue 440G mandates that the DCCA is required to hold public hearings in each county if applicant ownership status changes in any way. Time Warner's ownership structure has changed and the DCCA has not schedule public hearings in each county. No franchise renewal should be granted prior to public hearings being held.

o Cable Status 400G requires applicant to provide full disclosure regarding plans and expenditures for support of PEG access. Not only has Time Warner not provided full disclosure (by redacting many aspects of its proposal), its application provides for a diminished and possible decrease of support for PEG access services over the next franchise term.

The State of Hawaii needs robust community communications media in the public interest that can grow out electronic democracy and is woefully deficient in meeting the future needs of Oahu residents. As an advocate of public access and

free speech on the island of Maui and throughout the State of Hawaii, I, as a member of the Board of Directors of Akaku: Maui Community Television urges the DCCA to strength and expand PEG access on all islands for the health and well being of our communities.

Thank you for your consideration.
Blaise J. Noto

Member, Board of Directors
Akaku: Maui Community Television
President, Blaise Noto & Associates
Telephone: 808-879-1227
email: blaisenoto@gmail.com

"Blaise J. Noto"
<blaisenoto@gmail.com>
09/17/2009 07:19 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony for Time Warner Application for Renewal of Cable Franchise on the island of Oahu

IN THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS

STATE OF HAWAII

TIME WARNER ENTERTAINMENT COMPANY , L.P.

THROUGH ITS HAWAII DIVISION
OCEANIC TIME WARNER

APPLICATION FOR RENEWAL OF CABLE FRANCHISE

ISLAND OF OAHU, STATE OF HAWAII

WRITTEN PUBLIC TESTIMONY OF:

BLAISE J. NOTO

BOARD OF DIRECTORS MEMBER OF AKAKU: MAUI COMMUNITY TELEVISION

SEPTEMBER 17, 2009

As a member of the Board of Directors of AKAKU: Maui Community Television, I stand in support of Akaku's President and CEO Jay April's testimony as as presented below in part below in this email. I am in full agreement that community television and a full and free public access is essential to the health, vitality and vibrant exchange of ideas within all communities on Hawaii, and it must be preserved and protected through any and all technological changes and enhancements to ensure public communication and free speech now and in the future.

Oceanic Time Warner's application for franchise renewal in Oahu significantly reduces the company commitment to PEG Access services in the area of technology and funding. The application is incomplete and unclear as to what specific support Time Warner Cable will actually provide in the migration from analog to digital and implies in its filings

including its response to the DCCA First Request for Supplemental Information dated September 9, 2009, that the company will provide what amounts to approximately a 90% reduction in spectrum allocation to public use compared to its present obligation; make unilateral and unapproved decisions on the technology and methodology employed to display the channels which experience in other markets has been proven to result in substandard service; substantially reduce the number of channels and bandwidth available for public interest use; employ improper metrics and criteria in the evaluation of channels for expansion purposes; make no firm commitment to community broadband access which is the PEG access of the future; and leave the funding of PEG subject to significant reduction or outright elimination for the term of the franchise.

The application should be denied unless the DCCA demands and incorporates significant changes in the franchise renewal order that protects and expands upon the current PEG access paradigm and additional public hearings are held to assure that those changes are in place. We need robust community communications media in the public interest that can grow our electronic democracy in Hawaii and enhance its evolution. Time Warner's proposal does quite the opposite and is woefully and quantifiably deficient in meeting the future cable needs of Oahu, and by extension, neighbor island residents.

Hawaii Revised Statute 440G mandates that the DCCA be required to hold public hearings in each county if applicant ownership status changes in any way. Time Warner's ownership structure has changed and the DCCA has not scheduled public hearings in each county. No franchise renewal should be granted prior to these hearings being held.

Cable Statute HRS 440G requires applicant to provide full disclosure regarding plans and expenditures for support of PEG access and states in part." The director shall require of the applicant full disclosure, including the proposed plans and schedule of expenditures for or in support of the use of public, educational, or governmental access facilities." Not only has Time Warner not provided full disclosure by redacting many aspects of its proposal, its application provides for the diminishment and decrease of support for PEG access services and funding over the next franchise term.

We are also concerned about the phenomena known as "regulatory capture" in regard to the process and methodology the Department has used in conducting its one public meeting on the subject of franchise renewal in Oahu on September 16, 2009. At the beginning of the meeting a representative of Oceanic Time Warner was granted an unlimited amount of time to make a presentation reading directly from applicant's written proposal. All other testifiers including the President and CEO of Olelo and Akaku, who are arguably experts in the field and were there to provide valuable public input in a matter of considerable importance, were allotted only three minutes to respond. The impression given to those members of the general public in attendance is that the government allows incumbent cable industry franchise holders to testify at length whereby experts representing the public sector are restricted in their oral presentations. We are also concerned that there are no additional public

meetings scheduled for those unable to be heard or for those wishing to provide input after the franchise proposal is acted upon by DCCA. There is also apparently no oversight of DCCA for the remainder of the process leaving the final negotiation of the cable franchise renewal a mystery until a Decision and Order is issued or the application is denied.

We recommend that due to the incomplete and unsuitable responses by Oceanic Time Warner in meeting future needs of subscribers and LFA constituents ***in exchange for using public rights of way*** that the following remedies be considered:

Oceanic Time Warner Franchise Application be denied pending further review.

Oceanic Time Warner be granted a two-year provisional extension until consensus is met through a vigorous public hearing process where a final proposal is presented and the State of Hawaii's PEG Access providers are granted intervener status.

Oceanic Time Warner be granted a 5 year franchise if the conditions of franchise renewal outlined below are substantially met or exceeded

CONCLUSION

If DCCA is to do its job and help ensure a future for public communication and electronic democracy as it is required to do, this franchise renewal application needs to be looked at in the context of a rapidly evolving video market whereby the PEG access paradigm can continue to flourish with adequate technical support and funding in place in exchange for use of public rights of way regardless of the technology

Because of its vagueness, lack of specificity and the amount of substantive material that has been redacted, the current Oceanic Time Warner application and supplemental submissions fall far short of the this goal. There could hardly be a worse blueprint for the future of community media. If this current proposal is allowed to stand, it will be a huge blow to the principles of free speech and localism in a democratic society. It is a travesty in the making and may need to be cured by legislation or litigation.

Thank you

Blaise J. Noto

Member, Board of Directors

Akaku: Maui Community Television

808-879-1227

blaisenoto@gmail.com

"Empowering our community's voice through access to media."

AKAKŪ MAUI COMMUNITY TELEVISION

52 Access 53 Community 54 Experimental

CABLE DIVISION
COMMERCE AND CONSUMER AFFAIRS

2009 SEP 29 P 2:05

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FILE_____

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Blaise Noto

Ex-Officio Director
President & CEO
Jay April

Oceanic
Time Warner
Cable Channels
52, 53, & 54

Serving the needs
of the Maui Nui
Islands of

MAUI

September 18, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809
cabletv@dcca.hawaii.gov

To Whom It May Concern,

The Board of Directors of Akaku: Maui Community Television would like to add our voices to the many in support of Olelo Community TV.

The benefits of public access television to the public are extensive and the impressive range of services provided by 'Olelo must be preserved and expanded if we are all to grow as a state of free speech communities. Oahu is fortunate to have such a professional, committed provider of Public, Educational, and Governmental Access (PEG) services, which helps ensure a healthy democracy by promoting discussion and information exchange regarding issues of public concern.

In order to ensure that the people of O'ahu receive the level of PEG services they deserve, we collectively urge the DCCA to ensure that any renewal of the Oceanic Time Warner cable franchise consider the following:

- The current application for renewal of the Cable Franchise on Oahu is clearly not sufficient to meet the future community communications needs of Oahu residents, and by extension neighbor island residents. The application should not be approved without significant revision by the Director of DCCA which requires additional public input.

- Cable statute 440G mandates that the DCCA is required to hold public hearings in each county if applicant ownership status changes in any way. Time Warner's ownership structure has changed and the DCCA has not scheduled public hearings in each county. No franchise renewal should be granted prior to hearings being held.

- Cable Statute 440G requires applicant to provide full disclosure regarding plans and expenditures for support of PEG access. Not only has Time Warner not provided full disclosure (by redacting many aspects of its proposal), its application provides for the diminishment and possible decrease of support for PEG access services over the next franchise terms.

The State of Hawai'i needs robust community communications media in the public interest that can grow our electronic democracy and enhance its evolution; Time Warner's proposal does quite the opposite and is woefully and quantifiably deficient in meeting the future needs of Oahu residents.

As defenders of public access and free speech on the island of Maui, the Board of

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"Empowering our community's voice through access to media."

AKAKŪ MAUI COMMUNITY TELEVISION

52 Informational 53 Community 54 Entertainment

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Gene Zarro

David Tamanaha

Elle Cochran

Alberto Rojas Jr.

Blaise Noto

Ex-Officio Director
President & CEO
Jay April

Oceanic
Time Warner
Cable Channels
52, 53 & 54

Serving the needs
of the Maui Nui
Islands of

MAUI
MOLOKAI
LANAI
KAHOOLAWE

Directors of Akaku: Maui Community Television urges the DCCA to strengthen and expand PEG access on all islands for the health and well being of our communities.

Thank you for your consideration of our testimony.
Sincerely,

Linda J. Lindsay, Secretary

John G. Bruce, Director

Elle Cochran, Director

Don Couch, Director

Michael Duberstein, Director

David Fisher, Director

Kelly T. King, Director

Blaise Noto, Director

Clarence Respicio, Director

Alberto Rojas Jr., Director

Howard Selnick, Director

Gene Zarro, Director

Jay April, Ex-Officio Director

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Testimony of Gerry Silva
Re Oceanic Cable's Franchise Renewal
September 15, 2009

Aloha. I am Gerry Silva, a community producer and volunteer at Olelo Community Media. I cannot support Oceanic's request to have its Oahu franchise renewed. I reject it based on the position that Oceanic has taken with respect to community access in its September 9, 2009 response to the Department of Commerce and Consumer Affairs (DCCA's) first request for supplemental information.

In that response, Oceanic makes it clear that they intend to provide a public benefits package that is substantially smaller than the one in their current franchise, awarded two decades ago under Decision and Order (D&O) 135. Their proposal would slash community benefits. More important, it could abridge the First Amendment Rights of those who use community media for that purpose.

That may be good negotiating strategy, but it is very poor corporate citizenship. The DCCA would be severely derelict in its public responsibility if anything close to those proposals were incorporated in the renewal. A franchise if a privilege and the DCCA needs to negotiate from that vantage point.

D&O 135 was a visionary document that encouraged modernization of the cable system, provided for flexibility with respect to emerging technology, and fairly compensated the public—both subscribers and non-subscribers—for allowing Oceanic to use public rights of way "of a limited and scarce nature." It specifically tied the term of the current franchise "to the degree to which Oceanic is willing to be responsive to the needs and interests of the public." The DCCA must ensure that this principle is preserved if the franchise is renewed.

Much has been accomplished under the current franchise.

- The cable system is heavily fiber oriented. As a result of D&O 135, much "dark fiber" is in place to accommodate additional use with minimal cost. Some of that should be used for community benefit.
- Over $9 million was provided for initial community access capital costs. Annual capital contributions were negotiated later. With the advent of new technology, Oceanic will have to upgrade its plant. It needs to do the same without charge for community media.
- Operating contributions equal to three percent of gross revenues, with a provision to increase the percentage were imposed.
- Up to seven channels (in a spectrum of about 40 channels) were set aside for community use.

Oceanic has thrived under D&O 135, becoming one of the most profitable cable companies in the nation. Twenty years ago, it was one of many cable companies in the state. Today, it is the only cable company in Hawaii, with little prospect for substantial competition in the near term on Oahu.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

Two decades ago, Oceanic offered simple television programming. Today, the same cable that uses our public rights of way, carries many more services, and generates far more profit. The public has the right to share in those profits and the DCCA has the obligation to negotiate a contract that makes that happen.

A public benefits package must contain several elements.

- Both the capital and operating revenues for community access must be preserved. Because it under spends, the DCCA might consider shifting a portion of its share or gross revenues to community access.
- Because technology has advanced, "channels" have little meaning. Bandwidth is important. The DCCA needs to set aside bandwidth for community use, and the use of that bandwidth must be determined by the community. Ten percent, of total spectrum—or at least the bandwidth occupied by Olelo's current six channels—would be appropriate. Oceanic's "offer" to eventually provide five digital channels for community use means that community access would be stripped of more than 90 percent of the bandwidth that it now manages. All of that would directly increase Oceanic's profit at the expense of the community.
- Moreover, the community must decide how its bandwidth will be used. Oceanic cannot unilaterally decide whether community channels will be on demand or use switched digital video (SDV), with its inherent delays. That technology may be fine for shopping channels, but it is not appropriate for First Amendment programming.
- The community deserves better connectivity. D&O 135 required that 15 regional communications sites, plus other schools and government buildings be connected at no cost. In two decades, it has become clear that the one-way system is grossly inadequate. Parts are nearly impossible to find. Many more points need to be connected to allow for live cablecasting or—more important—to connect communities to each other or with their government. Bi-directional connections are needed between at least 40 community sites

In summary, the current franchise is a good one. It is incumbent that the DCCA negotiate a new franchise that ensures that community benefits are retained and that those benefits remain fair and relevant throughout the term of the franchise. It is the DCCA's job to do that, and the DCCA must be held accountable by the community if it does not meet community expectations.

Hawaii Consumers
<hawaiiconsumers@gmail.com>

09/30/2009 05:23 AM

To cabletv@dcca.hawaii.gov

cc Lawrence Reifurth <Lawrence.M.Reifurth@dcca.hawaii.gov>, Lingle Lingle <gov@hawaii.gov>, Jennifer Sabas

bcc

Subject Oceanic cable franchise application comments to DCCA

COMMENTS OF HAWAII CONSUMERS

TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS

STATE OF HAWAII

REGARDING TIME WARNER ENTERTAINMENT COMPANY , L.P.

THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER
APPLICATION FOR RENEWAL OF CABLE FRANCHISE

ISLAND OF OAHU, STATE OF HAWAII

Submitted by:

Sean McLaughlin

Spokesperson, Hawaii Consumers

hawaiiconsumers@gmail.com

t: 808-447-9610

c: 202-495-0616

September 29, 2009

Hawaii's people need robust communications media serving the public interest to grow the marketplace of ideas for our democracy, to support lifelong educational achievement, and to protect public health and safety.

To build sustainable broadband communications media for the next generation, Hawai'i needs community based vision with local integrity.

Unfortunately, **Oceanic Time Warner's cable franchise renewal application is substantially deficient in meeting the community needs and interests of local people.** Time Warner's proposal gives the profit of absentee owners more consideration than the communication needs and interests of local people.

Because fundamental human rights are involved, cable operators are regulated by the State of Hawai'i. Sadly due to ineptness and apparent corruption, State cable regulation under DCCA fails to protect consumers or to even consider basic human rights outlined in the Universal Declaration of Human Rights, of which Article 19 states: "Everyone has the right to freedom of opinion and expression; this right includes freedom to hold opinions without interference and to seek, receive and impart information and ideas through any media and regardless of frontiers." (UN, 1948)

The bottom line is that **DCCA lacks both the vision and the requisite integrity to address the substantial shortcomings of Oceanic Time Warner's cable franchise application.**

At this time, Oceanic Time Warner's cable franchise renewal application must be denied or deferred pending a complete independent management audit of DCCA's Cable TV Division and cable-related regulatory actions (and inactions) of DCCA that benefit the owners of Oceanic Time Warner, their partners and agents at public expense.

DCCA's cable TV regulation appears corrupted in that the administration of State authority lacks accountability, transparency and integrity while violating essential standards of ethics. Conflicts of interest and other concerns are on the public record as

local public interest groups have repeatedly advised the Governor's Office, the DCCA Director, the Legislature and the State Ethics Commission.

Under this dark cloud of apparent corruption, it is alarming to find that Oceanic Time Warner's application for franchise renewal on O'ahu significantly reduces the company' s commitment to local communities and further re-directs local resources (payments by local subscribers and businesses) to profit Time Warner's absentee owners.

The overarching impression is that DCCA's appointed staff, along with other political appointees, have allowed direct and indirect personal benefits and close relations with Time Warner's employees and agents to cloud their judgment and thus prevent DCCA (and other State agencies) from acting in the public's interests. The power, politics and money dynamic of State cable regulation has led to possible collusion that creates a mutual profit for a few at the expense of Hawaii's people.

Through the State's friendly review, Oceanic Time Warner's franchise renewal application actually proposes to provide PEG Access resources for the community at a level vastly inferior to what was promised twenty years ago.

Further, the application is incomplete and unclear as to what specific support Time Warner Cable will actually provide in the migration from analog to digital transmission, and implies in it's filings that the company will provide what amounts to approximately a 90% reduction in spectrum allocation to public use compared to its present obligation; make unilateral and unapproved decisions on the technology and methodology employed to display the channels which experience in other markets has been proven to result in substandard service; substantially reduce the number of channels and bandwidth available for public interest use; employ improper metrics and criteria in the evaluation of channels for expansion purposes; make no firm commitment to community broadband access which is the PEG access of the future; and leave the funding of PEG subject to significant reduction or outright elimination for the term of the franchise.

The application should be denied or at the very least deferred until a comprehensive management audit and corrective measures are taken and the (new, ethical) DCCA must demand and incorporate significant changes in the franchise renewal order that will protect and expand upon the current PEG access paradigm.

Additional public hearings must also be held to assure that those changes are in place.

Hawaii Revised Statute 440G mandates that the DCCA be required to hold public hearings in each county if the applicant's ownership status changes in any way. Time Warner's ownership structure has changed in the past year and the DCCA has not scheduled public hearings in each county. No franchise renewal should be granted prior to these ownership hearings being held.

Cable Statute HRS 440G requires applicant to provide full disclosure regarding plans and expenditures for support of PEG access and states in part, " The director shall require of the applicant full disclosure, including the proposed plans and schedule of expenditures for or in support of the use of public, educational, or governmental access facilities." Not only has Time Warner not provided full disclosure by redacting many aspects of it's proposal, its application provides for the diminishment and decrease of support for PEG access services and funding over the next franchise term.

Hawaii Consumers support the calls of public interest advocates, such as Akaku: Maui Community TV's CEO Jay April, who recommends that due to the incomplete and unsuitable responses by Oceanic Time Warner in meeting future needs of subscribers and LFA constituents in exchange for using public rights of way that the following remedies be considered:

Oceanic Time Warner Franchise Application be denied pending further review (and a comprehensive fiscal and management audit of DCCA).

Oceanic Time Warner be granted a two-year provisional extension until consensus is met through a vigorous public hearing process where a final proposal is presented and the State of Hawaii□s PEG Access providers are granted intervener status.

Oceanic Time Warner be granted a 5 year franchise if the conditions of franchise renewal outlined below are substantially met or exceeded

RECOMMENDED CONDITIONS OF FRANCHISE RENEWAL

1. A guarantee that PEG channels will be carried in the same format and with the same signal quality as commercial channels and language about technical feasibility will not be used to diminish public access programming by providing services not less than commercial quality

2. A minimum of 10% of all spectrum should be set aside for public interest use and use by community anchor institutions and applications including but not limited to: PEG access, public safety, telemedicine, telework, telepresence, educational, school, hospital and library use, emergency alerts, electric grid management, energy management, wireless communication and other applications in the public interest.

3. There shall be no diminishment of existing analog spectrum available to PEG access in the migration from analog to digital and the PEG access transition from analog to digital should not result in reduced bandwidth, reduced accessibility, reduced quality or reduced features during or after transition relative to any other previously broadcast analog cable and/or IPTV channels.

4. PEG access must remain on the most accessible tier available to all with transparency. PEG channels must not be involuntarily moved from easy access i.e. analog "basic " tier to a "digital" tier requiring special equipment or fees, nor can it reach fewer viewers or be difficult to find, load or view

5. Should this franchise renewal agreement with the DCCA be superceded or replaced with federal and/or state broadband regulation and/or state video programming/broadband franchises, that equivalent franchise fees or revenue from taxes on broadband revenue will be used to fund local access and programming (formerly PEG access channels) which will be program sources connected to the internet.

6. Prevent any reduction in franchise fee due to a change in franchise fee definition or evaluation by franchise holder and reserve the right to raise franchise fees to 5% or any amount allowed by law.

7. Capital contributions to PEG entities which have not increased in a number of years must be increased from $3.00 per subscriber and should include annual negotiated step up contributions of at least 4% per year for each year of the franchise term.

8. PEG needs for financial and technical support may increase relative to the expense of going digital and it should be provided as a condition of franchise. The ability to assess additional funds for these purposes must be embedded in the renewal agreement. Expenses related to digital transition may include Internet connection and equipment costs, studio, staff and operating costs.

9. Oceanic Time Warner must bear cost of PEG conversion of NTSC signal to digital and the cost of connecting the PEG content provider to interconnect with carrier as a condition of franchise.

10. Free Internet connections and service for public facilities should be requested. PEG access groups should have access to INET and public fiber should be installed alongside commercial fiber.

11. PEG access channel numbers should be stipulated in franchise document and permission to migrate or re-assign must be obtained from DCCA

12. No PEG channel slamming or the arbitrary relocation of PEG channels or aggregating PEG channels under a single channel (i.e. 99) will be allowed as a separate application requiring more clicks to get to the content or making PEG inaccessible to channel surfing.

13. PEG channels on digital tiers must have closed captioning capability (and other broadcast must carry obligations).

14. PEG channels must remain in main traffic pattern of remote control and not banished to "cable Siberia" where viewers have difficulty locating them.

15. Terms like "efficiency" and "video on demand" methodologies should not be unilaterally used by the franchise holder to diminish delivery of programming and the definition and implementation of those terms and methods of delivery should be at the discretion, direction and under independent control of the PEG entity.

16. PEG channels must not be subject to channel latency. In some markets, those operated by AT&T U-verse for instance, it can take nearly two minutes for PEG content to appear once the correct channel has been selected

17. PEG channels must be recordable by recording devices of consumers' choice

18. Government and Oceanic Time Warner must not infringe upon the PEG access provider in developing and delivering local and hyper-local content and/or programming by any media necessary and should support delivery of fully local PEG access services of interest to diverse communities and groups.

19. Since PEG access channels and services are "electronic public commons" with narrowcast and non market based characteristics, ratings and viewership metrics should not determine priority on evaluating community communications needs in order to establish channel expansion and/or increased public bandwidth requirements.

20. Net neutrality principles and bandwidth symmetry characteristics should be guaranteed for the duration of the franchise

21. As reported by the Community Ascertainment study conducted on O'ahu by Merina & Company at DCCA behest, a "most favored nation" clause should be included in the franchise agreement that would require Time Warner to provide any public benefit service provided by Time Warner Cable in any of its markets at the request of the LFA if it determines the service to be in the best interest of the public.

22. Support for PEG Access services need to be increased and under no circumstances shall PEG access technology, support and funding be reduced from levels currently provided in the existing franchise agreement.

23. Franchise should be revocable for cause after due notice and process for failure to perform.

ADDITIONAL CONSIDERATIONS

An additional consideration in evaluating the suitability of Oceanic Time Warner for franchise renewal is to put on the record the company and/or its agents' role in lobbying to influence national and state legislation advocating a rollback or reduction of PEG access and other public interest obligations in markets where the company holds franchises. This may include questioning Oceanic Time Warner principals and lobbyists about their position and role, if any, in advocating language calling for the repeal of cable statute HRS 440G in various Broadband bills before the Hawaii State Legislature in the 2009 session.

Such an inquiry, looking at prospects of collusion, should also be part of the comprehensive independent management audit of DCCA.

Cable TV operators' business is evolving away from just a video delivery business into a broadband business. Time Warner Cable's recent restructuring is a reflection of this trend with the company separating into two related but different enterprises. One manages networks and the other provides content - mostly video programming - but is also offering voice products, Internet broadband connectivity and related services. (This "separation" of ownership is the trigger for the reason why HRS 440G requires the Director to hold public hearings in each county)

In evaluating the suitability of the applicant, a newly re-organized (and ethical) DCCA will need to determine Time Warner's position on issues like net metering, deep packet inspection, filtering of content, bandwidth and data speed, network symmetry and net neutrality. It is likely that in the next decade we will see ubiquitous broadband networks as the norm where cable systems morph into all purpose IP networks with no traditional cable service or channels; where the primary product will be transmission of voice and high speed data; where program distribution adopts an internet model with sources of video programming located anywhere and accessible everywhere.

CONCLUSION

If DCCA is to do its job with integrity and help to ensure a future for public, educational and governmental communication and for a healthy media ecosystem to sustain our electronic democracy as it is required to do, the **DCCA needs to be subject to a comprehensive fiscal and management audit.** Such independent audit findings can then inform a needed restructuring and potential overhaul of Hawaii's cable TV regulation.

Once there is a prospect for accountable State regulation with integrity, Time Warner's franchise renewal application needs to be looked at from the foundations, in the context of a rapidly evolving video market whereby the PEG access paradigm must continue to flourish with adequate technical support and funding in place. Keep in mind that cable franchises incoporate partial compensation for use of public rights of way and public spectrum, regardless of the technology.

The current Oceanic Time Warner cable franchise application and supplemental submissions fall far short of this goal. Therefore **the application should be denied for failure to adequately address cable-related community needs and interests**.

As further noted by Jay April, CEO of Akaku: Maui Community TV and a leading advocate for community broadband media access: "There could hardly be a worse blueprint for the future of community media. If this current proposal is allowed to stand,

it will be a huge blow to the principles of free speech and localism in a democratic society. It is a travesty in the making and may need to be cured by legislation or litigation."

Many bright and committed individuals and organizations are prepared to help – but Hawaii Consumers need a comprehensive, independent management audit and thoughtful actions on those recommendations to give assurance that our apparently corrupt State cable regulation under DCCA is redeemable.

Sincerely,

Sean McLaughlin

For Hawaii Consumers

--
Sean McLaughlin
Hawaii Consumers
t: 808-447-9610

e: hawaiiconsumers@gmail.com HC comment to DCCA re TWE franchise renewal .pdf

"Community Media Producers Association (CMPA)"
<cmpa@hawaiiantel.net>

09/30/2009 09:14 AM

Please respond to cmpa@hawaiiantel.net

To DCCA CATV Executive Assistant Patti Kodama <pkodama@dcca.hawaii.gov>, cabletv@dcca.hawaii.gov
cc Lawrence M Reifurth <Lawrence.M.Reifurth@dcca.hawaii.gov>, Esther Zukeran <ezukeran@dcca.hawaii.gov>
bcc
Subject Testimony re O'ahu Monopoly Cable Franchise Renewal

Aloha Patti,

Attached please find my testimony regarding the O'ahu Monopoly Cable Franchise Renewal in both PDF and Word format. I have also provided it in this email below. Please preserve the look, functionality and all hyperlinks within my testimony when you post it online as they are part of my testimony. If you can not or will not do so, please inform me immediately.

Sincerely,

Jeff Garland

Comments of Jeff Garland

to the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS (DCCA)

CABLE TELEVISION DIVISION (CATV)

STATE OF HAWAII

Regarding TIME WARNER ENTERTAINMENT COMPANY , L.P. (TWE)

Through its Hawai'i division, OCEANIC TIME WARNER CABLE (OTWC)
APPLICATION FOR RENEWAL OF CABLE FRANCHISE

ISLAND OF OAHU, STATE OF HAWAII

September 30, 2009

This franchise renewal should be for no more than eight (8) years !!

On March 27, 2009 TWE's Time Warner Cable (TWC) was officially spun-off from Time Warner Inc. (TWI) which should have required CATV to initiate a franchise transfer under § 16-133-3 **Transfer of cable franchise**. CATV dismissed it and denied the public input regarding the matter by stating "DCCA determined that the transaction did not appear to involve the transfer or change in control of TWE's cable franchises in the State of Hawaii. DCCA therefore

did not take any action on the transaction under state law (HRS 440G)". (please note they used the term "appears") This is of great concern in that the cable franchise monopoly continues without an opportunity for all Hawai'i citizens to comment, rather CATV has decided to go ahead with the O'ahu franchise renewal which will inevitably become the standard for the entire state, without comment from neighbor islands. This is typical of CATV's favorable treatment of the monopoly cable operator over the best interests of the public. CATV has never had a proper management audit in its entire history, so I believe it is essential this be accomplished prior to renewing the monopoly.

TWC's attorney firm has always been Watanabe & Ing, renamed from Watanabe Ing & Komeiji (though the URL remains http://www.wik.com) once John Komeiji, who used to negotiate with CATV for Oceanic Time Warner Cable (OTWC) took on the job of lead attorney for the only other company seeking a cable franchise in Hawai'i, Hawaiian Telcom Services Co., Inc. They are negotiating with a cable regulator whose wife works for Time Warner Telecom, who now distributes OTWC's cable programming statewide via their inter-island submarine cable. I am real uncomfortable about the fact that 3 individuals are in control of the future of cable communications in the State of Hawai'i.

In 2007 the legislature created a Broadband Task Force which contains many of the same members of the Hawai'i Educational Networking Consortium (HENC) Advisory Council. It would appear that this elite group has already decided the outcome of this monopoly cable franchise renewal without the input of those whose aphrodisiac is not power, but I am submitting testimony regardless in hopes that someone in power somewhere will look into the apparent corruption entwining the CATV. Einstein once said "The restriction of knowledge to an elite group destroys the spirit of society and leads to its intellectual impoverishment.". I am in hopes that by providing testimony, the powers that be may finally see the wisdom in putting the best interests of the public over those of the monopoly cable provider.

Here is my list of items that need to be addressed in the monopoly cable franchise renewal:

1. PEG channels shall be specially designated for each sector's use, and there shall be at least 2 channels in the basic tier specially designated as a "Public Access Channel" as defined in HAR Chapter 131 Hawaii Cable Communications Systems section -32, and there shall never be less channels designated as public channels than for government or education.
2. 10% of Oceanic's digital spectrum shall be allocated for PEG use and other public benefits.
3. PEG channels must be the same quality as local broadcast channels.
4. PEG Channels must remain on the basic tier along side local broadcast channels, and channel numbers shall be assigned through D&Os. Any changes in PEG channel numbers shall only be made after a public hearing.
5. Current analog channel capacity shall not be diminished but rather supplemented. There shall never be less than the equivalent of 6 analog channels.
6. Current analog channel capacity shall not be diminished but rather supplemented. There shall never be less than the equivalent of 6 analog channels.

7. No PEG channels shall be allowed to be the equivalent of AT&T's inferior U-verse channels.
8. All PEG channels shall have the capability to be closed captioned, and any other broadcast must carry obligations.
9. Franchise fees shall not be any less than 5% of the gross revenues of the cable operator.
10. PEG support shall never be less than 3% of gross revenues of the cable operator.
11. Capital funds shall be increased annually by a percent no less than the rise in GDP.
12. PEG digital conversion shall be provided for through the franchise agreement.
13. PEG upgrades for connection to Oceanic's system shall be born by the cable operator.
14. PEG access organizations shall have access to the INET and a public trunk shall be installed alongside commercial fiber.
15. PEG access providers shall be allowed to utilize all communication media technologies the franchisee uses.
16. Viewership statistics shall not be used as an impediment for additional public access channels as defined in HAR Chapter 131 Hawaii Cable Communications Systems §32.
17. Net neutrality shall be required for the duration of the franchise
18. The cable operator shall provide any public benefit service they provide in any of its markets at the request of the DCCA director.
19. Terms like "video streams," "video on demand," and like cutting edge technologies shall be fully defined in the franchise agreement.
20. Franchise shall be revocable for cause after due notice and process for failure to perform.
21. PEG funds shall be forbidden from being used to compete against for-profit businesses.
22. PEG funds shall be forbidden to be used to sue the state for the purpose of getting out from under applicable state or federal laws once formally or informally opined by the Attorney General to be applicable.
23. No terms of the franchise shall be without standards &/or definitions spelled out.
24. No use of "some nebulous, other factors, catch-all criteria" shall be used in the franchise agreement. (no ambiguity or loopholes. See Akaku vs DCCA).
25. The cable operator shall make PEG channels accessible in hotels.
26. PEG organizations shall be required to follow the same rules and procedures as their clients. They shall have no more access to equipment, facilities, and channels than do their clients.
27. PEG organizations shall charge all individuals and entities the same for classes and other services.
28. PEG organizations shall be prohibited from competing with community producers for contracts
29. The cable operator shall include appropriate designation and scheduling of the PEG channels on channel cards and other channel listings provided to subscribers in a manner comparable to commercial channels on the Cable System. It is the public, education and government entity's responsibility to provide the cable operator or its designated agent, as determined by the cable operator, with accurate program schedules and information in a timely manner.

Conclusion

Had the CATV not favored the monopoly cable provider over the public interest in the last franchise negotiations at the turn of the millennium, and had 'Olelo had not been absent at the Public hearing, which resulted in Decision & Order No. 261, perhaps Hawai'i would not be last in the nation in broadband speeds and deployment. There is an opportunity here to acquire public benefits in exchange for the monopoly cable operator's use of our public property. These benefits should be utilized for the purpose of educating Hawai'i citizen's in the use of these communication technologies which will create more of a demand, thus hopefully more competition. Competition fosters innovation and excellence.

According to CATV administrator Sonobe in the January 10, 2007 Cable Advisory Committee meeting minutes the INET benefits to the State Government and Department of Education are 10 times the value of the franchise fees. Thus, the franchise benefits to the Public sector of PEG are minuscule in comparison once the G & E sectors extract their unfair share of PEG funds. I do hope CATV will be aggressive in their negotiations with their favored monopoly cable provider to acquire more benefits for the underserved Public sector.

Sincerely,

Jeff Garland

cmpa@hawaiiantel.net

JGtestimonyTWEOahuCableFranchiseRenewal.pdf JGtestimonyTWEOahuCableFranchiseRenewal.doc

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 30 P 2: 4
A E P S
FILE

C M PA
Community Media Producers Assn.
1658 Liholiho Street, #506, Honolulu HI, 96822

September 30, 2009

Dept. of Commerce & Consumer Affairs
Cable TV Division
PO Box 541, Honolulu, HI 96809
FAX#808-586-2625; cabletv@dcca.hawaii.gov

RE: testimony APPLICATION FOR RENEWAL OF CABLE FRANCHISE
by TIME WARNER ENTERTAINMENT COMPANY , L.P. (TWE)
Through its Hawai'i division, OCEANIC TIME WARNER CABLE (OTWC)

Dear DCCA:

Community Media Producers Association, CMPA, is an advocate for public access producers, primarily in the State of Hawai'i. We were formerly known as CTPA. In existence since 1986, CTPA was the first Public access related 501(c)(3) nonprofit in the state.

CMPA believes the following should be required of Oceanic Time Warner Cable, the Hawaii Division of Time Warner Entertainment (TWE), as part of the franchise renewal process:

1. PEG channels shall be specially designated for each sector's use, and there shall be at least 2 channels in the basic tier specially designated as a "Public Access Channel" as defined in HAR 16-131-32, and there should never be less channels designated as public channels than for government or education.
2. 10% of Oceanic's digital spectrum shall be allocated for PEG use and other public benefits.
3. PEG channels shall be the same quality as local broadcast channels.
4. PEG Channel shall remain on the basic tier along side local broadcast channels, and channel numbers should be assigned through D&Os. Any changes in PEG channel numbers should only be made after a public hearing.
5. Current analog channel capacity shall not be diminished but rather supplemented. There should never be less than the equivalent of 6 analog channels.
6. No PEG channels shall be allowed to be the equivalent of AT&T's inferior U-verse channels.
7. All PEG channels shall have the capability to be closed captioned, and any other broadcast must carry obligations.
8. Franchise fees shall not be any less than 5% of the gross revenues of the cable operator.
9. PEG support shall never be less than 3% of gross revenues of the cable operator. [
10. Capital funds shall be increased annually by a percent no less than the rise in GDP.
11. PEG digital conversion shall be provided for through the franchise agreement.
12. PEG upgrades for connection to Oceanic's system shall be born by the cable operator.

13. PEG access organizations shall have access to the INET and a public trunk should be installed alongside commercial fiber.
14. PEG access providers shall be allowed to utilize all communication media technologies the franchisee uses.
15. Viewership statistics shall not be used as an impediment for additional channels.
16. Net neutrality shall be required for the duration of the franchise
17. The cable operator shall provide any public benefit service they provide in any of its markets at the request of the DCCA director.
18. Terms like "video streams," "video on demand," and like cutting edge technologies must be fully defined in the franchise agreement.
19. Franchise shall be revocable for cause after due notice and process for failure to perform.
20. PEG funds shall be forbidden from being used to compete against for-profit businesses.
21. PEG funds shall be forbidden to be used to sue the state for the purpose of getting out from under applicable state or federal laws once formally or informally opined by the Attorney General to be applicable.
22. No terms of the franchise shall be without standards &/or definitions spelled out.
23. No use of "some nebulous, other factors, catch-all criteria" shall be used in the franchise agreement. (no ambiguity or loopholes. See Akaku vs DCCA).
24. The cable operator shall make PEG channels accessible in hotels.
25. PEG organizations shall be required to follow the same rules and procedures as their clients. They shall have no more access to equipment, facilities, and channels than do their clients.
26. PEG organizations shall charge all individuals and entities the same for classes and other services.
27. PEG organizations shall be prohibited from competing with community producers for contracts.

CMPA placed all 27 of these items in an online poll two weeks ago to gather input on several questions related to the current franchise renewal. http://zohopolls.com/ekcoll/cmpa-franchise-renewal-poll (poll may be removed soon). On a scale from 1 to 5, with 1 being lowest and 5 being strongest agreement, the results demonstrated all agreed with the statements. All statements received between 4 and 5 levels of agreement from 9 individuals participating; with only Item #21 receiving a 3.70 and items #26 & #27 receiving a 3.80. Below are the additional comments from poll participants:

- Guest said on September 21, 2009 @ 09:52 PM (8 days ago)

Thanks for posting this poll. It makes one think about all these issues. Carol Bain

- Guest said on September 22, 2009 @ 11:48 PM (7 days ago)

Thanks for thoughtful questions

ekcoll said on September 23, 2009 @ 11:31 AM (7 days ago):
First come, first served free speech is the mission. Ideas are like manure useless unless spread around. A viable democracy depends on it. No progressive movements in existence today can trace their roots to public access TV! Many can trace their beginnings to public soapboxes (Hyde park, Harlem's Speakers Corner, Sprouge hall iat UCBerkeley, etc.) why?

The recent emphasis on "community building" (outreach to groups rather than serving individuals), has resulted in a institutionalized discrimination against individual free speech and reduced the spread of ideas. Without implementing the above suggestions, free speech at the level of the individual speaker will continue to be compromised by Government, Education, and special interests community groups for their own selfl interests. Public access was intended to be a place for to spread the individual expression of ideas, not a place to coalesce people with the same ideas into special interests groups "i.e. community building" and then give those ideas dissemination priority. Please repair this badly broken process and create a truly viable electronic soapbox.

- guest said on September 25, 2009 @ 09:23 AM (5 days ago)
  I'd like to see one more poll question added:
  Promotion of PEG Access Schedule
  The cable operator shall include appropriate designation and scheduling of the PEG channels on channel cards and other channel listings provided to subscribers in a manner comparable to commercial channels on the Cable System. It is the public, education and government entity's responsibility to provide the cable operator or its designated agent, as determined by the cable operator, with program schedules and information in a timely manner.

  - guest said on September 25, 2009 @ 10:56 AM (5 days ago)
    Thanks for this opportunity to participate in the process. On my screen, there was/is a problem with Item 6 (exact duplicate of item 5).
    Robert H. Stiver
  - guest said on September 25, 2009 @ 12:57 PM (5 days ago)
    This poll is well intentioned but full of undefined jargon. What's a "sector"? What's a D
  - guest said on September 27, 2009 @ 03:06 PM (2 days ago)
    the duplicate of 5 appears to be a ZOHO formatting glitch.
  - guest said on September 27, 2009 @ 03:07 PM (2 days ago)
    A "sector" is each entity of PEG Public sector, Education sector, and Government sector. (E
  - guest said on September 29, 2009 @ 09:26 PM (17 hrs ago)
    I didn't realize all the issues at stake. Thank you for presenting them. Still need more information but this is a good start. Angela Elbern

CONCLUSION:

CMPA is offering all the above as testimony in an effort to improve the franchise renewal process. CMPA encourages the Cable TV Division to be aggressive in their negotiations to acquire more benefits for the under served Public sector of PEG Access.

Thank you for taking the time to review this testimony.

Regards,

Carol D. Bain

Carol Bain, president
Community Media Producers Association, 1658 Liholiho Street, #506, Honolulu HI, 96822

Testimony To
Department of Commerce and Consumer Affairs
Cable Television Division
Regarding
Oceanic Time Warner Cable's Application for Oahu Franchise Renewal
From
Glenn A. Booth
President and CEO, Access Service Corporation

September 30, 2009

My name is Glenn Booth. I'm the owner of a small business whose primary work is providing information, via television, to the public about government proceedings. I want to be clear that I am not speaking for any of the clients for whom we do work. I am only speaking for my employees and myself.

We cannot, at this time, support Oceanic Time Warner Cable's request for the Oahu franchise renewal.

Oceanic holds a seat on the Board of Directors of Olelo Community Media. As such, it has a responsibility to exercise oversight in the manner in which Olelo conducts its business, which includes fiscal management.

Olelo receives approximately five million dollars each year of public money - monies collected from everyone who subscribes to Oceanic cable and passed on to Olelo by Oceanic. Yet, Olelo seems to be in a perpetual state of lack. In 2008 they went into the red by $800,000 requiring them to dip into their cash reserves yet again to cover the deficit.

Where is all this money going? What is the management of Olelo doing with it? Where is the oversight by their board including the seat held by Oceanic? Where has the DCCA been during all of this? Why aren't tough questions being asked?

Olelo's management of the resources entrusted to them is shameful and their absence of transparency especially in fiscal matters is alarming.

Governments, businesses, and even families are having to tighten belts right now and try to do more with less. Olelo seems incapable of this.

The Olelo board including the seat held by Oceanic has done little or nothing to rein in Olelo's excessive spending nor has it encouraged transparency that should be the norm for a not-for-profit organization that receives public money.

For that reason, until Oceanic Time Warner Cable steps up to the plate and demands accountability from Olelo's management and board, we cannot support Oceanic's

franchise renewal.

TVHonolulu@aol.com
09/30/2009 03:11 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony regarding Time Warner Oceanic Application for Franchise Renewal

Aloha,

Attached in Word format is the testimony / comments of Glenn A. Booth regarding Oceanic Time Warner Cable's application for franchise renewal.

Thank you. Testimony-Booth-Oceanic renewal

September 30, 2009

Director Lawrence Reifurth
Hawai'i Department of Commerce and Consumer Affairs
Cable Television Division
PO Box 541
Honolulu, HI 96809

Via email: cabletv@dcca.hawaii.gov

RE: 'Ōlelo's Testimony Related to Franchise Fees and Capital Contribution provisions in Oceanic Time Warner's Franchise Renewal Application

Dear Director Reifurth,

OVERVIEW

In 1988 the Department of Commerce and Consumer Affairs, in its Decision and Order (D&0) 135 that awarded the current franchise to Oceanic Cablevision, Inc, stated, "The grant of a cable franchise gives Oceanic a right to use and occupy public places, highways and easements which are of limited and scarce nature. Substantial economic benefit will flow to Oceanic from such privilege. In exchange, Oceanic should be required to provide the widest possible diversity of information sources and services to the public. This order ties the length of the term of the franchise to the degree to which Oceanic is willing to be responsive to the needs and interests of the community."

'Ōlelo Community Media believes that the premises of D&O 135 are as valid in today as they were in 1988. We are concerned about whether the franchise renewal process will yield an agreement of the same quality as the franchise that was awarded two decades ago. The current expiring franchise was the result of proactive and comprehensive efforts by the State to engage the community. This helped create an agreement that fully considered the community's telecommunication needs, interests and potential. It has been a model for other jurisdictions in the nation and served the residents of O'ahu well.

During the period of the current franchise, thousands have benefited by creating programs that allowed their messages to reach O'ahu's large cable audience. Hundreds of thousands of others have benefited as viewers of locally-created public, educational and governmental (PEG) access programming. They have been of all ages—from elementary school students to senior citizens—and they have come from all ethnic, economic and social groups. PEG Access on O'ahu has given voice to people and issues who might otherwise not be heard.

Over the past 20 years, demand for community programming has risen from levels that were satisfied by a half channel in 1990, to the current volume that strains the capacity of six channels. A major factor in that dramatic increase in programming has been keeping the elements of community—P, E, and G—together and allowing resources to be utilized for services rather than for duplicate infrastructure. Today, education schedules most of two channels, while city and state government activities can often be seen simultaneously on three channels when the Legislature is in session. In 2008, 'Ōlelo's first-run public and government programming totaled 5,640 hours. It was the highest output in 'Ōlelo's history--a 15 percent increase over 2006 and a 44 percent increase over 2004.

Since the original franchise was crafted, much has changed. Oceanic's cable system has evolved from offering 35 channels in 1988, to offering nearly four hundred today with the potential to provide hundreds more of the next twenty years should Oceanic be successful in its request.

In 2008 Oceanic served over 35 percent more subscribers then it did when the current franchise was negotiated in 1988. In fact Oceanic's subscriber penetration at substantially above 80 percent is one of

the highest subscriber penetration levels of any cable operator serving a City in the top 100 television markets in the U.S. Oceanic provides its subscribers with the most up-to-date services including HDTV, digital phone services and high-speed data services. It is certain that more services will become available to O'ahu cable subscribers during the period of the renewal and Oceanic will be willing and able to provide those services. Oceanic is fiscally sound and has a very high gross profit margin of about 41%. This is good for the cable subscribers of Oceanic Cable. Significant financial resources will be needed to make the types of technological advances Oceanic hopes to make in the immediate and long-term future. In return, subscribers will pay Oceanic billions of dollars for services during the upcoming contract period, resulting in continued high return on investment for Oceanic Time Warner Cable. Oceanic received well over a billion dollars in revenue over the past five years from services subject to franchise fees. This does not include revenue Oceanic generates that currently are not subject to franchise fees such as advertising, home shopping commissions, Roadrunner and other non-subscriber miscellaneous revenue. These types of revenue that are not subject to franchise fees exceed $124 million in 2008 alone.

It is very important for the DCCA to remember that its role should be to balance present expediencies (the need to expand and increase bandwidth) with the opportunities which may be available in the future. The focus on the consumer or individual must be balanced with the social benefits to the larger community in which consumers play multiple roles. We hope the DCCA understands the important difference between meeting the commercial needs of the cable operator and the social impact needs of the public. They are not mutually exclusive, but rather an integral part of each other. Clearly Oceanic has benefited considerably for its use of the public rights of way and the DCCA's recognition of the need for similarly robust public benefits are critical to meeting the community's needs over the next few years or decades.

Additionally, recent developments in the Honolulu media landscape only underscore the importance of 'Ōlelo's role in providing alternative voices for our local communities. The consolidation trend of the radio industry now extends to television, with the shared services announcement concerning KGMB, KHNL, and KFVE. 'Ōlelo, for its part, has significantly increased its presence in the communities we serve as well as significantly increasing the amount of locally-produced programming available to O'ahu cable subscribers.

During the period of the expiring franchise, PEG Access has matured as validated by programming growth and the need to increase the number of community media centers and services on O'ahu. When the franchise was awarded, only one public production facility and a half channel offered PEG Access programming and services. Today, seven centers provide services and community demand would support additional centers and extended hours if the financial resources were available. Currently, PEG access programming strains the capacity of six channels and programming is also distributed over the Internet, a medium that did not exist when the franchise was awarded. During 'Ōlelo's years of being in existence we have provided over 50,000 hours of local first-run programming to the community via the PEG access channels. 'Ōlelo's edit facilities were used for 21,064 hours. In 2007, usage was 39,351 hours—an increase of 87 percent. Similarly, use of mini cameras in 1998 totaled 422 hours, while usage in 2007 was 1,551 hours—an increase of 368 percent.

Similarly, Oceanic has experienced substantial growth during the term of this Franchise. According to the State's Department of Business, Economic Development and Tourism (DBEDT), in 1988, there were 212,672 cable subscribers on O'ahu with some on the Oceanic system and the remainder on a system owned by another cable operator. At the end of 2008, there were 287,429 subscribers all of whom were served solely by Oceanic. Additionally, State-wide Hawai'i has gone from as much as ten cable operators to only one cable provider.

While Oceanic has seen revenue increases of about 109% in basic service revenue between 1997 and 2008, DCCA's support of PEG Access via capped Access Operating Fees (AOF) has increased at a significantly lower rate of 43% over this same time frame. PEG Access support services required by

the contract between 'Ōlelo and the DCCA include, but are not limited to; managing channels, operating production facilities and equipment, providing training, marketing and support services and insurance. All have services and costs have grown during the current franchise term. This growth occurred based on the demand and need by the community for expanded services and has been achieved due to 'Ōlelo's responsiveness to these needs and interests.

As the current designated PEG provider for O'ahu, 'Ōlelo undertook several additional studies in order to have information that would represent both the current and future community cable related needs and interests. A summary analysis of these reports and studies were submitted to the DCCA as part of its community needs assessment.

The services provided to the community need to be expanded to meet identified community needs and interests. Funding support must keep pace with these needs and include, (but not be limited to):

- Keeping up with increases in costs of doing business in Hawai'i
- Establishing additional sites and services in underserved communities, including expanding programs in schools and at community centers.
- Expanding programs, such as the Summer Youth Media Enrichment Program, Youth Xchange, Capital Commentary, Vote!, Giving Aloha and Executive Productions.
- Reducing barriers through assistive technology, multiple languages and onscreen translation (open captioning), to name a few.
- Supporting economic development through job training, including intern programs for high school and college students.
- Expanding services through continued outreach to under-served communities and groups.

FUNDING OF PEG ACCESS: ACCESS OPERATING FEES

D&O 135 provided that three percent of the cable provider's gross revenues be used to support PEG access. However, provisions in D&O 261 have since reduced the amount of those funds and 'Ōlelo's flexibility in delivering expanded services to the community.

A provision in D&O 261 capped those revenues in August 2000. Later, Road Runner revenue (which had been part of the gross revenue calculations) was deleted from those calculations. The net result has been a loss of nearly $5 million in access fees during the most recent five-year period, an amount that nearly matches 'Ōlelo's operating losses for the same period.

'Ōlelo proposes that the new franchise should ensure that:

- The definition of gross revenues is expanded to include any and all revenues permitted under Federal law including but not limited to advertising and home shopping revenues as stipulated in D&O 135 Terms and Conditions Section One regarding the definition of "Gross Revenues".

- The cap on franchise fees instituted in D&O 261 is removed and the full 5% of franchise fees authorized by the federal Cable Communications Act of 1984 is collected. Currently, 4.64% is collected, with the DCCA receiving .64%. With the removal of the cap and addition of .36% the total franchise fees allocated for PEG access purposes would total 3.36%.

Most cable/video services franchising authorities nationwide state or local require a 5 percent franchise fee *plus* additional funding for PEG support. Moreover, in Hawaii, the current definition of gross revenues excludes a number of revenue items (e.g. advertising and home shopping revenues) that are commonly included when computing the franchise fees.

Finally, O'ahu represents a unique and very profitable market. Therefore, it would seem appropriate for Oceanic to provide franchise fees at the full 5% level as rent for the very valuable use of public property. These franchise fees would be in addition to capital funds for equipment and facilities, as well as additional support (at no cost to the State or subscribers) to improve the capacity of PEG and Institutional networks.

It is important that the DCCA keep in mind that franchise fees are sometimes mischaracterized as a pass through to cable subscribers. This characterization fails to recognize the purpose of the franchise fees, which is compensation or rent for use of public rights-of-way. Previously the Federal Communication Commission (FCC) incorrectly determined that cable franchise fees were a tax, but that determination was reversed in *City of Dallas, Texas v. FCC*, 118 F.3d 393 (5" Cir. 1997). The court in that case held (119 F.3d at 397-98):

> Franchise fees are not a tax, however, but essentially a form of rent: the price paid to rent use of public right-of-ways. *See, e.g., City of St. Louis v. Western Union Telegraph Co.*, 148 U.S.92 . . . . (1893) (noting that the fee paid to a municipality for the use of its rights-of-way were rent, not a tax); *Pacific Tel. & Tel. Co. v. City of Los Angeles*, 44 Cal.2d 272,283,282 P.2d 36,43 (1955)(same); Erie Telecommunications v. Erie, 659 F.Supp. 580, 595 (W.D.Pa.1987), *affirmed on other grounds*, 853 F.2d 1084 (3d Cir.1998) (same in cable television context).

The court went on to state:

> Furthermore, even if franchise fees were treated as a tax, they would still be treated as a normal expense of doing business unless the tax was imposed directly upon the subscriber.

The decision in the *City of Dallas* case has not been reversed and is the definitive interpretation of the status of cable franchise fees under federal law. By describing such franchise fees as rent for use of rights-of-way and a normal expense of doing business, the court recognized that such use was a special and valuable privilege that the cable operator received that most other businesses do not, and for which compensation to the public that owns the rights-of-way is owed. It is no different from the rental payment a business would make if it rented land or a building from city or state government.

The court's decision also noted that, while cable operators are allowed to identify the cost of government regulation (including franchise fee payments) on subscriber bills, that itemization "does not, however, transform a cost imposed on cable operators into a cost imposed upon cable subscribers." (1 18 F.3d at 398). The court added (*Id.*, n. omitted)

> In sum, there can be no doubt that franchise fees imposed on the cable operator are part of a cable operator's expense of doing business. There is no plausible basis to conclude that cable operators are acting as collection agents on behalf of franchising authorities.

FUNDING OF PEG ACCESS: ADDITIONAL FEES FOR CAPITAL AND OTHER SERVICES

'Ōlelo's 1990 contract required that it: manage channels; provide production facilities and equipment; train people from P, E and G; market and promote PEG access centers, channels and programs; and provide grants, production support and special projects. Projects such as Youth XChange, 'Ōlelo's summer media programs for youth and Vote! have been developed over the years in response to community needs. These programs have added additional value to 'Ōlelo's services.

There are needs that are not covered by franchise fees, and they need to be addressed with funds or resources that supplement franchise fees. Over the course of the current franchise, additional facilities

have been opened, equipment inventory has increased exponentially, and program output has skyrocketed. All of this validates the need for PEG access services and the value of those services to the community. These trends are very likely to continue, and the new franchise must provide support that will keep pace with community needs over the franchise term.

As part of 'Ōlelo's 2003 negotiations with TWE, capital projections were developed and negotiated for the period from 2004 through 2009. The DCCA memorialized this in D&O 310, signed on January 22, 2004. However, several factors must be considered at this time. One is the DCCA's decision to provide capital payments in two six-month installments rather than one annual payment in January. Another was that the DCCA did not consider any CPIU adjustments over the negotiated period. Additionally, the DCCA did not consider nor advocate for increases based on increases in Oceanic's cable subscriber growth. Between 2003 when the capital fee payments were negotiated to 2008 Oceanic's Honolulu subscriber count increased 5%, while the Oceanic capital fee payments required by the DCCA did not increase during this period.

It is also important that the DCCA keep in mind the costs related to the need to replace major components at 'Ōlelo's headend, such as digital conversion and cost associated with encoding for Video-on-Demand. Funds are necessary to address these immediate needs and to meet expanding future needs. In addition to specific per subscriber capital fees, supplemental funding will be necessary to support equipment and capital needs related to advances in technology. Oceanic's proposal to provide $3.00 per subscriber over the duration of the renewed franchise will be insufficient to meet the significant technology changes and upgrades that will be required.

'Ōlelo recommends the capital fee option similar to one found in D&O 135. As part of the 1988 franchise, the DCCA required that the cable company provide $9,286,498 over a 15 year period for facilities and equipment. Based on the Bureau of Labor Statistics CPI inflation calculator, $9.3 million in 1988 dollars equates to $17.3 million in 2008 dollars. However, similar to D&O 135, the renewed franchise needs to incorporate annual CPI adjustments on a going forward basis. Additionally, there needs to be a provision that allows for these capital payments to be negotiated should there be extensions to the term of Oceanic's franchise.

Equipment and facilities funds are necessary to support five areas:

1. Facility construction, renovation and upgrades. This includes work at 'Ōlelo's Mapunapuna location as well as facility work at locations not owned by 'Ōlelo, such as CMCs located at schools.
2. Purchase of new and upgraded headend equipment (HD, VOD, etc.) for 'Ōlelo's headend, as well as production equipment for all centers.
3. Additional resources to support the expansion of programs such as training and the management of facilities and equipment.
4. Support of needed community building programs, to include but not limited to; Summer Media Programs, Youth XChange, Vote!, Capitol Commentary, O'ahu Speaks, Giving Aloha, etc.
5. Possible additional mandated support of "G."

Facilities: When the current franchise was awarded, one public production center was available and one headend was in operation. Today, seven centers provide services to communities through out O'ahu. In addition, 'Ōlelo also provides production resources for the Honolulu City Council, the City Administration and both branches of the legislature. Early this year 'Ōlelo opened a shared use facility at State Capitol that will also require equipment and system upgrades over time.

Equipment: This includes the replacement and upgrade of administrative, production and playback equipment. Exhibit B to D&O 135 (the original list of equipment for PEG use) shows approximately 200 items that were used at a single facility. Of these items, about a dozen were cameras, as well as equipment for four edit bays and two studios. In contrast to that, today 'Ōlelo has well over 3,000 items

on its capital inventory assigned to seven facilities. Of these items, there are over 140 cameras/camcorders, over 120 edit systems, and equipment for seven studios. The growth of programming and the addition of community media centers will continue to expand requirements for equipment.

Although current production equipment is more powerful and considerably more user-friendly than equipment provided to 'Ōlelo at the start of the current franchise, program distribution systems are much more complex. For example, the automated playback system that manages the current six channels is far more sophisticated and costly than the system that managed between one and three PEG channels during the early years of the franchise.

Encoding equipment and servers that are part of 'Ōlelo's Internet services support a function that did not exist when the franchise began (Road Runner was introduced by Oceanic in 1998, a decade after the start of the franchise). Viewers of PEG Access programming should be able to receive programs on demand over the cable system as well as live or on-demand over the Internet.

The sophisticated audio and video needs of these types of programming will require new and specialized production and distribution facilities and equipment. It is also likely that large servers will be needed to store both content for editing as well as finished programs and that new terminal services equipment will be needed to transmit large video files to 'Ōlelo's headend for playback. This would provide timely delivery of program content and decrease fuel costs.

All three PEG sectors can benefit from these technological advances. But the production equipment, facility requirements, computer power and server space to support PEG needs come at a price. Supplemental funds are needed for equipment to support new and expanded services and added CMCs in response to increasing community needs. These funds must address needs in both the near future and throughout the term of the franchise. The added challenge is that as technology accelerates, equipment may become obsolete faster and has to be replaced more frequently.

With proper planning, equipment, connectivity and integration, production facilities could provide added services to the community, such as serving as video teleconference sites and providing for interactive participation between citizens and their government. Whether these sites are at CMCs or other conveniently located community facilities, they should serve all of the community (P, E and G) and not be dedicated to a limited group or groups. This will require added financial support and appropriate network connections.

FUNDING OF PEG ACCESS: PAYMENT SCHEDULE AND PROCESS

For the past five years, 'Ōlelo has operated at a deficit of about $1 million a year to meet rising community demand. Support has not kept pace with basic requirements such as staff for new CMCs and sharply rising utility costs. Capping of funds and parceling of payments by the DCCA have also contributed to the deficit. DCCA's policy of providing funds incrementally instead of in a lump sum at the beginning of the calendar year serves no purpose and actually harms the community. Additionally, the DCCA's decision to use the West Urban CPIU to adjust the fee cap rather than the Honolulu CPIU. The Honolulu CPIU has been 6.7 on average above the West Urban CPIU for the last three years.

'Ōlelo recommends that the DCCA remove the cap on PEG franchise fess and instruct Oceanic to make annual payments to the designated PEG access provider. If these fees are retained by the cable company and parceled out during the current year (recent practice), interest earned on them is subject to taxes because the cable company is a for-profit organization. If the funds are released to the Access organization at the beginning of the year, these funds can be immediately used to pay for current expenses instead of having those expenses paid out of reserves.

This also allows reserves to generate added investment income that is used to provide additional services to the community. In summary, the recent practice reduces support of PEG programs by potentially drawing down investment income and by subjecting new income to taxes.

Thank you for this opportunity to provide testimony regarding Oceanic Time Warner Cable's franchise renewal application for O'ahu. 'Ōlelo and the broader community access ohana look forward to your thoughtful and far reaching negotiation efforts with Oceanic. You have the ability to make a significant impact upon the future of community voices. We hope that you also believe that when our voices thrive, so does our community.

Yours truly,

Keali'i S. López
President and CEO
'Ōlelo Community Media

"Keali'i Lopez"
<klopez@olelo.org>
09/30/2009 04:27 PM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Franchise Renewal

Please see the attached testimony. Olelo_Franchise_Comments.pdf

"Michael Johanson"
<maj72@byuh.edu>
09/15/2009 08:40 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Testimony

To Whom It May Concern:

On behalf of Brigham Young University–Hawaii, based in Lāʻie on the North Shore of Oahu, I recognize and express appreciation for the many years of dedicated service rendered to our community and the surrounding areas by Oceanic Time Warner Cable. A key contribution made by Oceanic over the years is the community service broadcast of the semi-annual and annual General Conference of The Church of Jesus Christ of Latter-day Saints. This broadcast allows viewers the chance to enjoy this conference at a time convenient to them, and also in the comfort of their own homes. The broadcast makes a significant difference in the lives of many residents, and is deeply appreciated.

We encourage and support the continued operations by Oceanic that contribute to positive programming and perpetuation of good, high-standards media.

Michael Johanson
Director, University Communications & Marketing
Brigham Young University–Hawaii

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP -9 P 1:55

A E P S
FILE

Oceanic Cable Television Oahu Franchise Renewal

Customer Satisfaction Survey On Oceanic Time Warner Cable

The Department of Commerce and Consumer Affairs, State of Hawaii, is currently in a renewal process for a possible new franchise agreement with the cable TV provider, Time Warner Entertainment Company, L.P. dba Oceanic Time Warner Cable ("Oceanic") for the island of Oahu. Your comments and input are important to us in this process. We ask your help in completing this survey and sending it to the address below. Thank you very much for your time and effort.

1. RESPONDENT STATUS

Are you a current cable TV subscriber on Oahu?

✓ Yes ___ No

If yes, how long have you subscribed to cable TV?

___ 2 years or less ✓ More than 2 years

(If you are not a current cable TV subscriber on Oahu, go directly to question 10, Questions for Non-Subscribers)

2. RECEPTION

a.) Have you experienced repeated or prolonged problems with your cable TV picture or sound (such as shadows, waves, graininess, outages, etc.) any time during the past 2 years?

___ Yes ✓ No

b.) If yes, did Oceanic resolve your problem to your satisfaction?

___ Yes ___ No

c.) How would you rate overall, everyday quality of your cable TV reception? (Please check only one.)

___ Very Good ✓ Good ___ Fair ___ Poor ___ Very Poor

3. TELEPHONE

a.) Have you attempted to call Oceanic in the last two years?

✓ Yes ___ No

(If no, go directly to question 4, Web & E-mail Contact)

b.) When you last tried to call Oceanic, did you get a busy signal?

___ Yes ✓ No

c.) Once connected, how long did you have to wait before you actuall y spoke with a live customer service representative?

__ No wait at all

__ Less than 30 seconds

__ 30-60 seconds

✓ More than a minute

__ I was never connected

4. WEB AND E-MAIL CONTACT

a.) In the past two years, have you used the "Help Desk" feature on Oceanic's website to contact the company for cable television customer service issues?

__ Yes ✓ No

(If no, go directly to question 5, Service)

b.) On average, how many business days was it before you received an e-mail response from Oceanic?

__ One __ Two __ Three __ More than three __ Never heard back

c.) How would you rate the overall effectiveness of Oceanic's response to your issue(s) via the web/email Help Desk service?

__ Very Good __ Good __ Fair __ Poor __ Very Poor

5. SERVICE

a.) In the past two years, has a service technician visited your home to make a repair or to correct a problem?

__ Yes ✓ No

(If no, go directly to question 6, Billing)

b.) What was the problem?

__ No picture (or no sound) at all

__ Poor quality reception

__ Other (please specify): _____

c.) Were you offered an appointment at a specific time or at least within a 4-hour period of the business day?

__Yes __ No

d.) Did Oceanic keep the scheduled appointment?

__Yes __ No

e.) How many visits to your home did it take for the service technician to make the repair or correct the problem? (Please check only one.)

__ One __Two __Three __ More than three __ Problem was never corrected

6. BILLING

a.) Do you find your bills from Oceanic to be clear, concise, and understandable?

✓ Yes __ No

b.) Do you find your bills from Oceanic to contain all information reasonably necessary to indicate what you are being charged for?

✓ Yes __ No

c.) Have you had a billing problem in the past two years?

__ Yes ✓ No

(If no, go directly to Question 7, Courtesy)

If yes, how would you rate Oceanic's handling of your billing problem?

__ Very Good ✓ Good __ Fair __ Poor __ Very Poor

__ Complaint never resolved

7. COURTESY

In your telephone and in-person contacts with Oceanic, how would you describe the courtesy with which you were treated?

✓ Very Good __ Good __ Fair __ Poor __ Very Poor

8. OVERALL RATING

How would you rate the performance of Oceanic overall?

__ Very Good __ Good __ Fair ✓ Poor __ Very Poor

9. COMPARISON WITH OTHER SERVICES

Of the following service providers, which would you rank 1st, 2nd, and 3rd for overall service and performance (with 1st being the best)? (Answer if you are a cable TV subscriber or have been one previously.)

Cable TV Co. ____ Telephone Co. ____ Electric Co.____

10. QUESTIONS FOR NON-SUBSCRIBERS

a.) Why don't you subscribe to cable TV?

__ Don't watch much TV

__ Cable TV is too expensive

__ Cable TV programs not interesting to me

__ Used to subscribe, but unhappy with the service

__ Subscribe to DBS service (Dish Network or Directv)

__ Other (Please specify)

_____

b.) What would motivate you to subscribe to cable TV in the future (check all that applies)?

__ Lower rates

__ More variety of service packages

__ Better company customer service policies

__ Ability to get line extended to residence

__ Other (Please specify)

_____

11. FINAL COMMENT

Do you have any final comments to make? (Summarize comments, use extra sheet if necessary.)

I called to change my address, I waited 20 minutes and the person said I called the wrong desk and was redirected to another desk, where I waited 20 more minutes. I hung up in frustration. Plus I was calling using my prepaid phone. They should not let people wait. They could call back like the Dept. of Water does. They don't seem to care because they are the only cable company. Their other services I don't have a complaint except for contacting them. Even at the Ala Moana center it takes a long time to see someone. thank you.

Please complete this questionnaire and **return it during this community forum.** If you did not personally participate in the forum, but have seen it on a cable access channel or are completing the questionnaire with an explanation from a forum participant, please fill it out and return it no later than **September 30, 2008** via mail, fax or scanned e-mail attachment to:

DCCA-CATV, P.O. Box 541, Honolulu, HI 96809.

Phone (808) 586-2620, Fax (808) 586-2625.

E-mail: Cabletv@dcca.hawaii.gov

Thank you very much for your participation in the cable franchise renewal process. Please indicate your name, address and phone # below for possible follow-up purposes:

Name: Joseph Higa Phone: 225 1971

Address: 273 Makaleka AV Apt A Honolulu 96815

If you represent an organization, an institution, or a division of government please indicate its name below; otherwise write "individual"):

_____

CABLE DIVISION
COMMERCE AND
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A___E___P___S___
FILE_____

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EDUCATION
DOCUMENTARIES

31 August 2009

Lynn B. Wilson, PhD, Independent Media Producer
Webfish Pacific
1188 Bishop Street, Suite #1502
Honolulu, HI 96813

cabletv@dccs.hawaii.gov
Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96813

RE: Testimony Regarding Oceanic's Franchise Renewal

Dear Colleagues and Partners:

Greetings! I am so happy to provide testimony regarding Oceanic's Franchise Renewal because the state of Hawai`i needs to understand that this renewal process is extremely important to the future of Hawaii's communities.

The renewal of Oceanic's franchise MUST include sustained and expanded support for PEG ACCESS and `Olelo Community Media.

During the period of Oceanic's past franchise, many very positive things were nurtured in the state of Hawai`i:

• **The voices of diverse communities** throughout the state have been able to be broadcast 24/7 on six channels— this includes broadcasting information and points of view on various topics from various community perspectives; this could have only developed in a media environment that has the resources to support the expression of community voices across the state.

• **Media training** takes place at multiple media centers across the state— particularly at this point in history where "interactive" media has become essential to our culture and society it is so important for community members to learn media technical skills and media vocabulary to express ourselves effectively.

Why is it SMART for the state of Hawai`i to ensure a renewal of Oceanic's franchise in a way that supports positive community engagement with an eye on our state's future?

- **Community leadership:** PEG ACCESS has developed a platform to encourage and inspire community leadership throughout the state.

- **State partnering:** Hawaii's PEG ACCESS has been structured in such a way that there is a partnership between the "public", "education" and "government" sectors; this has been a benefit to the state because of the inter-disciplinary, inter-professional, and collaborative involvement that can continue to result in successful outcomes in achieving national, state, and local grants for projects that never would have been funded without those strong partnerships in place.

- **Youth community involvement:** PEG ACCESS is open to people of all ages, AND the media centers are particularly effective in implementing engaging learning opportunities for youth across the state at a time when government-sponsored, non-profit, and even programs in the state Department of Education system are experiencing profound cutbacks in services.

- **Planning forward:** Media is a "clean industry" in the state and, through the past Oceanic franchise, `Olelo was able to create state-wide community-based training and broadcasting of community-produced media that contributes to building this media industry in Hawai`i; as media delivery systems are quickly changing and expanding, Hawaii needs to establish an agreement of renewal with Oceanic that will ensure media access, media literacy, and media publication can move forward within emerging technologies.

I can provide a personal story here that may highlight the need for state officials to be thoughtful and deliberate as the state considers renewing Oceanic's franchise. Even going so far to add that `Olelo and PEG ACCESS have contributed to developing my business and contributed to the state's economy as well.

I am a cultural anthropologist with a fine arts background, wanting to apply my international, national, and local experiences to community education. I began my company, Webfish Pacific in 2000, as a way to mobilize new media to address significant issues in the world today. I had no video production experience at that time—two great community resources provided the learning experiences I needed to move ahead:

- **`Olelo:** I took all the `Olelo workshops—camera, production, editing, producing, etc.—I went to Midway Atoll in 2000 as my first "shoot" and came back to produce a five minute segment "Pacific Island Environments—A is for Albatross" , a media piece created at `Olelo in consultation with instructors focusing only on birds that was shown for years as an interstitial on `Olelo channels.

- **Pacific New Media, UH Outreach College:** I have taken many many workshops in directing, editing, producing, and software technologies for editing.

Both these programs have supported my passion to increase the capacity of my nascent small business. WOW! I learned a lot from all my workshops.

So, part of this personal testimony is sharing with you specifically about how my previous experiences mentioned above have contributed to the development of my business.
My business now has established itself as a state and national leader in developing significant videos related to early childhood development—working on issues with the UH Department of Pediatrics and the American Academy of Pediatrics on providing community services to families with young children who have special needs and to social and with Hawaii State Department of Health addressing emotional issues in early childhood. We have just received a federal Small Business Innovation Research (SBIR) grant along with support from the Hawaii SBIR program to develop media related to Early Childhood Oral Health. And, we are just beginning to seek funding for projects related to Early Childhood Attachment and Maternal Depression.

My experience with `Olelo was key in assisting me to understand: 1) the process of media production, 2) the equipment I needed to acquire for project; 3) skills building with camera and post-production software.

When we think about `Olelo's training programs reaching the youth of many communities and building capacity for potential entrepreneurs, I am astounded that the State may not protect and ensure support for these services as the state moves forward. I encourage the state of Hawai`i to negotiate a new relationship with Oceanic, the sole cable provider to communities throughout the state, to continue and expand Hawaii's capacity to ensure that community's remain in the forefront in training, production, publication/broadcast as broadcast technologies evolve.

Thank you very much for your serious consideration of this petition.

Aloha,

Lynn B. Wilson

Cc: Keali`i S. Lopez, President and CEO
`Olelo Community Media

Nancy Aleck, Executive Director
Hawaii Peoples Fund

Calvin Say, Speaker
Hawaii State House of Representatives

Colleen Hanabusa, President
Hawaii State Senate

Susan Horowitz, Director
Pacific New Media, UH Outreach College

"Mercedes Beazie"
<bzbody4u@hawaii.rr.com>

09/03/2009 01:09 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Wai'anae Olelo Media Center

To Whom It May Concern:

I might not know the secret to success, but the key to failure is not to try. Therefore, this letter is being written to be a voice for a community that I have conducted business in over the past 8 years. I am deeply concerned about the possible closures of many of the Olelo Media Centers, specifically the Waianae Media Center. Too often, we wait until we lose something before we realize how much we have lost and after it's too late to do something about it. I know these are trying times, but that is even more of a reason not to quit trying.

Olelo is a valuable tool for every community. I have been in Hawaii for 13 years on the Leeward side and most of what I know about Hawaii, historically, culturally, spiritually, etc., is due to the fact that I have an outlet such as Olelo PEG. Having had my business in Waianae (although I reside in Ewa Beach), I have had the pleasure of meeting and interacting with students, teachers, public officials and ordinary citizens, and I can attest to the fact that Olelo plays a huge part in this community and it would be a sad state of affairs if that were to change. Recently there were 2 amazing stories of reformation and redemption in the lives of a young lady at risk and a family who moved here from Iraq because they had a chance to view one of your regularly scheduled Christian programs.

It would not bode well to wait another 10-20 years to express the importance of the training that the media students take advantage of, especially with the continuing growth and changes in technology. Olelo is a valuable tool to the end user as well as the people behind the scenes.

I pray that the upcoming Public Hearing on the 15th will be an opportunity to triumph, as triumph is just a little "umph" added to try.
We hope to meet you all at McKinley High School.

Sincerely,

Vincent & Mercedes Beazie
Curves – Wai'anae

"Trisha Kehaulani Watson" <watson@honuaconsulting.com>
09/05/2009 06:33 PM

To <cabletv@dcca.hawaii.gov>
cc <info@olelo.org>
bcc
Subject Testimony

Aloha mai kakou,

I am in strong support of the following positions:

1. An increase in funding should be made available to open more CMCs on O'ahu and ensure that the current CMCs are not closed.

2. Capital funding should be made available to support 'Ōlelo's migration to High Definition Television and Oceanic should upgrade 'Ōlelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.

3. The original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this intent and with the changes in technology, 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use.
4. Access Channels should be accessible in the same manner as the local network affiliate channels. Oceanic's application is proposing that lesser viewed channels will be made accessible via a system that would take several steps to get to. This would be similar to having to go through several menu layers before finally being able to view the channel. Click here for an example of how AT&T's U-Verse menuing system works for some California PEG Channels.
5. The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. It would be in the public's best interest if this wording was retained and enforced.
6. The current network that connects 'Ōlelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Ōlelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.
7. In order to build stronger communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.

Mahalo for the opportunity to testify.
Trisha Kehaulani Watson

--
Trisha Kehaulani Watson, JD, PhD
President, Honua Consulting
PO Box 61395
Honolulu, Hawai`i 96839
kelepona (phone): (808) 392-1617
leka uila (email): watson@honuaconsulting.com
kahua punaewele (website): http://www.honuaconsulting.com

Michele Van Hessen
<m.vanhessen@capitol
.hawaii.gov>

09/08/2009 02:35 PM

To "'cabletv@dcca.hawaii.gov'" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject

September 8, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541, Honolulu, HI 96819

Re: Olelo Organization Franchise renewal

To Whom It May Concern:

Over the years, 'Olelo has established facilities at Jarrett Middle School, Kahuku Intermediate and High School, The Leeward Community College, Wai'anae High School and Windward Community College; under the guidance and supervision of the 'Olelo management and staff the students at the varies schools have gained national awards and recognition. Wai'anae High School students are so creative that they have formed their own "Sea Rider Productions" organization, which accompanied and filmed Governor Lingle's trip to China.

Olelo continually provides excellent video production services to the community at large which, benefits all citizens; and Olelo's vision in providing live teleconferencing, live cable casting, additional channels, equipment and education is paramount in its ability to be continually recognized as a national role model for community media access organizations.

The D & O imposed capping the revenue and removed Road Runner revenues resulting in a loss of approximately $3 million in access over the years. The Olelo administrative flexibility was also limited by a provision in D&O 261 that reads, "Accordingly, an amount equal to 25% of PEG access operating funds calculated to be paid by TWE Oceanic Cable shall be allocated and provided to a consortium of public and private accredited educational institutions in Hawaii designated by the Director on an annual basis." The provision has set a precedent and increased the risk of splitting P, E and G.

The ability to provide this high quality of service takes exceptional knowledge and management, which 'Olelo management and staff has consistently maintained. Restrictions on the use of capital funds need to be lifted to allow the coverage of major facility costs at those sites; and supplemental funds are needed to support equipment and facility needs at all of 'Ōlelo's centers. With proper planning, equipment, connectivity and integration, production facilities could provide added services to the community, such as serving providing for interactive participation between citizens and their government.

Adoption of the original franchise provision in D&O 135 with the condition

that Access Operating fees will be paid directly to the PEG access provider on January 31 based on gross revenues for the previous year and fees collected during that period is need to maintain excellent service to the community. Under Olelo's stewardship the community and schools have benefited and thereby have access to the finest creative media services in the State of Hawai`i and possibly the nation.

With aloha,
Michele Van Hessen
Video-photographer, Editor, Producer

Home address; 3936 Lanipili Place, Honolulu, Hawaii. 96816 telephone 227-4332 Cell

Mahalo Nui,
Michele Van Hessen

Legislative Aide to the Minority Caucus - Media Liaison
Minority Office 808-586-7033
Office Direct Line 808-586-7031
Facsimile 808-586-7037
Cellular 808-227-4332
Office E-mail: m.vanhessen@capitol.hawaii.gov
Personal e-mail: **mvanhess@gmail.com**

Cable Television Division.doc

Bonnie Moore
<bmoore96813@yahoo.com>
09/09/2009 08:06 PM

To cabletv@dcca.hawaii.gov
cc Amy Tamaribuchi <atamaribuchi@olelo.org>, info@olelo.org
bcc
Subject Oceanic Time Warner Franchise Renewal Hearing-September 15, 2009

Testimony for Hearing
from Bonnie L. Moore, Esq.
President of Marana tha Ministries, Inc.
A Hawaii Non Profit Corporation and Recognized by IRS as a 501 (c)(3) public charity

I want to testify to the wonderful work of Olelo! Marana tha Ministries, Inc. has a weekly show a at 5:00 p.m. on Olelo, Channel 52, called Good News for You. We had a dream to make our voic good news to Oahu, our people and our place, we wanted to share with everyone. We looked for found Olelo! Olelo made it so easy for us to go on the airways. We film in the mini studio there a officers have taken classes there and become certified to take out equipment and shoot us on locat became certified were raised in Hawaii and are students at UH, one in Urban Planning and one in engineering. Olelo has opened worlds for us. Everyone at Olelo is so courteous and gracious, we important people whose voice and show matters. They honor us by showing us respect, filming u to be on the air at no charge. They film us using wonderful equipment and give us the opportunit where else to share with our community on television. Olelo facilities are beautiful, friendly and f makes TV broadcasting easy and accessible. It is such a wonderful service and opportunity for an make their voice heard and to share with our community.It is so important that Olelo keeps its co so it can continue with up-to-date equipment and technology and increases in size and the work th people that work there are wonderful and so open to the public to come in and do shows. I would everyone who would like to share their message with the people of Hawaii about Olelo so they co become reality.

Bonnie L. Moore
(88) 228-4402

Dennis Callan, President, Hawaii Geographic Society
1011 Prospect St., #702, Honolulu, HI 96822
phone 808-528-4411
e-mail: callan@hawaii.rr.com
www.tourvideos.com

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 10 A 11: 24

A___E___P___S___

FILE_____

Oceanic Time Warner Franchise Renewal Hearing
Cable Television Division
Department of Commerce and Consumer Affairs
State of Hawaii
September 9, 2009

Testimony by Dennis Callan, producer of "World Traveler"

I have several major concerns to address regarding Oceanic's application. By way of background, let me assure you I am speaking from experience for I have been involved with public access television longer than anyone else in Hawaii, starting in 1975 when I briefly worked for Oceanic Cable as public relations director in their initial efforts at public access. For the past 20 years I have been producing the weekly series "World Traveler" which has been recognized as the longest-running show on Community Programming, and has presented more than 250 unique programs which I created. During this time I have been a technology innovator, first to use Hi8, DV, DVCAM, HDV, non-linear editing, and now, creation of a video showcase web site, www.tourvideos.com with 400 episodes from my 'Olelo movies freely available on the internet.

From my analysis of Oceanic's proposal, there are several problems regarding its effect on Community Programming:

1) Oceanic proposes taking away a channel from 'Olelo – a horrible idea.
2) They imply further cutbacks in access capacity by suggesting video on demand as a substitute for access channels, replacing actual channels with "virtual" or phantom digital events that would be hard to tune in. This means that channel surfers would never find us. Surfers are a significant source of viewers for all TV programming, including access.
3) There seems to be no concern – a complete disregard – for future improvements in technology for access. The world of TV has already moved fully into high definition, but there is no provision for HD Access in this application.
4) Support for more bandwidth for internet purposes is also lacking. Television delivery through the internet is rapidly increasing and there should be provision and funding for access to fully participate in this revolution. By this I emphatically do not mean replacing the existing access channels with internet video, but instead, supplementing and expanding current services.
5) Another indirect problem is the effort by the Department of Education to set up its own access production facility and carve out separate funding. This would create redundant facilities and waste precious resources.

I have been very satisfied with the work that 'Olelo has done on behalf of the volunteer producers in our community, and I want to see their role strengthened in the new contract, not

diminished. Essentially, I feel that 'Olelo has been doing a very good job and can be trusted to continue doing such, especially if given proper support.

When you consider the challenges of running a multiple-channel production facility utilizing volunteer producers who often have no technical background, 'Olelo has done quite an amazing job. They have assembled top-quality equipment and trained employees who show a real interest in the clients' progress. In the rapidly-changing world of video production they have remained very current with advanced, but affordable, technology. Witness how they rapidly embraced non-linear editing with purchase and consistent upgrade of many Apple computers and provided the training, which I benefited from, to bring users up to speed. The production studio with its large sound stage is a vital asset to the community, all housed in a facility they had the foresight to acquire some time ago when prices were reasonable, in a central location, with satellite facilities to reach out to remote areas of the community.

Community Access TV has a growing importance in this age of media oligopoly, to provide an independent voice for the people to communicate with each other. Community Programming is vital to our society. As one who has been involved in many community campaigns over the years I know it is hard, if not impossible, to get time on the major local media outlets, TV, radio and newspapers, to get any coverage that would help educate the public about important issues. Community programming plays a critical role here in maintaining our democracy.

Is the public watching 'Olelo? Oh yes! During the years I have been on cable I have gotten 9,600 phone calls from viewers expressing interest and support for my show. People are concerned. Even if you don't get huge numbers showing up to testify, we all know that TV plays a central role in the lives of nearly everyone. Maintaining diversity of entertainment is part of this, but equally important is the socio-political role that access plays now and will continue to exert into the future, if given a proper chance.

I wish I could be at the hearing in person, but I'm leaving on another trip, so please accept this written testimony on my behalf, and I do thank you for considering it.

Sincerely,

Dennis Callan

Jim Kawashima
<info@prestigelearning
.com>
09/11/2009 02:34 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo Client

September 11, 2009

By E-mail and U.S. Mail

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Greetings:

I run educational company which is the sole provider of SAT preparation courses for the Le Jardin Academy and Punahou School. In this capacity, I have a strong interest in sharing useful content to help raise Hawaii¹s SAT scores from its current ranking of 49 out of 50.

I am also an attorney with wide ranging experience in both private and government work. In this capacity, I have a strong interest in sharing information about the practice and pitfalls of legal practice in Hawaii¹s court system.

In both capacities, I have produced and will continue to produce Olelo programming that addresses the need for education and the demand for ³straight talk² from practicing lawyers.

I am an Olelo client precisely because public access television provides a unified venue for distribution of public interest, educational and governmental programming. In short, I am a client only because Olelo makes it possible.

Cutting Olelo¹s budget or ³subdividing² its PEG grant would severely limit the access of producers like me (and there are many producers like me). Speaking for myself, I would never, ever have provided any of the quality information now available had it not been for Olelo¹s current organization and funding.

I hope you will take considerations such as these into account during your deliberations. I can be reached by phone, E-mail or facsimile, should you have any further questions. Thank you for your kind attention.

very truly yours,

Jim Kawashima

kamuela vance
<kamuela_vance@yahoo.com>
09/11/2009 06:32 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject OLELO TV Hearing - Testimony

Vance Kamuela Viveiros
248 Elelupe Road
Honolulu,Hawaii,96821

Aloha, I have been an Independent Producer with Olelo Community Television for

about a year now. Olelo provides a great service to the community by allowing a venue to reach out and get people involved and informed. To cut any services would be absurd, if anything more services shpuld be provided and not taken away.

Cuts in operation hours have already been implemented, and active community members such as myself have felt the impact of these minor adjustments. To strip away more money and services would be devasting.

In this day and age it is imporatant that Olelo be funded and held up, so people of the community, and the people of Hawaii have a platform and a foundation to bring people together.

Please consider the following aspects and work to keep Olelo advancing towards the future by giving and not taking away.

• Do not give Oceanic the 20 year contract they are requesting. Make the Department of Commerce & Consumer Affairs (DCCA) include provisions for a review

of their PEG services every 5 years. This will insure our services keep pace with technology. Provide additional funding for community access (PEG) to

upgrade its network and equipment to stay with current technology.

• Keep PEG – Public, Education, Government together. Olelo on Oahu is considered

by many, the number one public access facility in the nation. A big reason for this ranking is because PEG is together and this protects the Public portion. The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's.

• Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances, provides easy public access for legislative testimony, and open entry to needed meetings.

• Provide Community Media Centers like Palolo the capability to transmit live television. Live programming allows for current and alternative news with interactive call in shows.

• Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all islands.

• Channel numbers provided for community access should as low as possible and adjacent to local broadcast channels. Many Olelo viewers are initially attracted to Olelo programming by channel surfing and therefore the channels need to be easily accessible. This would be perceived by viewers as the local broadcast series of channels.

Sincerely,

Vance Kamuela Viveiros

Stephen Kemble
<sbkemble@hawaii.rr.com>
09/11/2009 10:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Support for continued funding of Olelo Public Access TV

September 11, 2009

Cable Television Division

Department of Commerce and Consumer Affairs

P.O. Box 541

Honolulu, Hawaii 96809

Re: Oceanic Time Warner Cable Application for Renewal of Franchise
Support for Olelo Public Access Television

To: DCCA

I recently used the Olelo facilities in Palolo to present a talk on single-payer health care reform to the public. As you probably know, this is a reform proposal that has been officially "off the table" in the current health care deliberations in the US Senate and House. However, the public needs to know the tremendous advantages in accessibility, affordability, and freedom of choice of doctors and hospitals that single-payer would bring to the health care reform effort. This is a subject I have been researching for years, and I wanted to present what I have learned to the public in a comprehensive way. Public Access Television was the only I could achieve this in a timely manner at this point in the health care reform debate. This is a crucial issue for public discussion, and it has been very under-reported in the mainstream media.

I was very impressed with the quality of the staff and of the production at Olelo. I believe that well functioning public access media centers, such as the Olelo Palolo studio, serve an essential function for the community. We need a forum for important public issues that would otherwise be overlooked by the mainstream media.

Thank you very much for your consideration.

Sincerely,

Stephen B. Kemble, M.D.

1950 Mott-Smith Drive

Honolulu, HI 96822

(808) 538-7498

sbkemble@hawaii.rr.com

Shirley longo
<selongo@yahoo.com
>

09/12/2009 11:22 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 'olelo

Support for 'Olelo

Students from 'Iolani School have been very fortunate. They, along with thousands of students statewide, have been given the opportunity to showcase their talents through the excellent work and technical expertise of "Olelo programs. It is enormously important to keep this public access operating not only as it is presently, but in more and more sophisticated ways, so that this invaluable community resource will be maintained for future generations of local students.

In this Franchise Renewal it is crucial to consider the future in funding, in migration to High Definition and in the easy accessibility offered through dedicated channels and NOT through Video-On Demand. Video-on-demand is not as readily available and it puts unnecessary layers between the viewer and the product. Most people skip right over the on-demand channels when channel surfing and this would severely cut down on the audience and community awareness that are both fundamental to 'Olelo's mission.

Media centers, teleconferencing, video production, and dissemination are all vital to the development of 21st century scholars. The students of today are the leaders of all of us tomorrow. We owe it to them, rich or poor, large schools or small, urban or rural, to have access to these services and tools so that they move forward in their education and awareness, and bring to bear their skills and knowledge in the ethical and effective policies and businesses of the future. 'Olelo deserves our respect and thanks. I hope that you will take that into consideration as you review this franchise renewal.

Shirley Longo
'Iolani Faculty
Film Festival Coordinator

"MARK J. VALENCIA" <mjvalencia@hawaii.rr.com>

09/12/2009 07:46 PM

To <cabletv@dcca.hawaii.gov>

cc

bcc

Subject OLELO

PLEASE DON'T CANCEL OLELO!!
I AM RETIRED AND HOUSE BOUND AND IT HAS BECOME ONE OF THE MAIN PIECES OF MY ENTERTAINMENT
. BEFORE YOU REJECT MY PLEA THINK OF YOUR OWN ELDERS --AND OF THE BROADER COMMUNITY

Mike Dixon
<helmsman@lava.net>
09/13/2009 05:26 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo

Dear Sirs/Madams

Please do NOT weaken the activities of Olelo. This is a vital link for those of us who cannot get around easily any more to keep up with the Community we live in.

Again, please do NOT weaken Olelo... in fact given the growing number of elderly in our community ways should be sought to widen its reach.

Mike Dixon, Retired NS

Ron Whitmore
<whitmo17@msu.edu>
09/14/2009 06:15 AM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject Support Olelo Community Media Centers

As you consider renewing the franchise agreement with Oceanic Time Warner, please include strong support for community media, including:

1. An increase in funding to open more Community Media Centers (CMCs)
statewide and ensure that the current CMCs are not closed.

2. Ensure that 10% of the total services (not just channels) being offered by Oceanic are available for Public Access use.

3. Upgrade the network that connects 'Olelo and different sites needs
to handle High Definition video and data simultaneously. The number
of connected sites should also be expanded to include all of 'Olelo's
facilities, more schools, and public facilities such as the Blaisdell
Arena and Concert Hall.

4. In order to build stronger communities, two Statewide channels
should be made available for Access programming. These two channels
should be in addition to channels allocated to O'ahu Access programming.

Thank you.

Ron Whitmore
113 Alae St.
Hilo, HI 96720
(808) 969-7227

Patti K Kodama/DCCA
09/14/2009 07:49 AM

To
cc
bcc
Subject Fw: PEG Channels from analog to digital - O'ahu franchise renewal disinformation

----- Forwarded by Lawrence M Reifurth/DCCA on 09/13/09 08:12 AM -----

Jeff Garland
<jg@hawaiiantel.net>
09/13/09 07:16 AM
Please respond to jg@hawaiiantel.net

To Lawrence M Reifurth <Lawrence.M.Reifurth@dcca.hawaii.gov>, Nate Smith <smithn001@hawaii.rr.com>
cc Robert Filius <filiusr001@hawaii.rr.com>, Scott Foster <fosters005@hawaii.rr.com>
Subject PEG Channels from analog to digital - O'ahu franchise renewal disinformation

Aloha DCCA Director Lawrence Reifurth and Oceanic Time Warner Cable (OTWC) CEO & PACIFIC AND ASIAN AFFAIRS COUNCIL President Nate Smith,

In the recent unexpected, out of the ordinary, last minute release of more information regarding the O'ahu Cable Franchise (attached in searchable format as the one on DCCA Cable Television division's (CATV) [& 'Olelo's] website is in image only format !!!!!), the section on page 8 of 9:

> "6. Application IV.H.3. Public, Educational, and Government (PEG Access (Pg. 50)", paragraph 2 it states: "In the context of the analog spectrum, Applicant believes that five analog PEG channels are sufficient for PEG access, and Applicant incorporates by reference its position and data with respect to 'Olelo Community Televisions' request for a sixth analog PEG channel as reflected in Decision and Order No. 326 (December 28, 2005) and Decision and Order No. 320 (June 8, 2005), and the record and files therein.".

Thank you for being so transparent in your attempt to bury the pertinent information,which instead appears to be pure subterfuge &/or disinformation, that should answer the questions and comments below, but obviously doesn't. It would be greatly appreciated if you both could see to it that these questions and comments are answered prior to the public hearing so citizens of O'ahu can make more informed comment in what you purport to be a democratic process. Mahalo in advance of your prompt response.

PEG Channels migration from analog to digital:

1. some OTWC poorly referenced documents re channels seem to be missing from DCCA CATV website, at least difficult to find (digital viewership charts [attached])
2. response is too technical for most, intent to avoid government mandated "plain English"?
3. pixel resolution and encoding rate ?? Will the resolution be at least HDTV quality for all digital PEG channels?
4. how many lines of vertical resolution will PEG digital channels have??
5. will channels be stereo, 5.1, 6.1 or 7.1 surround sound capable?

6. exactly which of the 5 channels will be the 3 analog channels in phase 1 of conversion?
7. will the 6th channel be digital? If so, in what phase?
8. when will phase 1 be completed by?
9. current viewership information [attached] is for digital not analog viewers (who are more likely to watch PEG channels), where is the analog PEG channel viewership information?
10. what is the access time for digital PEG streams ?? Same, better or worse than AT&T U-verse PEG?
11. will PEG get the equivalent of 10% of the "digital spectrum" once "migration" is complete?
12. if not, please provide the estimated percent (%) of OTWC's "digital spectrum" that will be dedicated for PEG use.
13. how long is the offer of a free digital cable box to analog (basic & standard) subscribers good for?
14. what do you estimate the cost of basic cable to be after the migration, and then after the free box offer expires?
15. how will OTWC be required to notify customers of free boxes? (on PEG &/or all cable channels, insert in bill, newspaper, website, all?)
16. will OTWC deliver boxes or do customers have to use their resources to acquire them (creating more pollution)?
17. if a digital box is acquired, will OTWC be collecting free box users' viewing habits? If so, can that information be used &/or shared for marketing purposes and is a signed consent form required?
18. if PEG programs are available on VOD, how long will they be kept available (day(s), week(s) or year(s)?
19. what is being done to ensure there is no collusion between Hawaiian Telcom & OTWC seeing as Komeiji is an ex-partner of OTWC's attorney firm?
20. In the current negotiations for channels with OTWC & DCCA CATV, who is representing each PEG sector (Public, Education and Government)
21. Will Oceanic be giving a demonstration at the hearing on how to access the digital PEG channels?

I respectfully request DCCA include this email in the public record of this O'ahu franchise renewal with the date and time information clearly visible, and with the functionality of all hyperlinks preserved within your PDF document.

Sincerely,

Jeff Garland

Olelo_Final_On_Use_Of_6th_Channel.pdf TWE-FinalResponseREchannelsTXT2.pdf

June 26, 2004

JOHN T. KOMEIJI
(808) 544-8300
jkomeiji@wik.com

VIA FACSIMILE [586-2625] (ORIGINAL BY MAIL)

Mr. Clyde S. Sonobe
Administrator
Cable Television Division
Department of Commerce & Consumer Affairs
State of Hawaii
P.O. Box 541
Honolulu, Hawaii 96809

Re: 6th Access Channel for Oahu Cable Franchise Area

Dear Mr. Sonobe:

Thank you for your letter dated May 10, 2007 transmitting 'Olelo's updated report and client survey results with respect to the 6th access channel and soliciting comments from Oceanic Time Warner Cable pursuant to Decision & Order No. 320 as amended by Decision & Order No. 326.

As an initial matter, Oceanic notes that 'Olelo requests that the DCCA "remove viewership as a criterion for assessing the importance and impact of 'Olelo programming." As the DCCA has already concluded in D&O 320, however, "data on viewership of Olelo's Access channels, although not conclusive in and of itself, is a factor that merits consideration in the determination to grant Olelo's Request to utilize valuable channel capacity." See D&O 320 at 8. The foregoing is also consistent with the DCCA's Plan For Public, Education, and Government ("PEG") Access dated January, 2004, which provides that one of the relevant factors in determining whether an additional PEG channel may be justified is "channel demand".

As Oceanic has noted previously, regardless of whether programming is commercial or non-commercial in nature, Oceanic believes that it makes little sense to utilize valuable channel capacity if there is limited subscriber demand for such programming. Accordingly, the DCCA should evaluate and consider viewership in connection with 'Olelo's request to continue the 6th access channel.

As illustrated in the enclosed graphs, Oceanic's analysis of the daily average number of digital boxes tuned to 'Olelo's channels from January, 2006 to the present indicates extremely limited viewership of the 6th access channel. The graphs

represent data from over 210,000 digital boxes, which constitutes approximately one-half of Oceanic's viewing base. Oceanic believes that doubling (or even tripling) the digital box viewership statistics, however, does not support the continuation of the 6th access channel.

Although the 6th access channel was activated for 'Olelo's use in February, 2006, the daily average was not statistically significant until October, 2006, when the peak daily average was less than 25 digital boxes tuned to the 6th access channel for that month. In comparison, the peak combined daily average number of digital boxes tuned to *all* of 'Olelo's channels in October, 2006 was slightly under 175 boxes.

Although the peak daily average for the 6th access channel increased until April, 2007 (reaching a peak daily average of just under 50 digital boxes for that month), the daily average has steadily *declined* since April, 2007. By May, 2007, for example, the peak daily average for digital boxes tuned to the 6th access channel declined to just under 25 digital boxes. Moreover, and perhaps more significantly, it appears that the addition of the 6th access channel has caused the *combined* viewership of *all* of 'Olelo's channels to actually *decline* over time. The peak combined daily average number of digital boxes tuned to all of 'Olelo's channels (the aqua-blue line on the graphs) in November, 2006, for example, was slightly over 200 digital boxes. By May, 2007, in contrast, the peak combined daily average for all of 'Olelo's channels was just under 114 digital boxes.

The digital box data also indicates that the peak daily average for the 6th access channel occurs at approximately 7:30 a.m. This trend has been consistent since October, 2006. A review of 'Olelo's programming schedule indicates that 'Olelo has been broadcasting traffic camera video on the 6th access channel each weekday during the hours of 5:00 a.m. to 8:00 a.m. Accordingly, the digital box data suggests that the 6th access channel attracts the most viewers when 'Olelo is broadcasting traffic video during the morning rush hour, versus broadcasting client/producer or government programming.

Given the foregoing, Oceanic believes that the viewership data does not support the continuation of the 6th access channel.

In addition, Oceanic submits that the quantitative data submitted by 'Olelo to the DCCA does not support the continuation of the 6th access channel. In its November, 2006 report (which has a margin of error of 5.7 percent), for example, 'Olelo reported that half of clients surveyed (49 percent) noticed improvements as a result of adding the 6th access channel. *Over half* (51 percent) of the clients, however, reported that there was either no improvement at all or did not know (or refused to respond). Clearly, there is no clear consensus, even among 'Olelo's clients, on whether the 6th access channel has improved 'Olelo's programming or operations.

'Olelo also reported that 77 percent of its clients indicated that the number of preemptions in 2006 either remained the same, occurred more often (or they

did not know), thus indicating that the 6th access channel did not alleviate preemption concerns among 'Olelo's clients. Although 'Olelo reported that – of the 59 percent of clients who reported that preemptions remained the same – 68 percent reported that they were never preempted in 2006, this appears to indicate that preemption was not a significant problem to 'Olelo's clients prior to the activation of the 6th access channel.

Similarly, although 'Olelo reported that 42 percent of its clients saw somewhat or great improvements in prime time airings in 2006 overall, a sizeable majority of 'Olelo's clients (58 percent) reported either no improvement at all or did not know if there was any improvement. With respect to the change in speed of premiering non-series submissions, again a sizeable majority (67 percent) reported that the speed was slower, the same, or did not know if the speed had changed. Of the 67 percent, nearly half of the respondents (49 percent) reported that the speed was the same as before.

Given the foregoing, many of 'Olelo's clients did not see improvements (or did not know if there were any improvements) in several key areas identified by 'Olelo even with the addition of the 6th access channel. It is unclear whether some of the client concerns could have been addressed through an analysis and possible revision of 'Olelo's repeat programming policy. As recognized by the DCCA in D&O 326, for example, ". . . the Department notes that the scheduling of prime time hours may still pose a problem for Olelo so long as it continues its present policy of repeat programming during prime time hours, and that this is an issue which Olelo should address." Accordingly, D&O 326 required 'Olelo, as part of its report to the DCCA, to specifically indicate 'whether changes in ['Olelo's repeat programming policies] are appropriate . . ."

'Olelo noted in its report to the DCCA that its survey indicated that 72 percent of the respondents valued more choices in opportunities when viewing programs on PEG access channels. While 'Olelo then perfunctorily concluded that its "repeat programming procedures are in line with viewing habits [of viewers and clients]," 'Olelo did not provide any analysis or indication as to whether changes in its repeat programming policies are appropriate and would address the key areas noted above. Thus Oceanic cannot respond – and more importantly, the DCCA cannot decide – whether revisions in 'Olelo's repeat programming policy (particularly in light

of the viewership statistics and technological support offered previously by Oceanic) would obviate the 'Olelo's perceived need for the 6th access channel. Thus, Oceanic submits that in light of the viewership statistics and the key issues raised by 'Olelo's own client survey, providing the 6th access channel to 'Olelo without a detailed evaluation and analysis of 'Olelo's repeat programming policy would not serve the public interest.

Given the foregoing, Oceanic believes that the return of the 6th access channel to the analog lineup would better serve the needs of the community, and 'Olelo's request for the permanent award of the channel should be denied. Thank you for the opportunity to comment on this matter. if you have any questions or need additional information, please do not hesitate to contact us.

Very truly yours,

WATANABE ING & KOMEIJI LLP

JOHN T. KOMEIJI

Enclosures

cc: Ms. Kealii Lopez (via facsimile and mail) (w/ Enclosures)
Oceanic Time Warner Cable (via facsimile and mail) (w/o Enclosures)

388397.2

July 3, 2007

JOHN T. KOMEIJI
(808) 544-8300
jkomeiji@wik.com

VIA HAND DELIVERY

Mr. Clyde S. Sonobe
Administrator
Cable Television Division
Department of Commerce & Consumer Affairs
State of Hawaii
P.O. Box 541
Honolulu, Hawaii 96809

Re: 6th Access Channel for Oahu Cable Franchise Area

Dear Mr. Sonobe:

The following is to clarify an aspect of our letter regarding the above-referenced matter sent to the DCCA on June 26, 2007. We recently learned that the vendor that provides digital viewership information to Oceanic was not set up to track the 6th access channel until October, 2006. Accordingly, the graphs provided in our prior correspondence only reflects data for the 6th access channel as of October, 2006. The vendor indicated that it is not able to obtain data on the 6th access channel prior to that time.

Please contact us should you have any questions regarding the foregoing.

Very truly yours,

WATANABE ING & KOMEIJI LLP

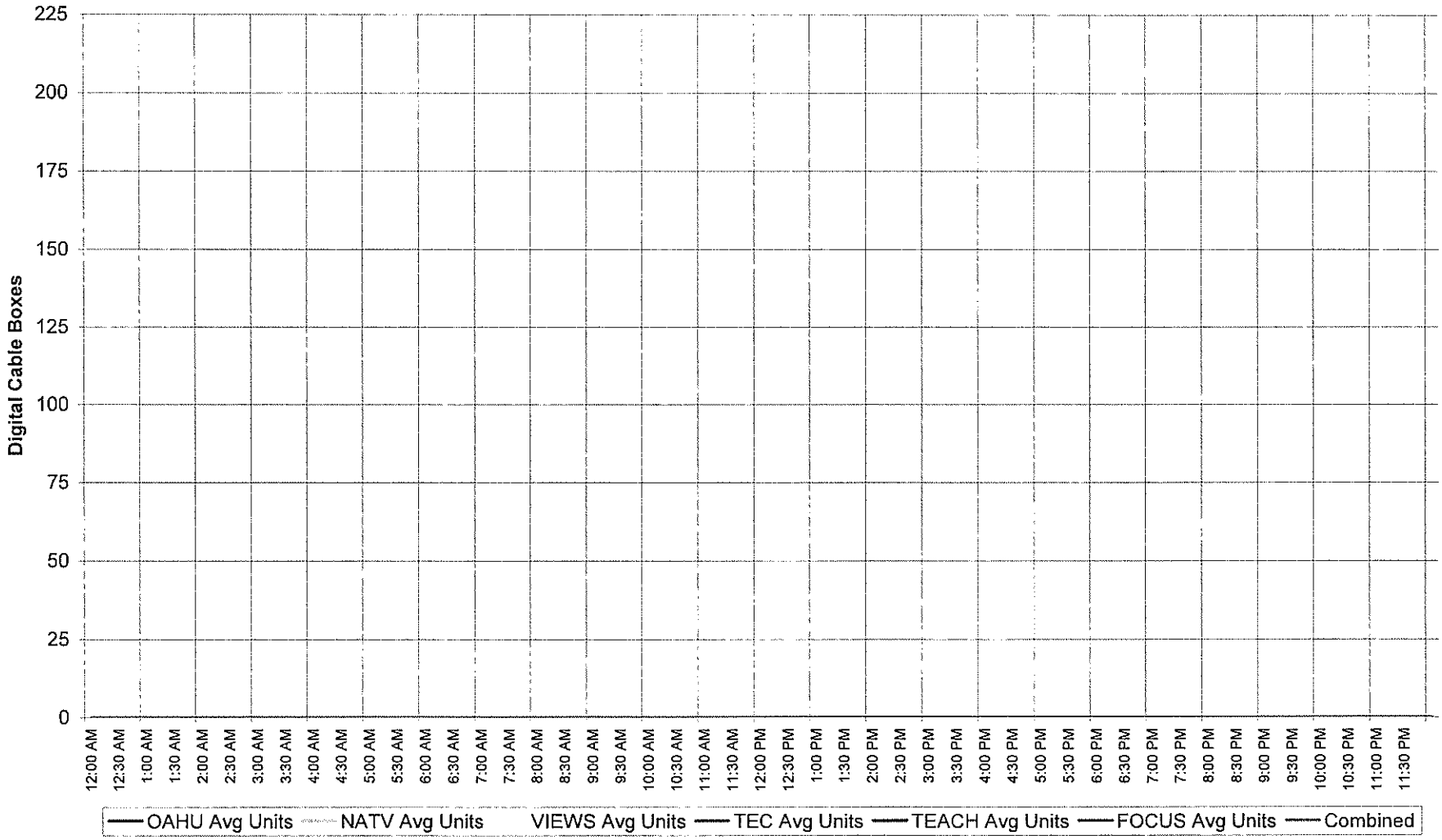
JOHN T. KOMEIJI

cc: Ms. Kealii Lopez (via facsimile and mail)
Oceanic Time Warner Cable (via facsimile and mail)

388397.2

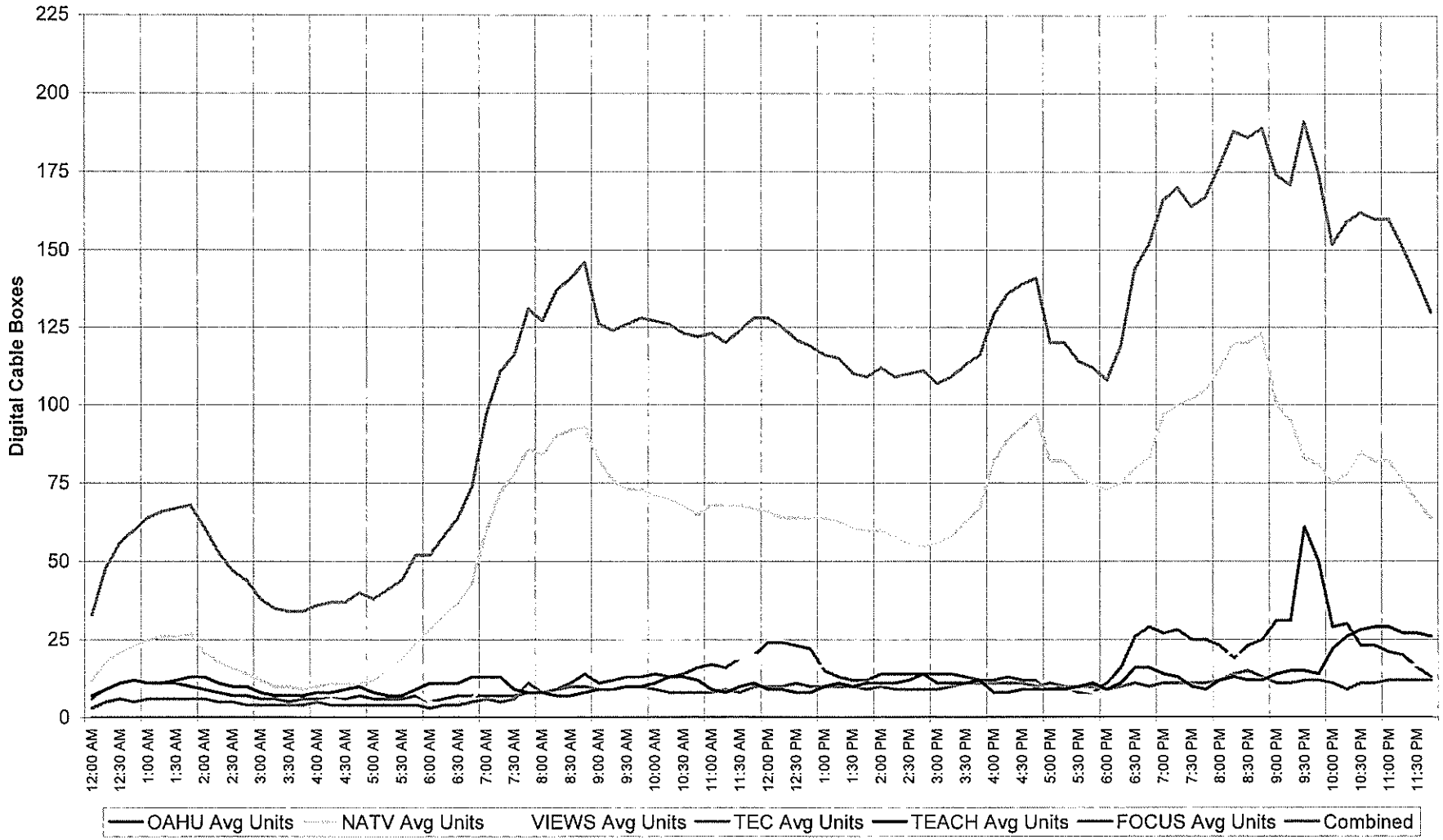
Number of Boxes Tuned to O`lelo

Daily Average, January 2006 to June 2007



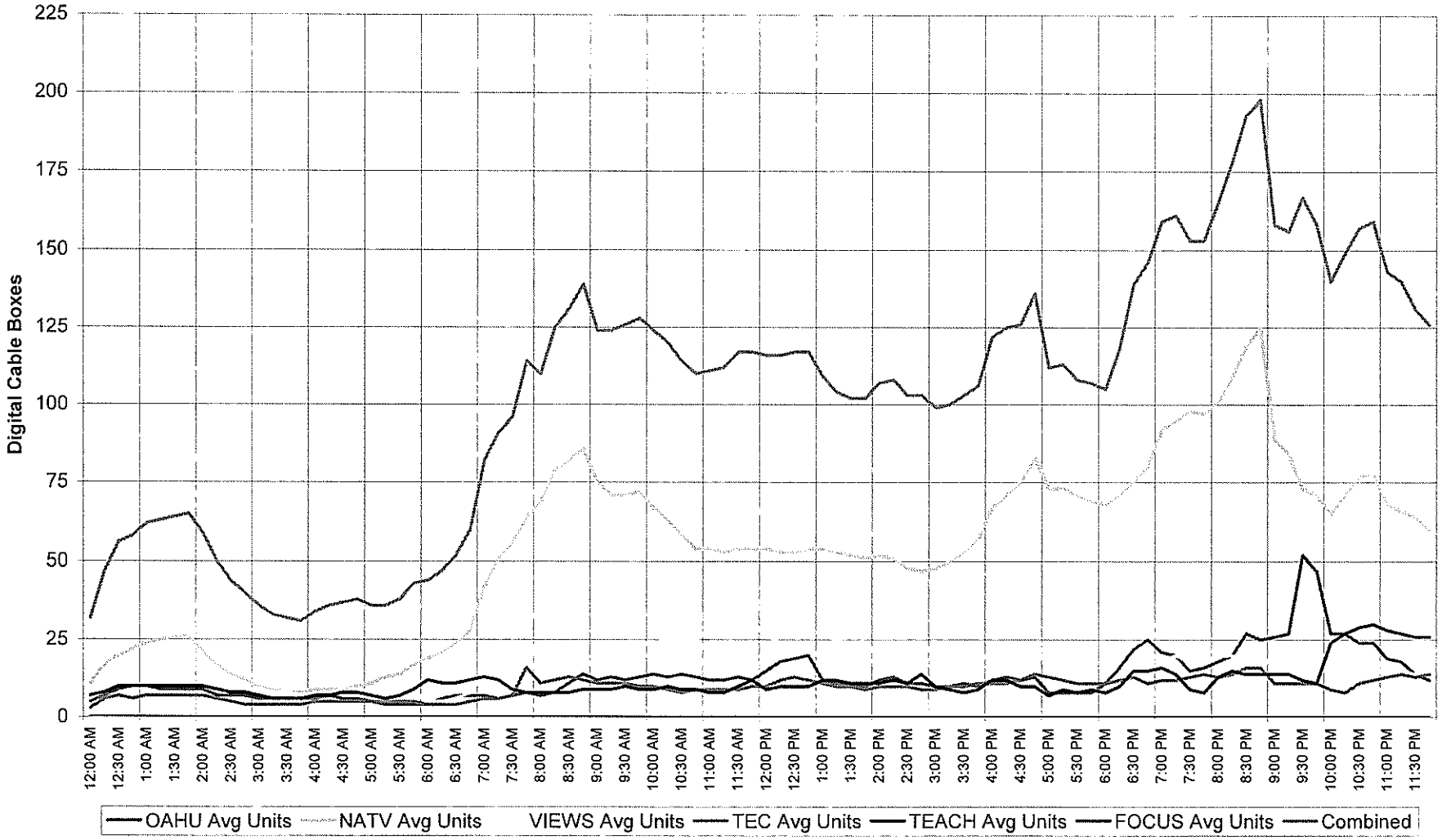
Number of Boxes Tuned to O`lelo

Daily Average, January 2006



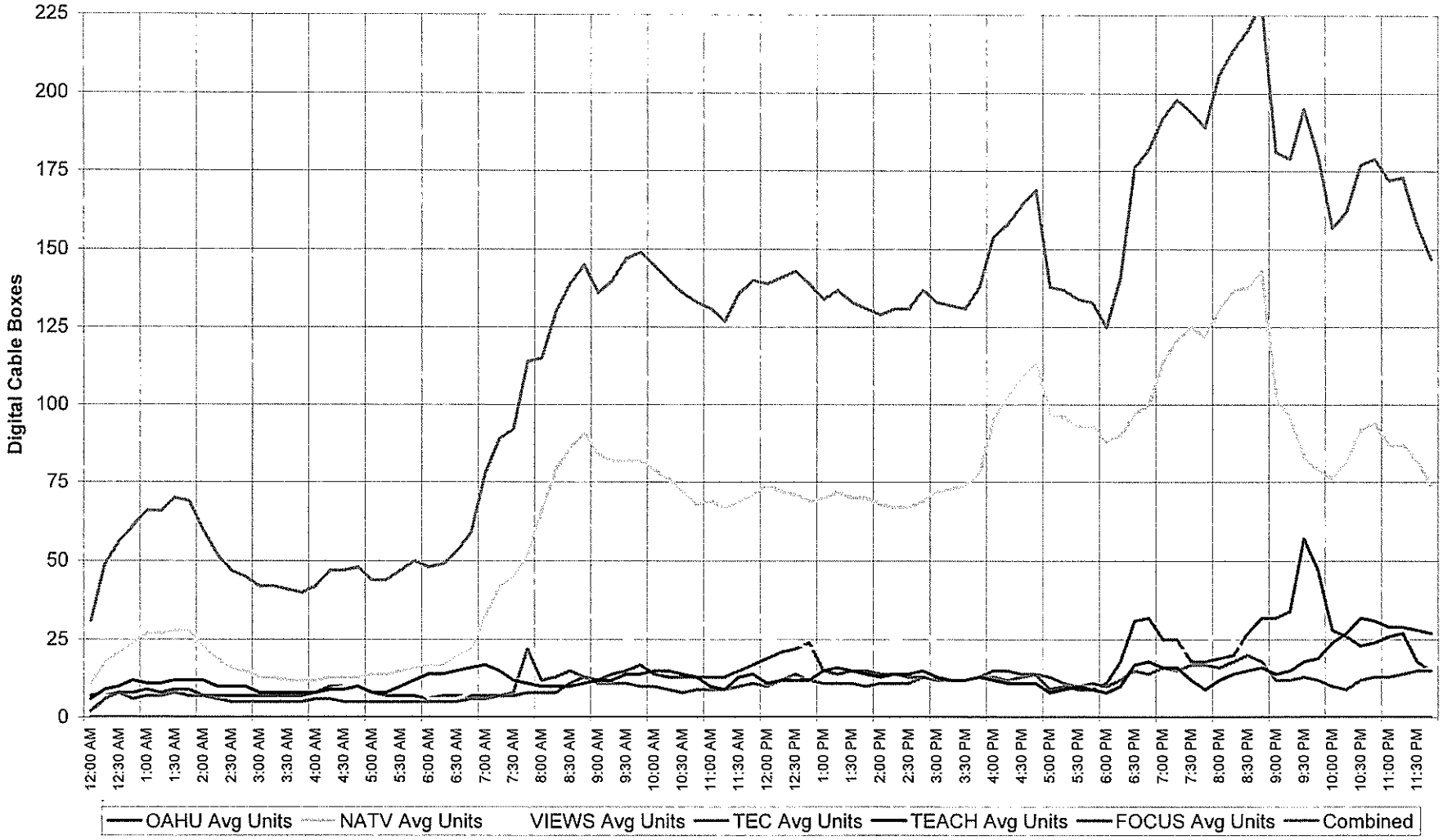
Number of Boxes Tuned to O`lelo

Daily Average, February 2006



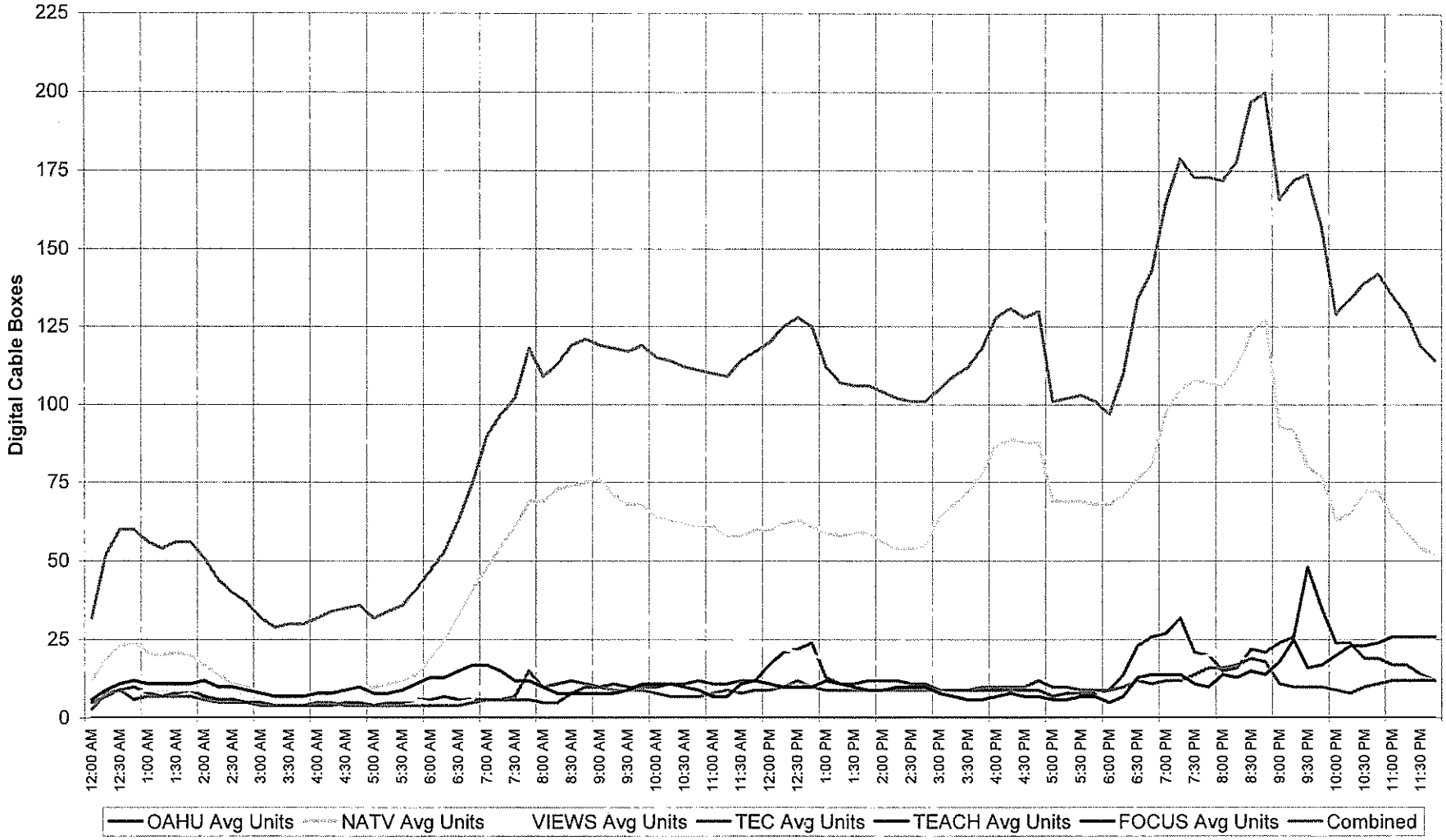
Number of Boxes Tuned to O`lelo

Daily Average, March 2006



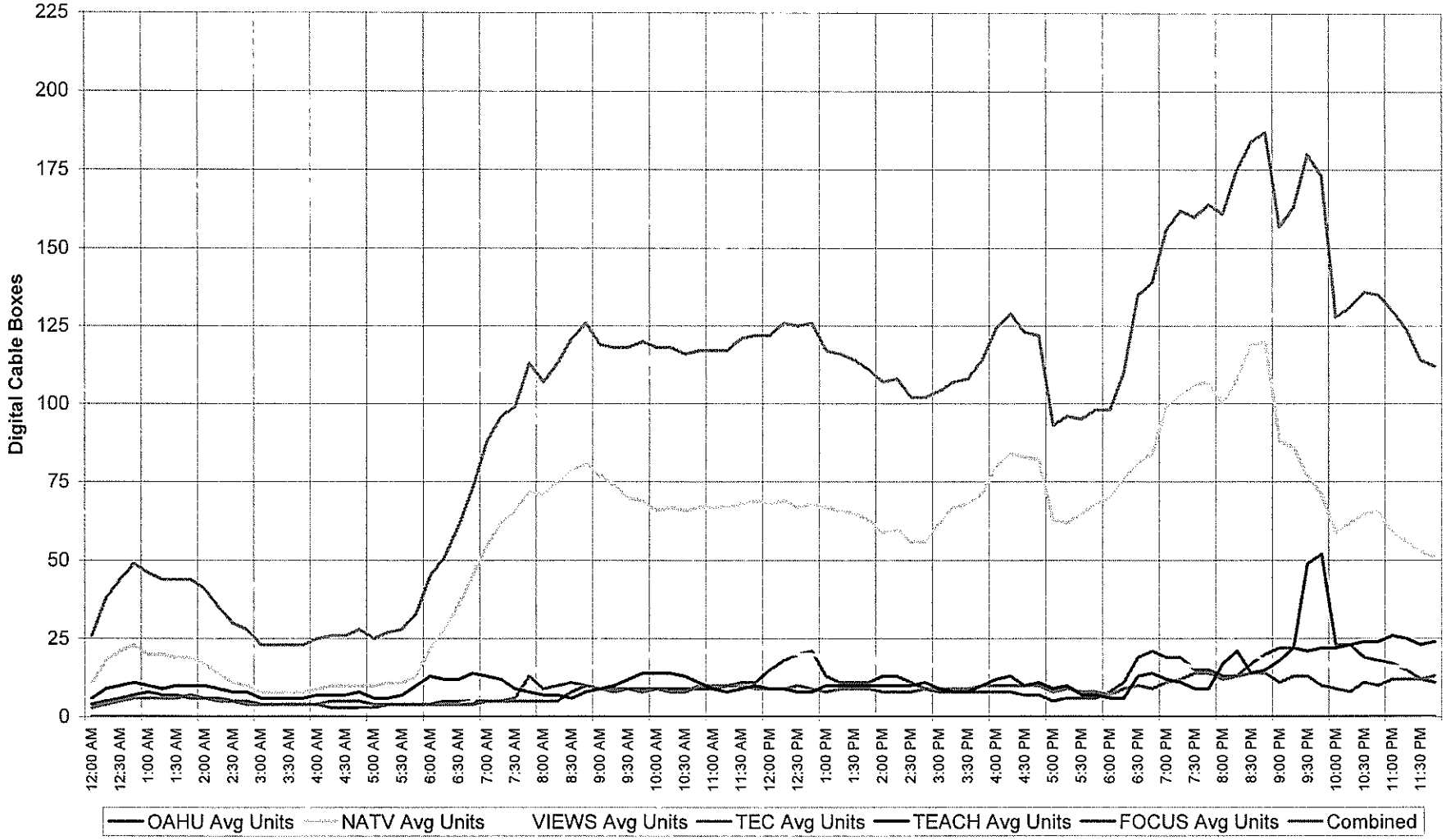
Number of Boxes Tuned to O`lelo

Daily Average, April 2006



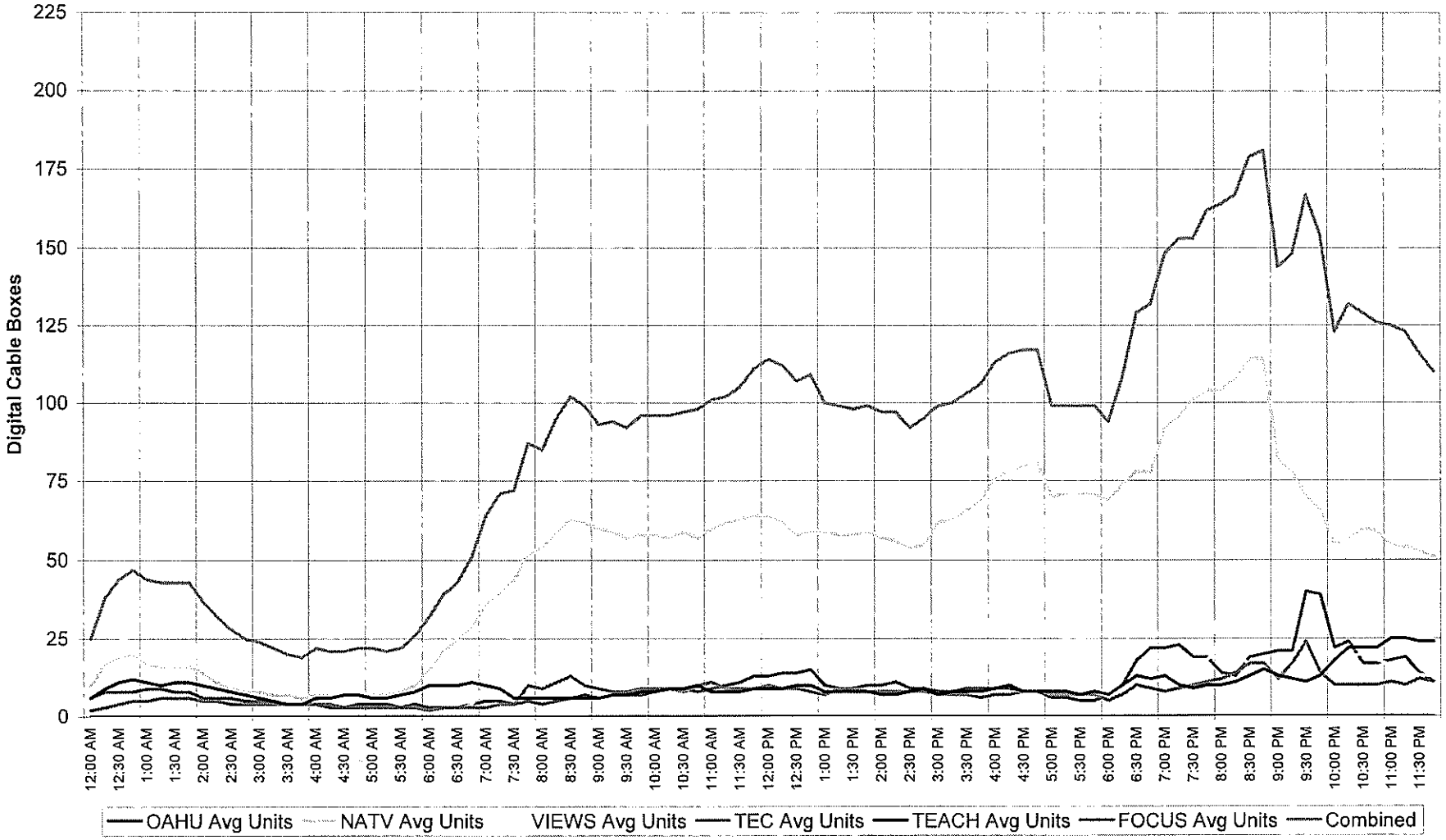
Number of Boxes Tuned to O`lelo

Daily Average, May 2006



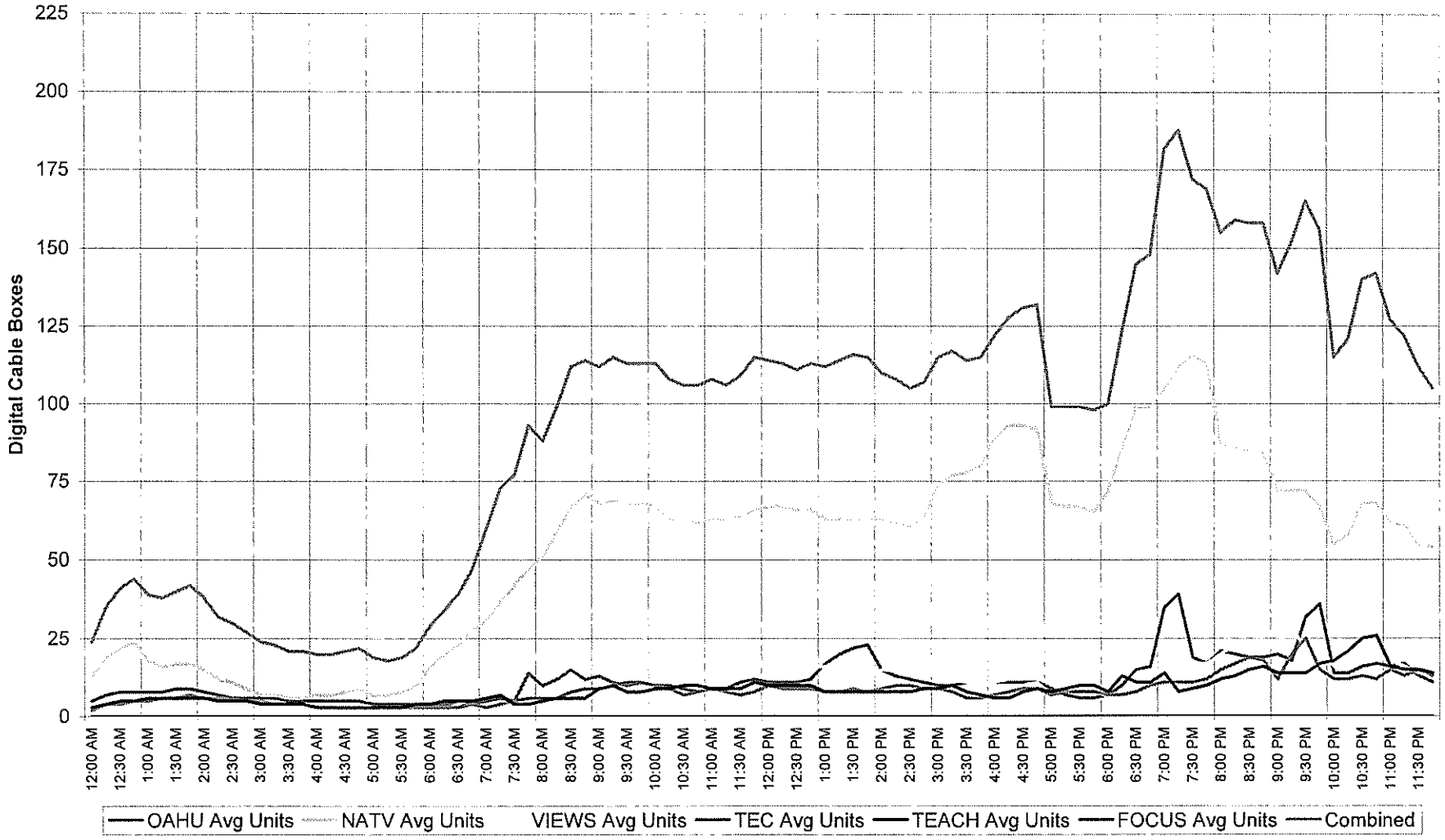
Number of Boxes Tuned to O`lelo

Daily Average, June 2006



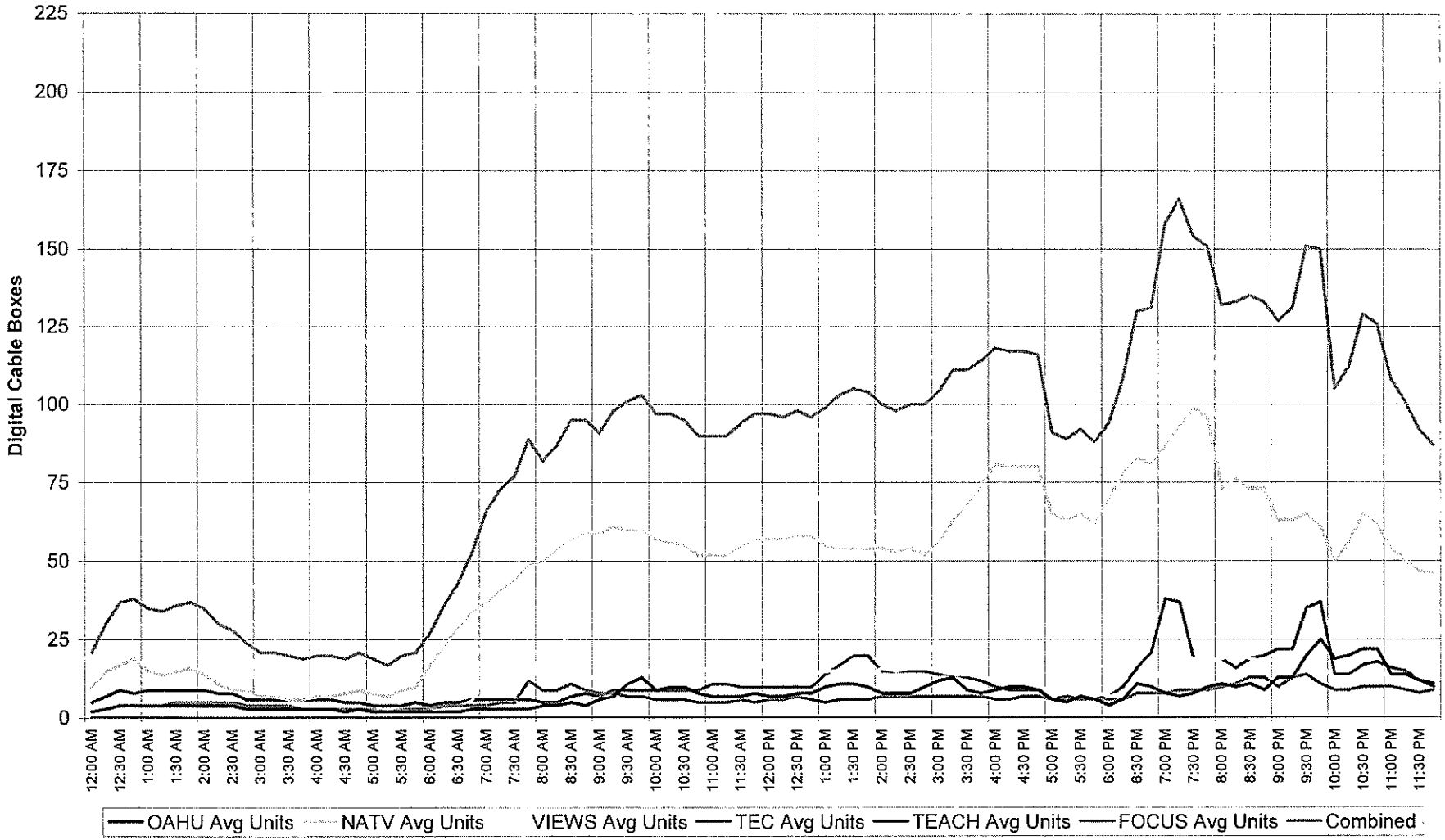
Number of Boxes Tuned to O`lelo

Daily Average, July 2006



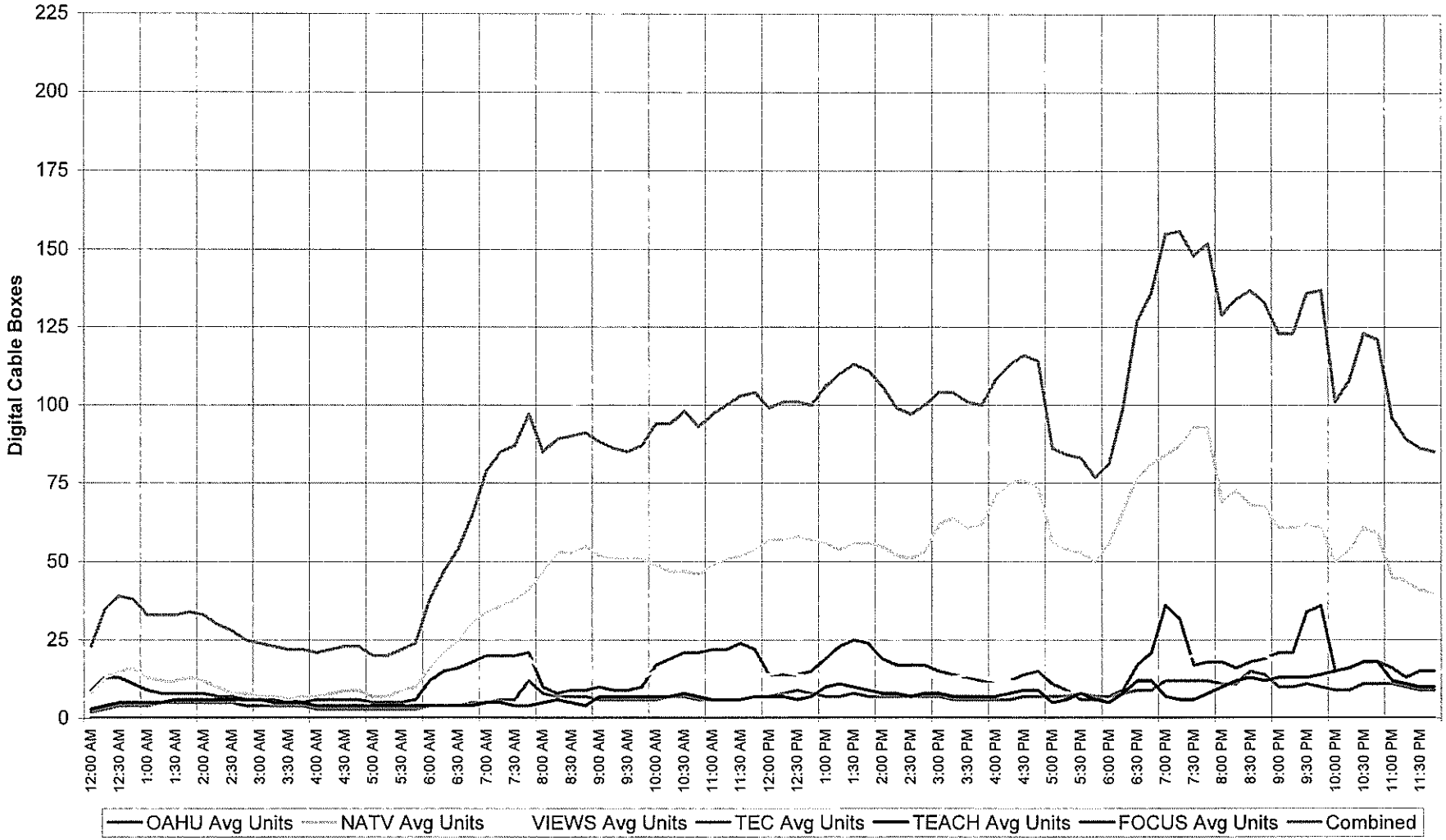
Number of Boxes Tuned to O`lelo

Daily Average, August 2006



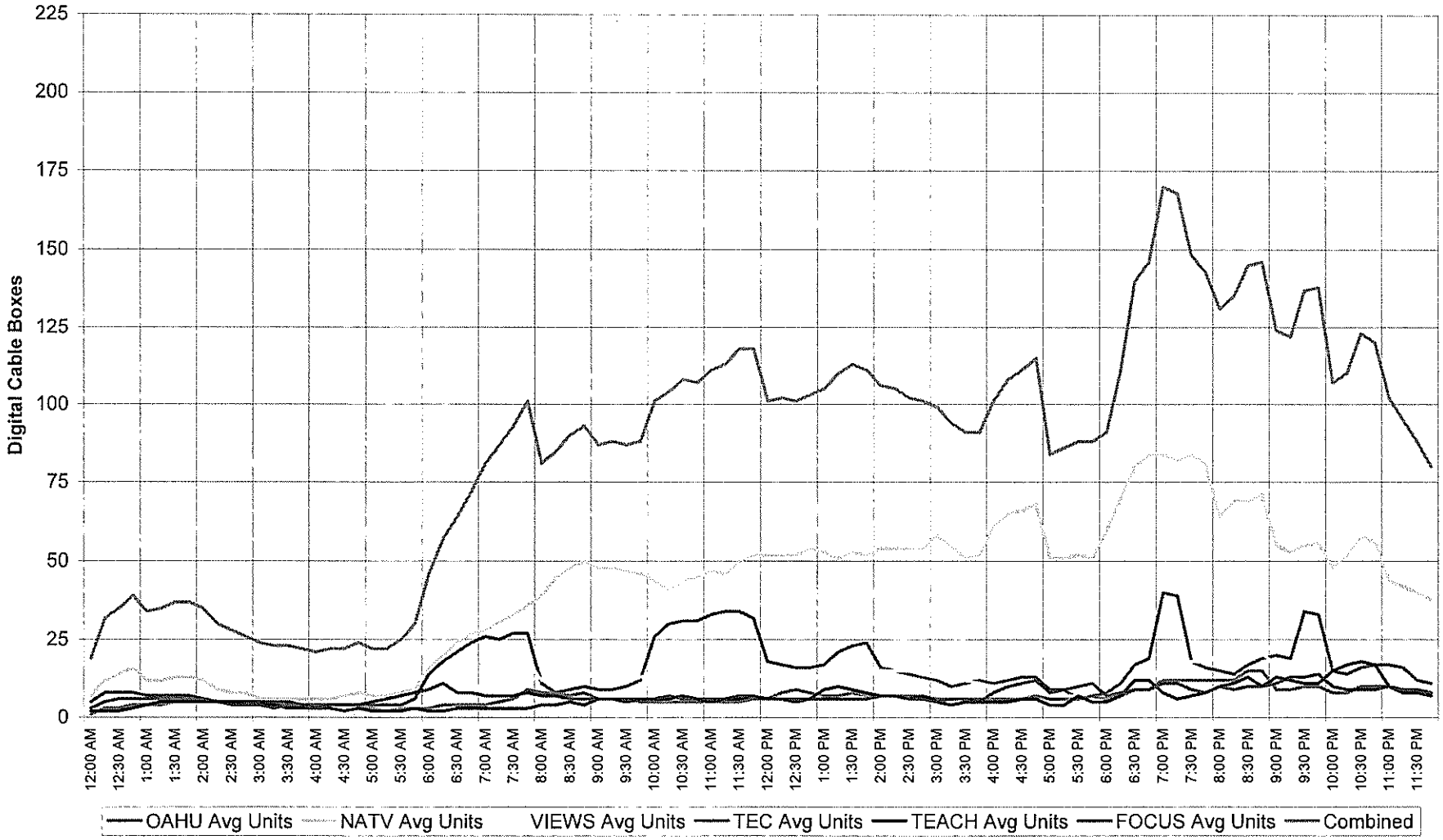
Number of Boxes Tuned to O`lelo

Daily Average, September 2006



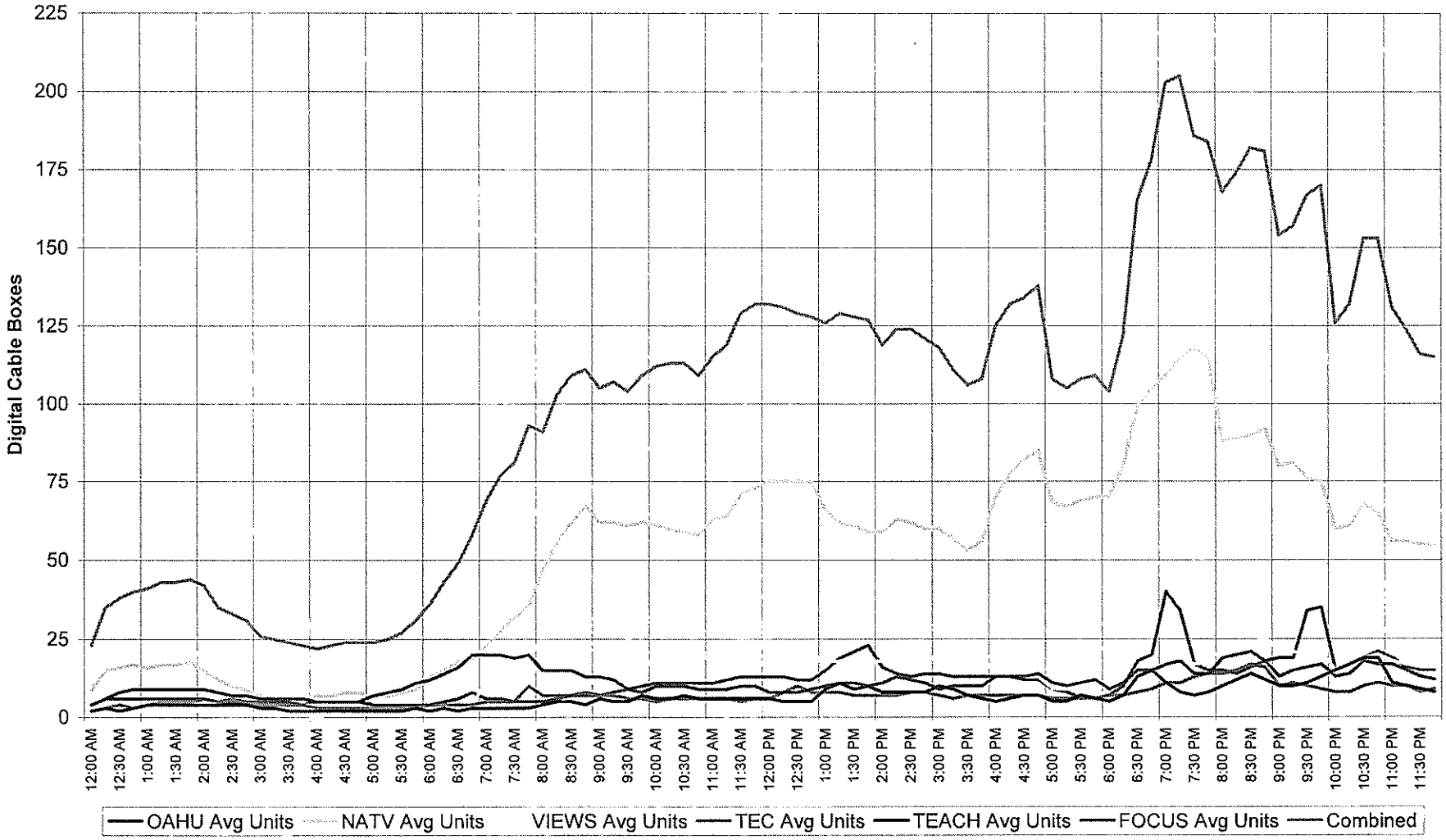
Number of Boxes Tuned to O`lelo

Daily Average, October 2006



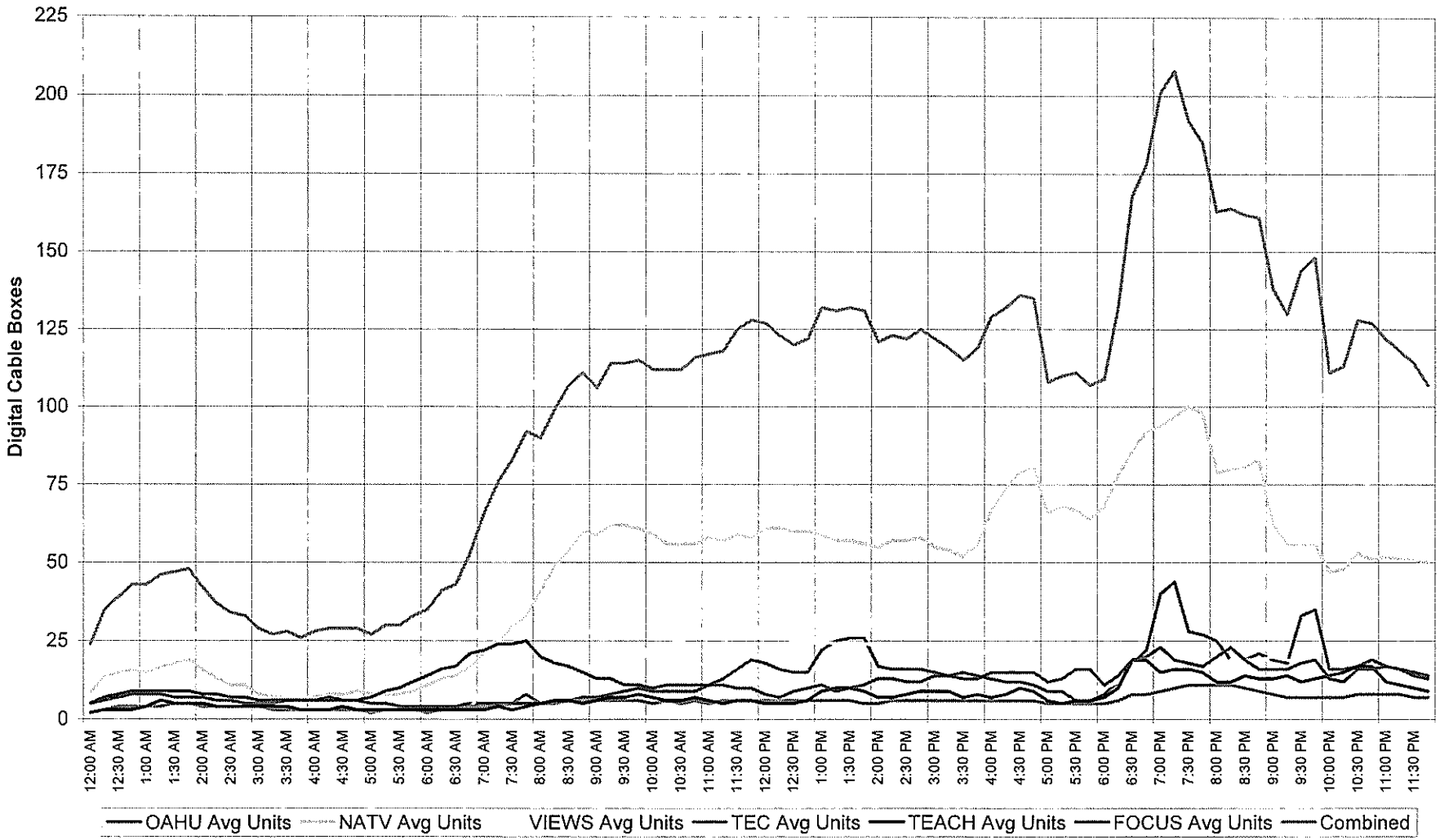
Number of Boxes Tuned to O`lelo

Daily Average, November 2006



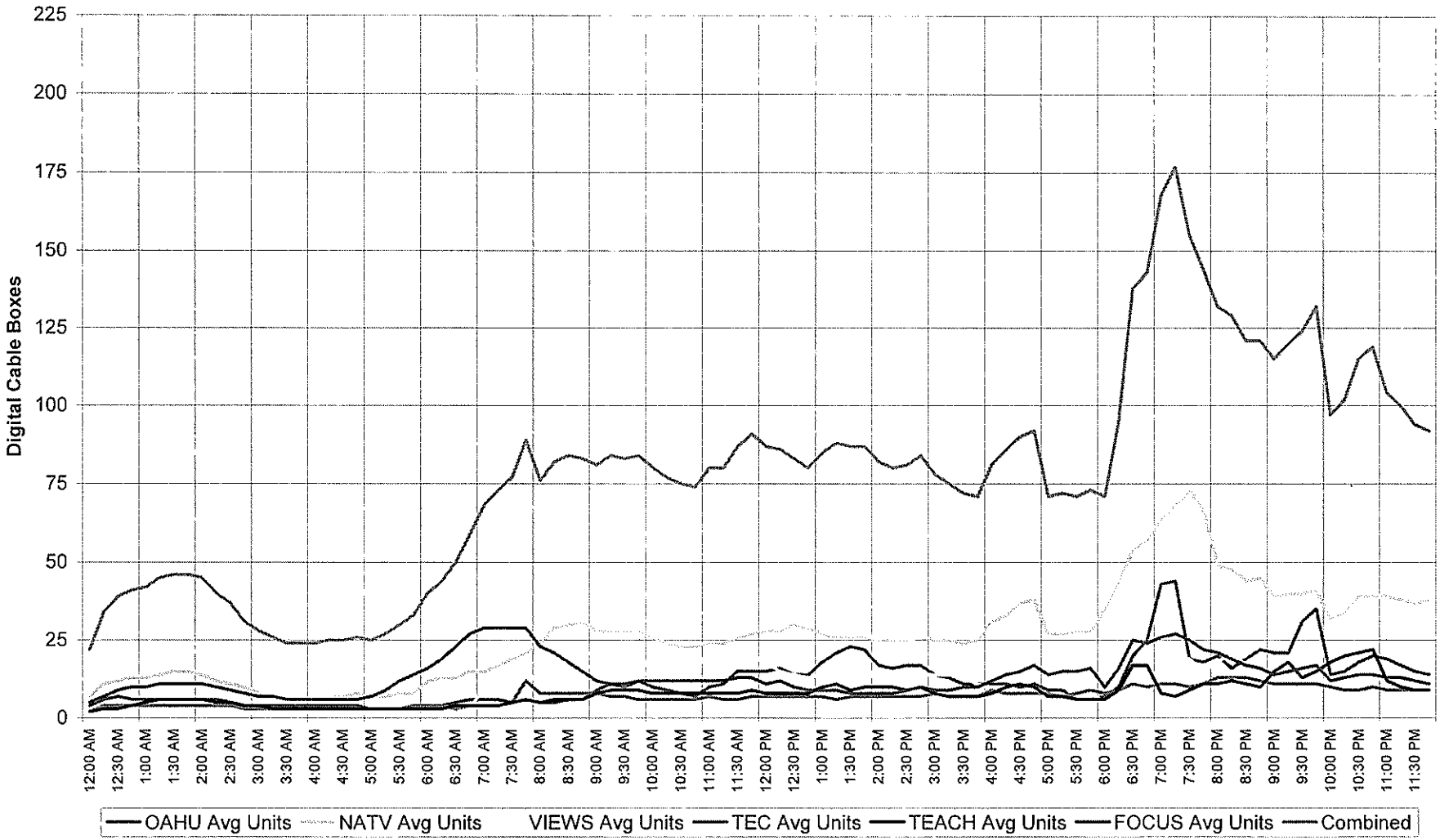
Number of Boxes Tuned to O`lelo

Daily Average, December 2006



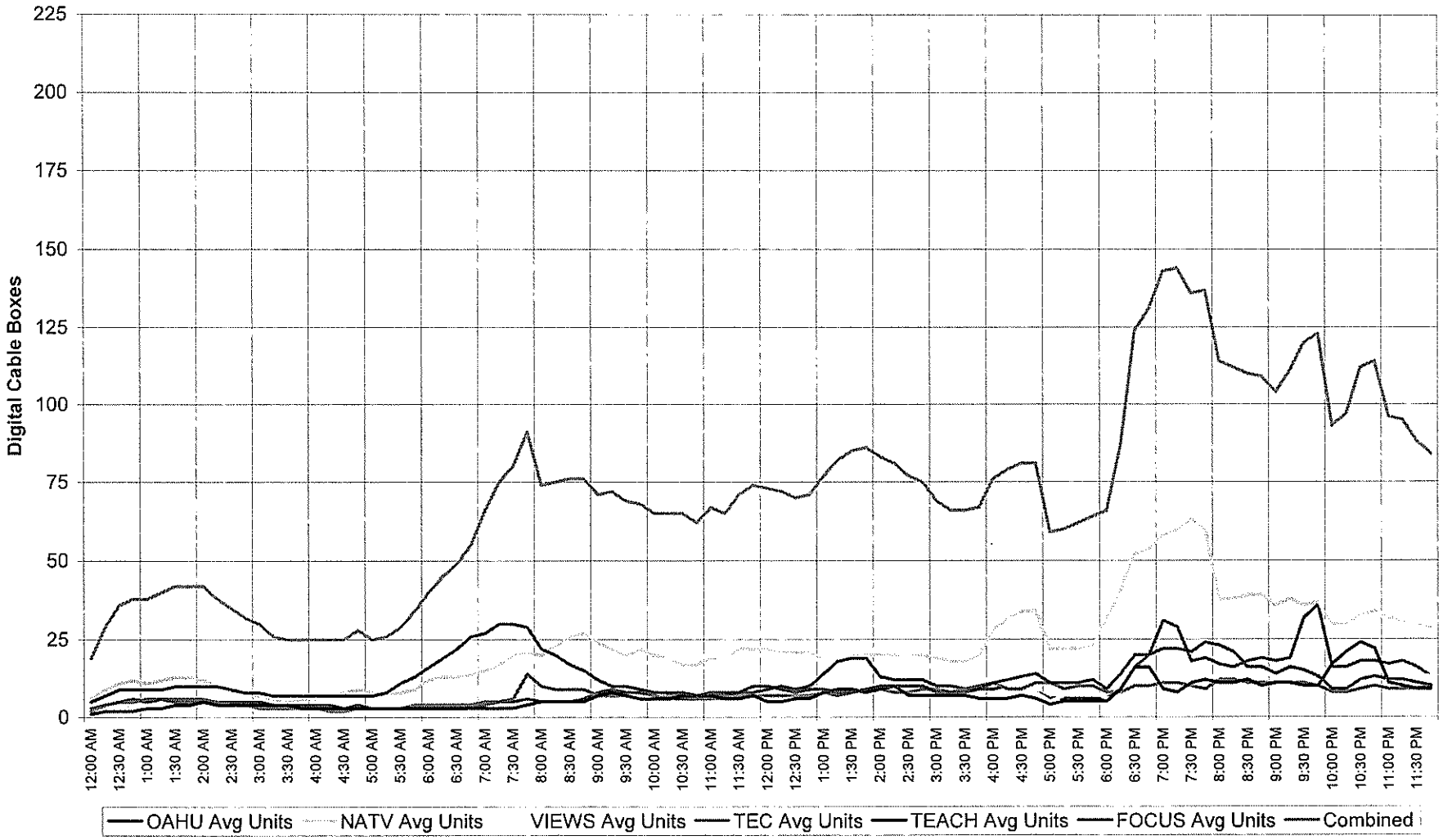
Number of Boxes Tuned to O`lelo

Daily Average, January 2007



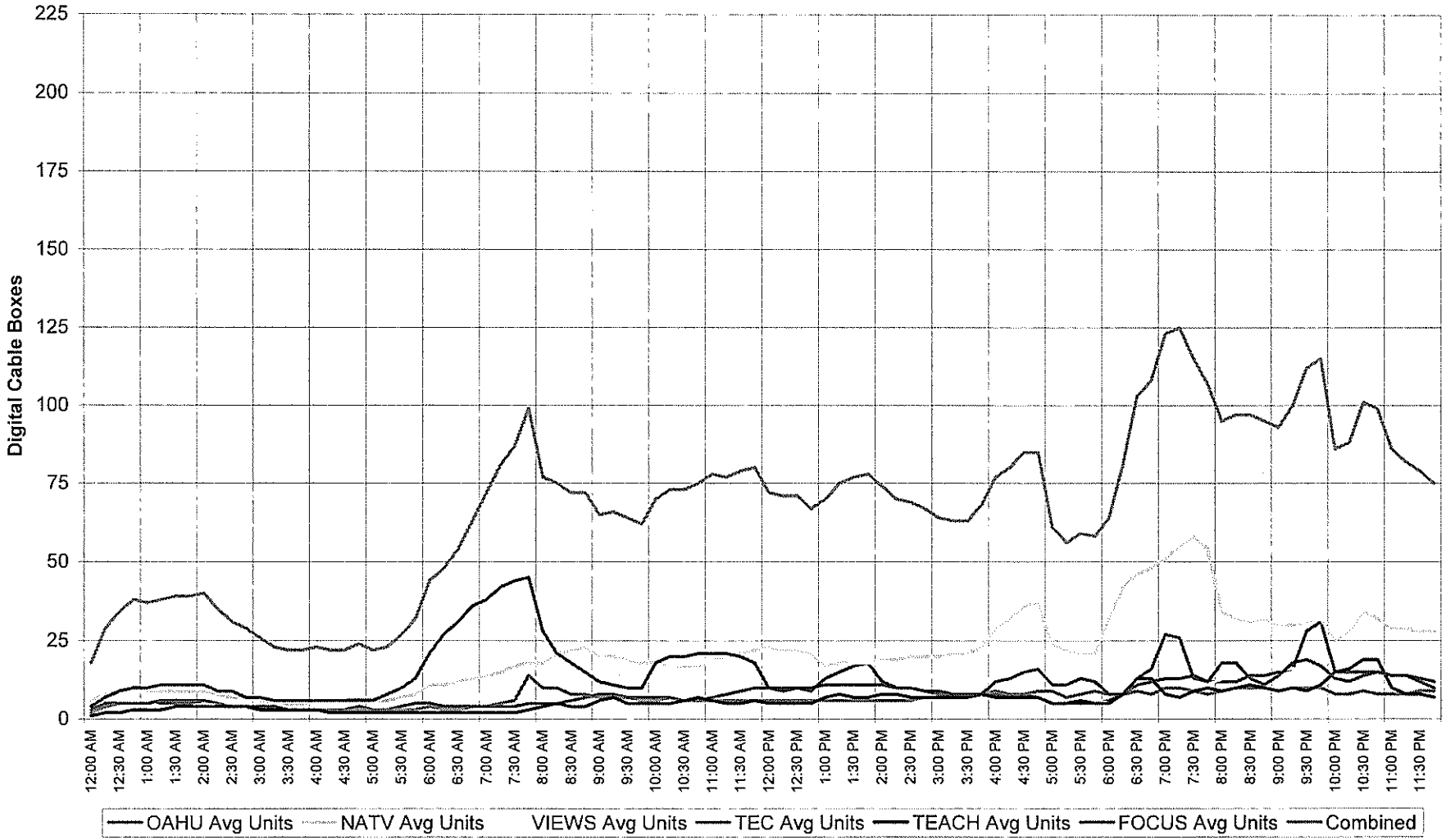
Number of Boxes Tuned to O`lelo

Daily Average, February 2007



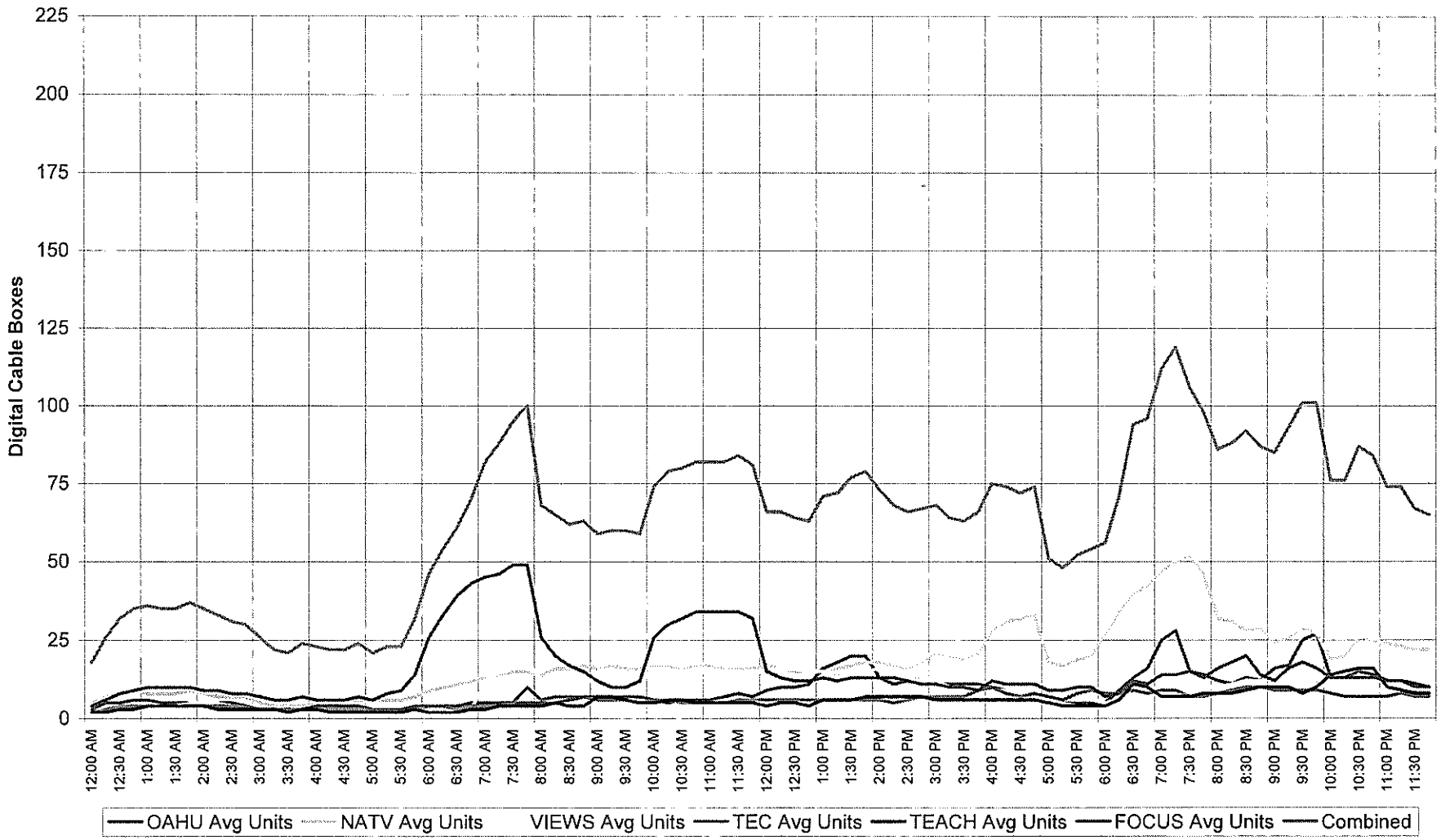
Number of Boxes Tuned to O`lelo

Daily Average, March 2007



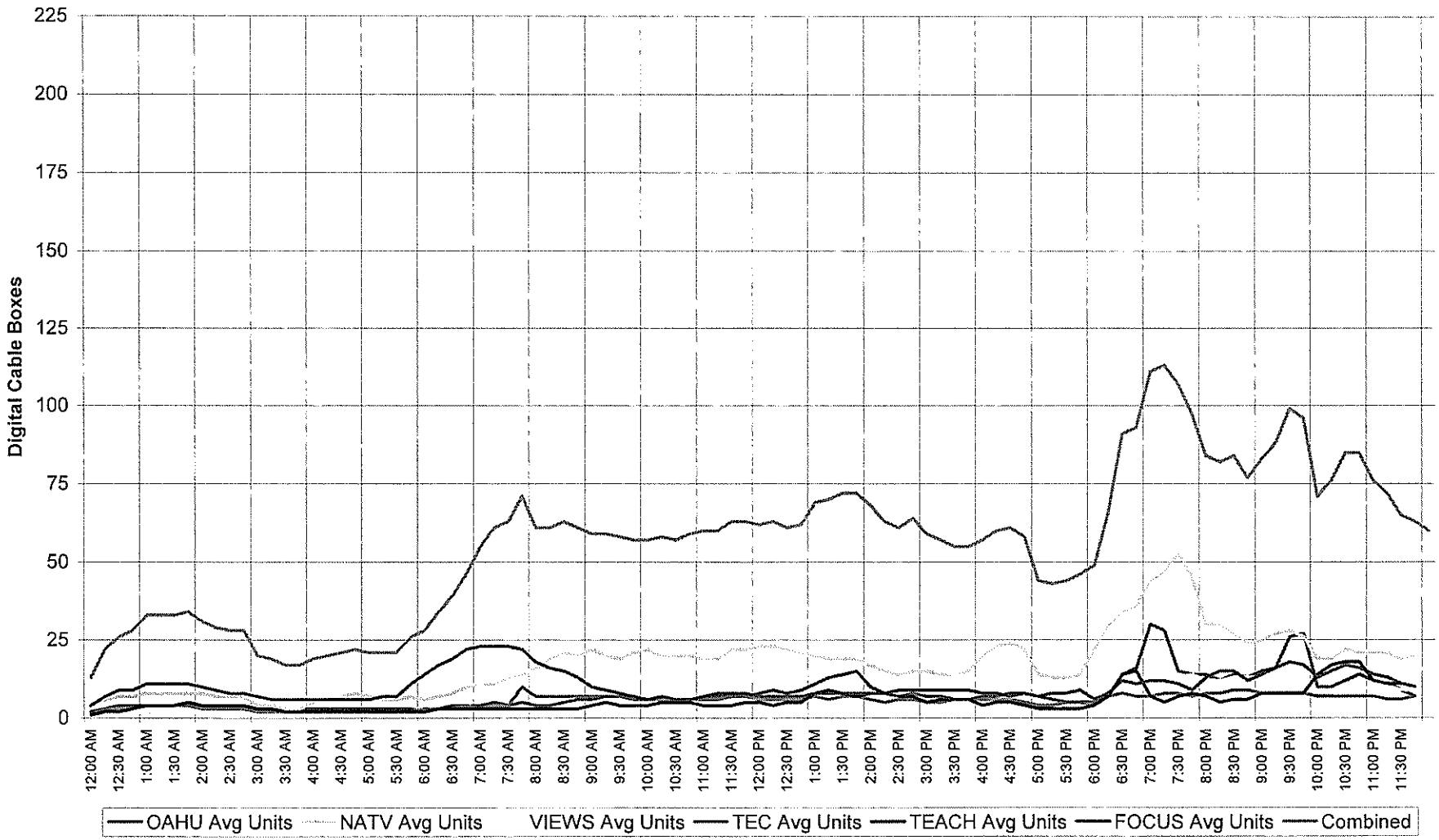
Number of Boxes Tuned to O`lelo

Daily Average, April 2007



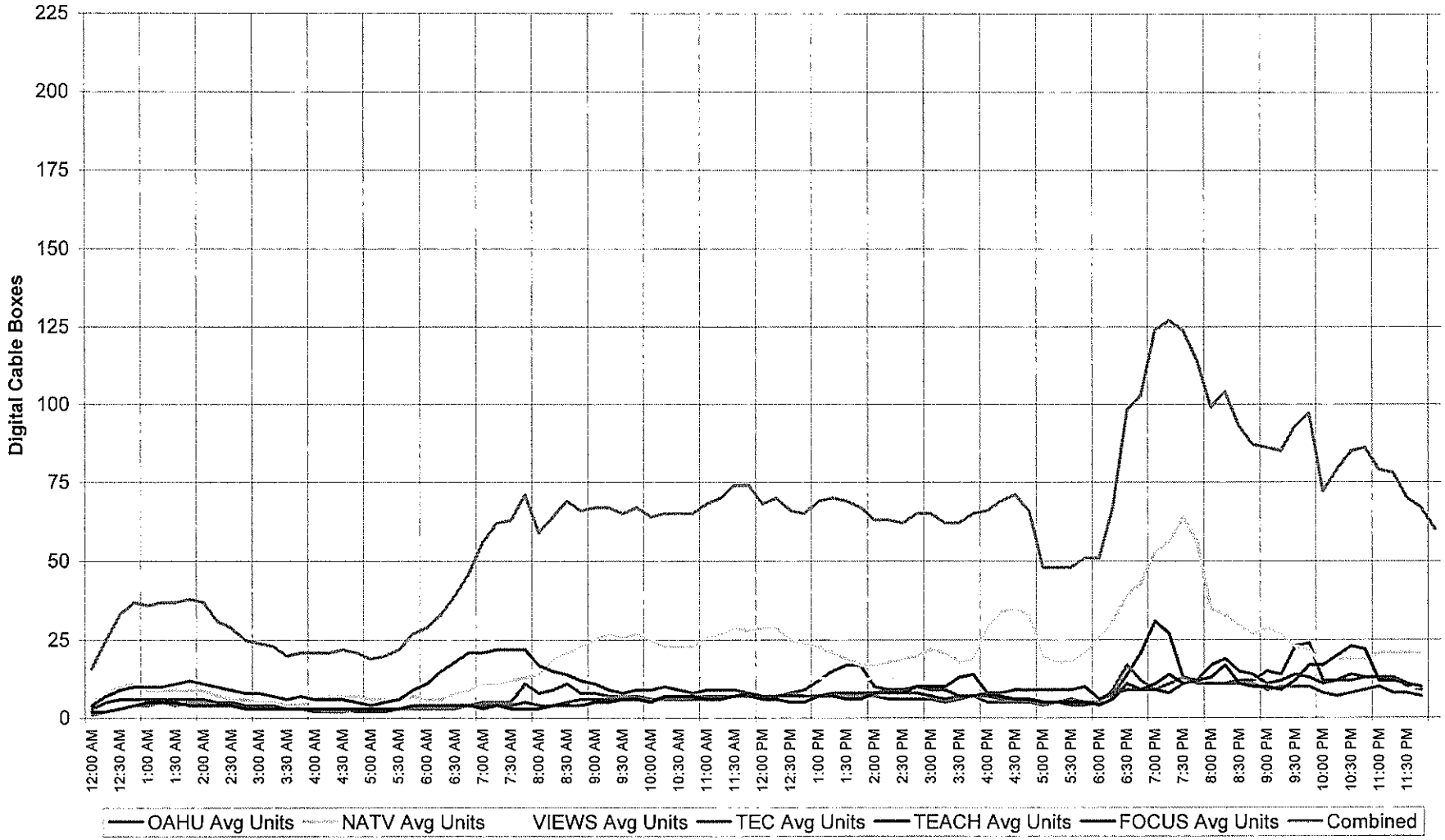
Number of Boxes Tuned to O`lelo

Daily Average, May 2007



Number of Boxes Tuned to O`lelo

Daily Average, June 2007



Watanabe Ing

September 9, 2009

VIA HAND DELIVERY

Mr. Clyde S. Sonobe
Administrator
Cable Television Division
Department of Commerce & Consumer Affairs
King Kalakaua Building
335 Merchant Street, Room 101
Honolulu, Hawaii 96813

2009 SEP -9 P 3:21
FILE

Re: Department of Commerce and Consumer Affairs Request for First Request for Supplemental Information (IR) Dated 08/31/09

Dear Mr. Sonobe:

Pursuant to your letter dated August 31, 2009, please find enclosed an original and two (2) copies of Applicant Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable's Response to the Department of Commerce and Consumer Affairs First Request for Supplemental Information (IR) Dated August 31, 2009. Also enclosed is a CD with a copy of this submission in electronic form.

Also enclosed, in a sealed envelope, is an original and two (2) copies (and a CD) of materials labeled "Confidential," that contain information relating to the information request that Oceanic considers to be confidential, proprietary and/or competitively sensitive. Oceanic respectfully requests that the contents of the envelope marked "Confidential" not be disclosed to third parties outside of the Cable Television Division, Department of Commerce & Consumer Affairs, State of Hawaii, absent the prior written consent of Oceanic.

Thank you for your attention to this matter, and please contact me should you have any questions.

Very truly yours,

WATANABE ING LLP

BRIAN A. KANG

Enclosures
cc: Oceanic Time Warner Cable (w/ Encls.)

'09 SEP -9 P 3:2

APPLICATION FOR RENEWAL OF OAHU CABLE TELEVISION FRANCHISE BY TIME WARNER ENTERTAINMENT COMPANY, L.P. THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER CABLE

APPLICANT TIME WARNER ENTERTAINMENT COMPANY, L.P. THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER CABLE'S RESPONSE TO DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS FIRST REQUEST FOR SUPPLEMENTAL INFORMATION (IR) DATED AUGUST 31, 2009

1. Application II.E. Technology Change and Hawaii Cable System Infrastructure (Pg. 7)

   If Applicant's cable system is to stay fully current for effectively providing state-of-the-art services for the future, describe Applicant's plans for any upgrades to its cable system and specifically address plans for each of the following:

   a. headend upgrades;
   b. construction projects;
   c. switch amplifiers upgrades;
   d. capitalization schedule, and
   e. enhancement of the 750 MHz system

   Response: [Response redacted]

   Material that is confidential, proprietary, and/or competitively sensitive has been redacted from this response and has been filed with the Administrator of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, under seal and subject to letter dated September 9, 2009.

   The information contained in the redacted material shall not be disclosed to any third parties outside of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, absent the prior written consent of Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable.

[Continued response redacted]

Material that is confidential, proprietary, and/or competitively sensitive has been redacted from this response and has been filed with the Administrator of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, under seal and subject to letter dated September 9, 2009.

The information contained in the redacted material shall not be disclosed to any third parties outside of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, absent the prior written consent of Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable.

2. Application II.F Franchise Compliance Review (Pg. 9)

   a. State the specific steps Applicant will take to ensure that all reports required by HRS, HARs, and Decision and Orders are submitted on a timely basis.

   Response: Applicant's Hawaii Division Vice President of Finance will have primary responsibility for ensuring timely compliance. Once all reports required by the renewed franchise are determined, all reports required by HRS, HARs and Decision and Orders will be entered into a master calendaring system, with appropriate tickler reminders also calendared well in advance of all deadlines. The Hawaii Division President or his designee, as necessary, will also monitor the timeliness of all reporting.

3. Application IV. D. 2. b. Equitable Extension of Service Policy (Pg. 43)

   Applicant's current policy for extension of service to underserved and underdeveloped areas will remain the same (i.e., extension of service to all areas where a minimum of 25 homes per mile of strand or conduit is developed). Provide either the number of homes, or the percentage of homes, on Oahu that are not served due to Applicant's 25 homes per mile line extension policy.

   Response: On Oahu, steps have been taken over the term of the current franchise to continually extend plant to all areas that meet the minimum per mile requirement. There remains a few pockets on Oahu that have not yet met these requirements. In some cases, however, Applicant has extended plant to some reasonably accessible areas that have not technically met the minimum passing requirement. Areas on Oahu that currently do not receive service (which Applicant estimates constitutes less than one percent of homes) are remote and, for the most part, practically inaccessible.

4. Application IV.H. Public, Educational, and Government (PEG) Access (Pg. 48)

Explain in more detail how the transition to newer technology now and in the future may or may not affect the future of PEG access channels.

Response: In the transition to newer technology, the future of PEG access channels will remain strong, and in fact can flourish to a greater degree by the provision of more channels in the digital spectrum and through the availability of programming through Applicant's digital advanced video on demand system.

The FCC policy towards a full digital spectrum will require a phased change in all programming, including in the delivery of PEG programming, as Applicant continues the migration of all analog channels to digital carriage over time. Applicant is aware, however, that during this transition, certain customers may not have digital access. Accordingly, Applicant plans to provide, at no charge, a digital set top box to subscribers who wish to view the digital PEG channels (and other analog channels that have migrated to the digital spectrum), and who require digital access during the transition period. In the increasingly expanding media environment, more digital channels, increased access to digital video on demand, and greater Internet bandwidth will allow for additional access to all PEG programming.

5. Application IV.H.2. Public, Educational, and Government (PEG) Access (Pg. 49)

a. Clarify and elaborate in more detail what Applicant means by the statement: "Applicant proposes that provisions be included within the franchise order to adjust these amounts should changes be made to the provision of PEG services (i.e. PEG channels are converted to digital, video on demand is deployed for PEG programming, etc.)."

b. Does Applicant intend that PEG funding support should be increased or decreased depending upon the need to upgrade PEG technologies? Please explain the bases for your response.

Response: As noted in the application, Applicant proposes to initially continue to provide operating funding for the designated PEG entity at the three percent of gross revenue rate as required under the current franchise and annual capital payments to the designated PEG entity at a rate of $3.00 per subscriber. In 2009, for example, these payments to 'Olelo Community Media will amount to approximately $4.5 million and $823,000 respectively, for a total of approximately $5.3 million this year.

As noted above and in the application, however, the delivery of all analog programming, including the delivery of PEG programming, will transition to digital technology over a period of time, and other technologies, including digital video on demand, can assist in the efficient distribution of PEG programming. Since the transition to digital and other technology will occur over time (and there may be other technologies in the future that may impact the production and distribution of PEG programming), Applicant believes it is reasonable to have provisions included within the franchise order that permits the evaluation, and if appropriate, the adjustment of future operating and capital funding for the designated PEG entity.

If provisions are included within the franchise order to evaluate and adjust future operating and capital funding for the designated PEG entity as proposed, Applicant anticipates that adjustments in PEG funding may be increased or decreased over the term of the renewed franchise depending upon the results of the evaluation of the need to upgrade PEG technology. Applicant believes that factors relevant in adjusting the level of PEG funding include the impact of technological advances, including alternative means to distribute PEG programming (i.e. the Internet, greater availability of digital channels, and digital video on demand), operational efficiencies achieved through advances in technology, demand for services and PEG programming, and the management of resources.

While Applicant is committed to transitioning to a complete digital environment and expanding existing technology (including digital video on demand) for the benefit of all subscribers, including the PEG constituents,

Applicant and subscribers should not necessarily and automatically fully bear all costs related to all technological upgrades that may be sought by the designated PEG entity. Any future consideration for an increase in funding should be balanced with the impact to all subscribers and an evaluation of the factors noted above.

6. Application IV.H.3. Public, Educational, and Government (PEG Access (Pg. 50)

Applicant's response states that: "Applicant proposes that the number of PEG channels under the new franchise not exceed the five channels allocated under the current franchise, and that provisions be included within the franchise order to adjust the number of PEG channels as warranted by the availability or deployment of technology (i.e. video on demand, streaming video, etc.), the level of demand for PEG programming, and the long-term best interests of Oahu subscribers as a whole."

a. Are the 5 channels referred to by Applicant analog or digital channels?

b. Explain in detail Applicant's justification why it believes that five PEG channels are sufficient for PEG access.

c. Explain in detail any plans Applicant has to transition the analog PEG channels to digital PEG channels.

Response: As noted above, Applicant intends to migrate (in phases, and over time) all current analog channels to digital transmission only. As part of the first phase of this transition, Applicant plans to retain three PEG channels within the analog spectrum, and migrate two of the existing PEG channels (along with a number of other channels currently in the analog line-up) to the digital spectrum. As part of this first phase (and in addition to the digital PEG channels) Applicant also plans to develop and implement a PEG video on demand system within the digital spectrum (similar to that proposed by Applicant in 2005), which would include a specified number of hours of PEG programming and permit subscribers to view PEG programming at their convenience.

As noted above, during the migration of analog channels to digital channels, Applicant also plans to provide, at no charge, digital set-top boxes to all subscribers who require them to continue to view PEG programming and all other channels that have transitioned to the digital spectrum. All PEG channels (as with all existing analog channels) would eventually be moved to the digital spectrum in future phases.

In the context of the analog spectrum, Applicant believes that five analog PEG channels are sufficient for PEG access, and Applicant incorporates by reference its position and data with respect to 'Olelo Community Televisions' request for a sixth analog PEG channel as reflected in Decision and Order No. 326 (December 28, 2005) and Decision and Order No. 320 (June 8, 2005), and the record and files therein. Applicant believes that the retention of three PEG channels within the analog spectrum during the first phase of the digital transition is consistent with the number of analog PEG channels required by numerous other local franchising authorities in other jurisdictions, and is sufficient given the planned provision of the digital PEG channels, the proposed digital PEG video on demand system, and the provision of digital set-top boxes to subscribers during the transition period. In addition, and as noted above, all PEG channels (as with all analog channels) will eventually be migrated to the digital spectrum.

7. Application IV.I. Customer Service Operations (Pg. 50)

   a. Provide the specific process Applicant will follow regarding resolution of complaints and inquires referred by the DCCA.

   b. Once a complaint escalates, state the procedures the Applicant will follow to resolve the issue and timeframe objectives for resolution.

Response: Applicant's Hawaii Division Vice President of Operations will be responsible for receiving and tracking the progress of all complaints and inquiries referred by the DCCA. All complaints and inquiries received by the DCCA will be logged and calendared upon receipt and assigned to appropriate personnel for follow up and appropriate action. A future status check on each complaint and inquiry received from the DCCA will also be

calendared and, if necessary, further status checks will be calendared for every two weeks thereafter until the complaint or inquiry is resolved or answered.

Once a complaint escalates, Applicant's Hawaii Division Vice President of Operations or his designee will confer with the DCCA on a plan for resolving and/or responding to the complaint and a time frame for resolution and/or response.

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   Response: Applicant intends to continue to provide support for the Hawaii Public Broadcasting Foundation at the one percent of gross revenue rate as required under the current franchise.

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PACIFIC AND ASIAN AFFAIRS COUNCIL*

DOMESTIC NONPROFIT CORPORATION

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LEES,ROBERT G	D	Apr 1, 2005
MIYASAKI,ERIC	D	Apr 1, 2005

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SUMIDA,KENJI	D	Apr 1, 2007
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NG PACK,NICK	D	Apr 1, 2007
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SMITH,NATE	D	Apr 1, 2007
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Watanabe Ing

A Limited Liability Law Partnership

September 9, 2009

VIA HAND DELIVERY

Mr. Clyde S. Sonobe
Administrator
Cable Television Division
Department of Commerce & Consumer Affairs
King Kalakaua Building
335 Merchant Street, Room 101
Honolulu, Hawaii 96813

2009 SEP -9 P 3:21

FILE

Re: Department of Commerce and Consumer Affairs Request for First Request for Supplemental Information (IR) Dated 08/31/09

Dear Mr. Sonobe:

Pursuant to your letter dated August 31, 2009, please find enclosed an original and two (2) copies of Applicant Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable's Response to the Department of Commerce and Consumer Affairs First Request for Supplemental Information (IR) Dated August 31, 2009. Also enclosed is a CD with a copy of this submission in electronic form.

Also enclosed, in a sealed envelope, is an original and two (2) copies (and a CD) of materials labeled "Confidential," that contain information relating to the information request that Oceanic considers to be confidential, proprietary and/or competitively sensitive. Oceanic respectfully requests that the contents of the envelope marked "Confidential" not be disclosed to third parties outside of the Cable Television Division, Department of Commerce & Consumer Affairs, State of Hawaii, absent the prior written consent of Oceanic.

Thank you for your attention to this matter, and please contact me should you have any questions.

Very truly yours,

WATANABE ING LLP

BRIAN A. KANG

Enclosures
cc: Oceanic Time Warner Cable (w/ Encls.)

First Hawaiian Center, 999 Bishop Street, 23rd Floor, Honolulu, Hawaii 96813 Phone: 808-544-8300 Fax: 808-544-8399

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP -9 P 3: 2

APPLICATION FOR RENEWAL OF OAHU CABLE TELEVISION FRANCHISE BY TIME WARNER ENTERTAINMENT COMPANY, L.P. THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER CABLE

APPLICANT TIME WARNER ENTERTAINMENT COMPANY, L.P. THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER CABLE'S RESPONSE TO DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS FIRST REQUEST FOR SUPPLEMENTAL INFORMATION (IR) DATED AUGUST 31, 2009

1. Application II.E. Technology Change and Hawaii Cable System Infrastructure (Pg. 7)

   If Applicant's cable system is to stay fully current for effectively providing state-of-the-art services for the future, describe Applicant's plans for any upgrades to its cable system and specifically address plans for each of the following:

   a. headend upgrades;
   b. construction projects;
   c. switch amplifiers upgrades;
   d. capitalization schedule, and
   e. enhancement of the 750 MHz system

   Response: [Response redacted]

   Material that is confidential, proprietary, and/or competitively sensitive has been redacted from this response and has been filed with the Administrator of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, under seal and subject to letter dated September 9, 2009.

   The information contained in the redacted material shall not be disclosed to any third parties outside of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, absent the prior written consent of Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable.

[Continued response redacted]

Material that is confidential, proprietary, and/or competitively sensitive has been redacted from this response and has been filed with the Administrator of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, under seal and subject to letter dated September 9, 2009.

The information contained in the redacted material shall not be disclosed to any third parties outside of the Cable Television Division, Department of Commerce and Consumer Affairs, State of Hawaii, absent the prior written consent of Time Warner Entertainment Company, L.P., through its Hawaii Division, Oceanic Time Warner Cable.

2. Application II.F Franchise Compliance Review (Pg. 9)

   a. State the specific steps Applicant will take to ensure that all reports required by HRS, HARs, and Decision and Orders are submitted on a timely basis.

   Response: Applicant's Hawaii Division Vice President of Finance will have primary responsibility for ensuring timely compliance. Once all reports required by the renewed franchise are determined, all reports required by HRS, HARs and Decision and Orders will be entered into a master calendaring system, with appropriate tickler reminders also calendared well in advance of all deadlines. The Hawaii Division President or his designee, as necessary, will also monitor the timeliness of all reporting.

3. Application IV. D. 2. b. Equitable Extension of Service Policy (Pg. 43)

   Applicant's current policy for extension of service to underserved and underdeveloped areas will remain the same (i.e., extension of service to all areas where a minimum of 25 homes per mile of strand or conduit is developed). Provide either the number of homes, or the percentage of homes, on Oahu that are not served due to Applicant's 25 homes per mile line extension policy.

   Response: On Oahu, steps have been taken over the term of the current franchise to continually extend plant to all areas that meet the minimum per mile requirement. There remains a few pockets on Oahu that have not yet met these requirements. In some cases, however, Applicant has extended plant to some reasonably accessible areas that have not technically met the minimum passing requirement. Areas on Oahu that currently do not receive service (which Applicant estimates constitutes less than one percent of homes) are remote and, for the most part, practically inaccessible.

4. Application IV.H. Public, Educational, and Government (PEG) Access (Pg. 48)

Explain in more detail how the transition to newer technology now and in the future may or may not affect the future of PEG access channels.

Response: In the transition to newer technology, the future of PEG access channels will remain strong, and in fact can flourish to a greater degree by the provision of more channels in the digital spectrum and through the availability of programming through Applicant's digital advanced video on demand system.

The FCC policy towards a full digital spectrum will require a phased change in all programming, including in the delivery of PEG programming, as Applicant continues the migration of all analog channels to digital carriage over time. Applicant is aware, however, that during this transition, certain customers may not have digital access. Accordingly, Applicant plans to provide, at no charge, a digital set top box to subscribers who wish to view the digital PEG channels (and other analog channels that have migrated to the digital spectrum), and who require digital access during the transition period. In the increasingly expanding media environment, more digital channels, increased access to digital video on demand, and greater Internet bandwidth will allow for additional access to all PEG programming.

5. Application IV.H.2. Public, Educational, and Government (PEG) Access (Pg. 49)

a. Clarify and elaborate in more detail what Applicant means by the statement: "Applicant proposes that provisions be included within the franchise order to adjust these amounts should changes be made to the provision of PEG services (i.e. PEG channels are converted to digital, video on demand is deployed for PEG programming, etc.)."

b. Does Applicant intend that PEG funding support should be increased or decreased depending upon the need to upgrade PEG technologies? Please explain the bases for your response.

Response: As noted in the application, Applicant proposes to initially continue to provide operating funding for the designated PEG entity at the three percent of gross revenue rate as required under the current franchise and annual capital payments to the designated PEG entity at a rate of $3.00 per subscriber. In 2009, for example, these payments to 'Olelo Community Media will amount to approximately $4.5 million and $823,000 respectively, for a total of approximately $5.3 million this year.

As noted above and in the application, however, the delivery of all analog programming, including the delivery of PEG programming, will transition to digital technology over a period of time, and other technologies, including digital video on demand, can assist in the efficient distribution of PEG programming. Since the transition to digital and other technology will occur over time (and there may be other technologies in the future that may impact the production and distribution of PEG programming), Applicant believes it is reasonable to have provisions included within the franchise order that permits the evaluation, and if appropriate, the adjustment of future operating and capital funding for the designated PEG entity.

If provisions are included within the franchise order to evaluate and adjust future operating and capital funding for the designated PEG entity as proposed, Applicant anticipates that adjustments in PEG funding may be increased or decreased over the term of the renewed franchise depending upon the results of the evaluation of the need to upgrade PEG technology. Applicant believes that factors relevant in adjusting the level of PEG funding include the impact of technological advances, including alternative means to distribute PEG programming (i.e. the Internet, greater availability of digital channels, and digital video on demand), operational efficiencies achieved through advances in technology, demand for services and PEG programming, and the management of resources.

While Applicant is committed to transitioning to a complete digital environment and expanding existing technology (including digital video on demand) for the benefit of all subscribers, including the PEG constituents,

Applicant and subscribers should not necessarily and automatically fully bear all costs related to all technological upgrades that may be sought by the designated PEG entity. Any future consideration for an increase in funding should be balanced with the impact to all subscribers and an evaluation of the factors noted above.

6. Application IV.H.3. Public, Educational, and Government (PEG Access (Pg. 50)

Applicant's response states that: "Applicant proposes that the number of PEG channels under the new franchise not exceed the five channels allocated under the current franchise, and that provisions be included within the franchise order to adjust the number of PEG channels as warranted by the availability or deployment of technology (i.e. video on demand, streaming video, etc.), the level of demand for PEG programming, and the long-term best interests of Oahu subscribers as a whole."

a. Are the 5 channels referred to by Applicant analog or digital channels?

b. Explain in detail Applicant's justification why it believes that five PEG channels are sufficient for PEG access.

c. Explain in detail any plans Applicant has to transition the analog PEG channels to digital PEG channels.

Response: As noted above, Applicant intends to migrate (in phases, and over time) all current analog channels to digital transmission only. As part of the first phase of this transition, Applicant plans to retain three PEG channels within the analog spectrum, and migrate two of the existing PEG channels (along with a number of other channels currently in the analog line-up) to the digital spectrum. As part of this first phase (and in addition to the digital PEG channels) Applicant also plans to develop and implement a PEG video on demand system within the digital spectrum (similar to that proposed by Applicant in 2005), which would include a specified number of hours of PEG programming and permit subscribers to view PEG programming at their convenience.

As noted above, during the migration of analog channels to digital channels, Applicant also plans to provide, at no charge, digital set-top boxes to all subscribers who require them to continue to view PEG programming and all other channels that have transitioned to the digital spectrum. All PEG channels (as with all existing analog channels) would eventually be moved to the digital spectrum in future phases.

In the context of the analog spectrum, Applicant believes that five analog PEG channels are sufficient for PEG access, and Applicant incorporates by reference its position and data with respect to 'Olelo Community Televisions' request for a sixth analog PEG channel as reflected in Decision and Order No. 326 (December 28, 2005) and Decision and Order No. 320 (June 8, 2005), and the record and files therein. Applicant believes that the retention of three PEG channels within the analog spectrum during the first phase of the digital transition is consistent with the number of analog PEG channels required by numerous other local franchising authorities in other jurisdictions, and is sufficient given the planned provision of the digital PEG channels, the proposed digital PEG video on demand system, and the provision of digital set-top boxes to subscribers during the transition period. In addition, and as noted above, all PEG channels (as with all analog channels) will eventually be migrated to the digital spectrum.

7. Application IV.I. Customer Service Operations (Pg. 50)

   a. Provide the specific process Applicant will follow regarding resolution of complaints and inquires referred by the DCCA.

   b. Once a complaint escalates, state the procedures the Applicant will follow to resolve the issue and timeframe objectives for resolution.

Response: Applicant's Hawaii Division Vice President of Operations will be responsible for receiving and tracking the progress of all complaints and inquiries referred by the DCCA. All complaints and inquiries received by the DCCA will be logged and calendared upon receipt and assigned to appropriate personnel for follow up and appropriate action. A future status check on each complaint and inquiry received from the DCCA will also be

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1080p

From Wikipedia, the free encyclopedia

1080p is the shorthand name for a category of HDTV video modes. The number *1080* represents 1,080 lines of vertical resolution (1080 horizontal scan lines),[1] while the letter *p* stands for progressive scan (meaning the image is not interlaced). 1080p can be referred to as **full HD** or **full high definition** although 1080i is also "Full HD" (1920x1080 pixels). The term usually assumes a widescreen aspect ratio of 16:9, implying a horizontal resolution of 1920 pixels. This creates a frame resolution of 1920×1080, or 2,073,600 pixels in total. The frame rate in hertz can be either implied by the context or specified after the letter p (or i), such as *1080p30*, meaning 30 Hz.[2]

A 1080p picture, with a resolution similar to that of 2K digital cinema technology, is sometimes referred to in marketing materials as "Complete High-Definition". However, 4K digital cinema technology is commercially available, and ultra-high definition video is in the research phase.

The meaning of 1080p as a display resolution is not correct because in fact 1920x1200/1920x1080 displays may or may not be able to display 1080p (Full HD) video. Use of 1080p and the closely related 1080i labels in consumer products may refer to a range of capabilities. For example, video equipment that upscales to 1080p takes lower resolution material and reformats it for a higher resolution display. The image that results is different from the display of original 1080p source material on a native 1080p capable-display. Similarly, equipment capable of displaying both 720p and 1080i may in fact not have the capability to display 1080p or 1080i material at full resolution. It is common for this material to be downscaled to the native capability of the equipment. The term "native 1080p-capable" is sometimes used to refer to equipment capable of rendering 1080p fully.

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- 2 Broadcasting standards
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  - 3.1 Broadcasts
  - 3.2 Blu-ray Movies
  - 3.3 Internet content
  - 3.4 Consumer televisions and projectors
  - 3.5 Computer monitors
  - 3.6 Video game consoles
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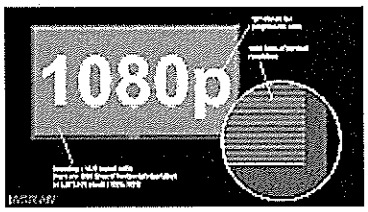
Production standards

The movie industry has embraced 1080p24 as a digital mastering format in both native 24p form and in 24PsF form. 1080p24 has become an established production standard for digital cinematography and there is plenty of equipment capable of capturing and processing 1080p24 signals. This may be the first universal video standard which transcends continental boundaries, an area previously reserved for 24-frame film.[3]

For live broadcast applications, a high-definition progressive scan format operating at 1080p at 50 or 60 frames

per second is currently being evaluated as a future standard for moving picture acquisition.[4][5] This format will require a whole new range of studio equipment including cameras, storage, edit and contribution links (such as Dual-link HD-SDI and 3G-SDI) as it has doubled the data rate of current 50 or 60 fields interlaced 1920 × 1080 from 1.485 Gbit/s to nominally 3 Gbit/s. It will improve final pictures because of the benefits of "oversampling" and removal of interlacing artifacts.

Broadcasting standards



1080p HDTV

In the United States, ATSC support 1080p video, but only at the frame rates of 24, 25, and 30 frames per second (**1080p24**, **1080p25**, **1080p30**). The ATSC is considering amending its standard to allow the incorporation of the newer codecs for optional usage as the *DVB Project* consortium already has done with DVB-S2.[6] However, doing so is not expected to result in widespread availability of 1080p60 programming, since most of the existing digital receivers in use would only be capable of decoding the older, less-efficient MPEG-2 codec, and bandwidth limitations do not allow for broadcasting two simultaneous streams on the same broadcast channel (e.g. both a 1080i MPEG-2 stream alongside a 1080p MPEG-4 stream).

In Europe, 1080p25 signals have been supported by the DVB suite of broadcasting standards; higher frame rates, such as **1080p50** and **1080p60**, have been foreseen as the future broadcasting standard, [4] though they require more bandwidth and/or advanced codec such as H.264/MPEG-4 AVC. Starting Fall 2009, ETSI and EBU, the maintainers of DVB, will require that DVB-compatible digital receivers feature support for 1080p signals at 50/60 Hz and MPEG-4 AVC *High Profile Level 4.2* with Scalable Video Coding extensions. [7][8] SVC enables forward compatibility with 1080p50 broadcasting for older MPEG-4 AVC receivers, so they will only recognize baseline SVC stream coded at a lower resolution/frame rate and gracefully ignore additional frames, while newer hardware will be able to decode full-resolution 1080p50 signal. EBU recommends that legacy hardware should at least not crash in presence of SVC or 1080p50 (and higher resolution) signals.[7]

Availability

Broadcasts

In the United States, the ATSC standard allows 1080p24 and 1080p30 video. In practice, 1080p is extremely rare in broadcasting, as all major networks use a 60 Hz format in the MPEG-2 header – either 720p60 or 1080i60, and the consumer televisions do not support codecs needed to support 1080p50 or 1080p60 as of yet.

For material that originated from a 24 frame/s source (such as film), MPEG-2 allows the video to be coded as 1080p24, irrespective of the final output format. The progressively-coded frames are then tagged with metadata (literally, fields of the PICTURE header) instructing a decoder how to perform a 3:2 pulldown to interlace them. While the formal output of the MPEG-2 decoding process from such stations is 1080i60, the actual content is coded as 1080p24 and can be viewed as such. That is to say, twenty-four progressively-coded frames per second are present in the bitstream; it is the decoder that turns them into 60 interlaced fields per second.

Even for content that has not been encoded in this fashion, it is still usually possible to extract the original 24 source frames from a 1080i60 broadcast of 24 frame/s material using a process known as inverse telecine, since no information is lost even when the broadcaster (as opposed to the receiver) performs the 3:2 pulldown.[9]

Blu-ray Movies

All Blu-ray Discs are able to hold 1080p HD content such as movies. All movies released on Blu-ray can

produce a full 1080p High Definition picture when the Blu-ray Disc player is connected to a 1080p HDTV with a HDMI cable. However, the Blu-ray video specification only allows encoding of up to 1080p24 signal.

Internet content

There has been some content released in the 1080p format on the Internet. Some examples include the Apple QuickTime Trailers in the QuickTime HD 720p/1080p format, and the Microsoft WMV HD Content Showcase which offers clips in both 720p and 1080p formats. Another example of 1080p content is the MacBreak 1080p podcast created by Leo Laporte and Alex Lindsay. This podcast is distributed via the BitTorrent method of distribution because of the large file sizes resulting from the high bit-rates. BitTorrent also contains many 1080p movies which have been copied from Blu-ray Disc or broadcast sources. Microsoft Silverlight can offer 1080p smooth streaming via IIS media services.[10]

Consumer televisions and projectors

There is a growing selection of consumer televisions with support for both 1080p inputs and outputs such as HDMI. By 2009, 1080p resolution was available in all formats, including plasma, DLP front and rear projection and LCD front projection. The manufacturers of 1080p TFT LCD screens include Sharp, Samsung, LG and a few others in Asia. Also, 3:2 pulldown reversal (reverse telecine) for film-based 1080i60 signals is beginning to appear in some newer 1080p displays, which can produce a true 1080p quality image from film-based 1080i60 programs. Most companies do not make 1080p TVs smaller than 32 inches, but Vizio has made two 22 inch models sporting the resolution. Vizio has also made a 26 inch model with a 1920 x 1200 resolution. 1080p can be viewed on it pixel for pixel by not using the top or bottom 60 pixels.

The AV equipment manufacturing industry has adopted the term **Full HD** as the consumer friendly marketing term to mean the set is a safe purchase, and can display all available HD resolutions up to 1080p. The term is misleading, however, since it does not guarantee the set is capable of all available variants of the frame rates for the supported resolutions. Most notably, a Full HD set is not guaranteed to support the 1080p24 format, leading to consumer confusion.

DIGITALEUROPE (formerly *EICTA*) maintains the **HD ready 1080p** logo program that requires the certified TV sets to support 1080p24, 1080p50 and 1080p60, without overscan/underscan and picture distortion.

Computer monitors

Some modern widescreen liquid crystal display (LCD) monitors can natively display 1080p content. Widescreen WUXGA monitors for example support 1920×1200 resolution, which can display a pixel for pixel reproduction of the 1080p (1920×1080) format. The resolution is rare but increasing in popularity amongst laptops in 2009; some laptops have a 15", 17" or even a 18.4" display that run a resolution of 1920×1200 or 1920x1080. Additionally, many 23, 24 and 27-inch (690 mm) widescreen LCD monitors use 1920×1200 as their native resolution, 30 inch displays can display beyond 1080p at up to 2560x1600 or 1600p. Other 1080p-compatible LCDs, on the other hand, have lower than 1920×1080 native resolution and cannot display 1080p pixel for pixel. The output is resized; and although it may not be noticeable to the viewer, what is seen is a slightly degraded version of the original image. Note that in computer lcd monitors true native for 1080p is 23.6inch. All other monitor sizes above scale the image to fit the screen.

Video game consoles

Latest generation video game consoles such as Sony's PlayStation 3 and Microsoft's Xbox 360 are able to display 1080p through HDMI ports (HDMI 1.3a and HDMI 1.2 respectively), and through VGA and component connections on Xbox 360. On the Xbox 360, the games that aren't rendered natively at 1080p are upscaled using a built in upscaler (meaning that all X360 games can be displayed in 1080p) , while on the PS3 the developers must ensure upscaling support. On both systems, 1080p games are automatically downscaled to

480i/576i to work on SDTVs, or downscaled to 480p/576p to remain compatible with EDTV screens. Xbox Live will offer a video service, either Zune-branded or via NetFlix with 1080p instant-on streaming content in 18 countries.[11]

Ability of the eye to see 1080p

A person's ability to distinguish small details is described by visual acuity. When individual pixels are barely resolvable, increased resolution brings little benefit for the viewer unless the viewing distance can be shortened or the display enlarged. Thus for 1080p television viewing, there is a minimum size to distance ratio to see a significant benefit. The ability of the eye to resolve 1080p content also depends on the amount of contrast in the picture. For optimum viewing, it is recommended to sit at a distance of approximately three times the diagonal measurement of the screen.[12][13][14]

See also

- 1080PsF
- High-definition television
- HD Ready 1080p
- Display resolution
- Blu-ray Disc

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- The Facts and Fiction of 1080p. April 17, 2006.
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Categories: Video formats

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Atlanta Home Theater And Home Automation

"5.1, 6.1, 7.1 Surround Sound...What Really Is The Difference?"

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So What In The World Is The Difference Between 5.1, 6.1 and 7.1 Surround Sound Speaker Systems?

Perhaps you have been overwhelmed by the different types of **surround sound packages** out there.

- What do all of those numbers mean?
- What really is the difference between 5.1, 6.1, **7.1 surround sound**?
- Which is the best **speaker package** for me?

What Do All Of Those Numbers Mean?

Each number represents the total number of **speakers** in the **surround sound system.**

For take an example:

5.1 Surround Sound

5.1 surround sound is pretty much the industry standard for pre-wiring a family room or keeping room in your home. A **5.1 sound package** would consist of:

(1) **Center Channel speaker** that you hear the characters talking through. *(This is often placed on topof , above or below your TV set or projector screen.)*

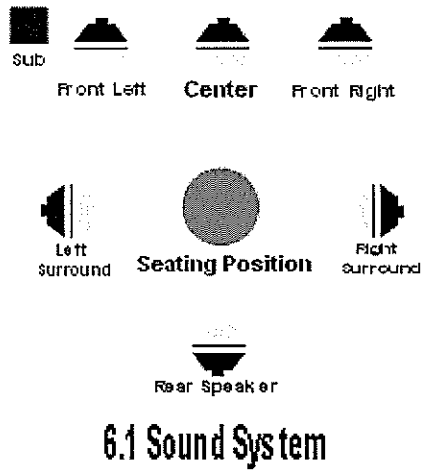
(2) **Front channel speakers** for left and right audio. *(These are placed on either side of your television set or projector screen.)* Imagine hearing all of the back ground music through these as well as the sound effects of a helicopter or ambulence heading your way.

(2) **Rear channel speakers** for left and right audio. These are used for sound effects in the background.

As regards the ".1" in a **5.1 system**...

This simply is for the **LFE channel (Low frequency effects)** . This is otherwise known as a **subwoofer** that gives you the bass for your sound effects. *(This is best placed in a corner of the room perhaps under a table or behind a potted plant.)*

6.1 Surround Sound System

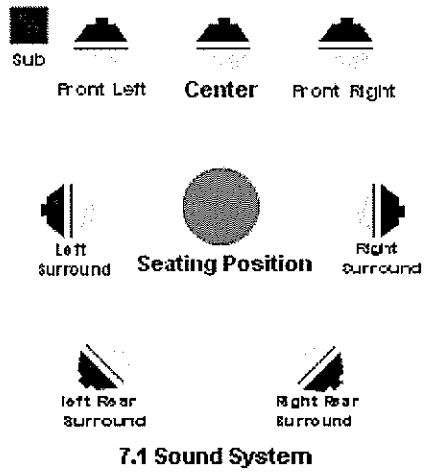


6.1 Sound System

Everrything is the same as the **5.1 system**, except...

In a **6.1 sssssurround sound** setup there is an additional **rear center channel speaker** for sound effects.
(The 6.1 system was a fad that hasn't really caught on.)

7.1 Surround Sound System



7.1 Sound System

This has become the industry standard for dedicated **home theater rooms.**

Everything remains the same for the **5.1 surround sound.**
Now instead of a **rear center channel speaker** like the 6.1 setup...

In a **7.1 sound** setup there are (2) additional **surround channel speakers** for left side and right side audio. These are centered between the front left and right & the rear left and right speakers.

Which Surround Sound System Is Best For Me?

Well it depends on a few things...

Was your home **pre-wired for surround sound**? The industry standard for a standard room is **5.1.**

On the other hand If you wanted to use **6.1** or **7.1**, in this instance you would have to physically run the wires for these extra speakers. *(If you have an accessable unfinished basement we can help you with this.)*

In smaller rooms it just isn't practical to use a 7.1 system.

In todays open area rooms there usually isn't even a place to hang the extra (2) surround **channel speakers**. I personally would consider a **7.1 system** only if you were looking at a dedicated home theater room that has the depth and wall space required.

Who knows what they will come up with next to simulate a real life experience while watching a movie?

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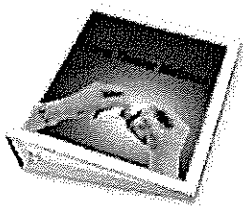

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*"Frank never sold us anything...
instead he helped us buy the system we wanted. Not the system he wanted to sell us. He never made us feel pressured."*

K Murphy , Winder Georgia

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Australian Community Television Alliance

From Wikipedia, the free encyclopedia

The **Australian Community Television Alliance** (ACTA) is a not-for-profit industry association representing free-to-air community television (CTV) channels licensed by the Australian Government under the Cth. Broadcasting Services Act, 1992.

ACTA was established to represent existing and potential CTV licensees and to advance the interests of community television.

ACTA is currently governed by an executive group currently consisting of the heads of the capital city CTV stations.

Full voting membership of ACTA is open to CTV licensees who broadcast for more than 12 hours per day for at least 5 days per week. Non-voting associate membership is open to CTV licensees not meeting this qualification.

The Secretary of ACTA, Laurie Patton is the CEO of TVS (Television Sydney) - www.tvs.tv.

ACTA news releases:

Digital success spells disaster for Community TV

Last Friday's release of the Federal Government's latest Digital Tracker Survey results has highlighted the plight of Community Television which is currently marooned on analogue and awaiting the allocation of digital spectrum.

News that 53% of households have now converted to digital television (up from 47% in the previous quarter) spells approaching disaster for the CTV sector. The Australian Community Television Alliance today called on the Rudd Government to urgently fulfill its promise that Community TV will not be left behind.

ACTA Secretary and TVS Chief Executive, Laurie Patton, said that every time someone goes digital Community Television faces the loss of a potential viewer - and increasing difficulty attracting much needed sponsors. "Community TV stations rely on the generosity of sponsors for their operating revenue. Sponsors want 'eyeballs' watching programs so it is imperative that we are able to be seen by everyone," Mr Patton said.

The irony for Community Television viewers is that they are the victims of the success of a Government campaign that is supposed to provide new channels - if they decide to 'Go Digital' they actually end up losing a channel they already had.

"Our viewers are incredibly loyal and they get quite upset when they can't find us. We receive a constant stream of calls and emails from people wanting to know why we are not on digital," Mr Patton added.

As more and more Community Television viewers switch to digital the financial viability of the sector is put at risk. In order to survive some stations are already looking at cutting back on operating expenses with the potential for job losses and program cuts.

"Even if the Government allocated us the necessary spectrum immediately it would be some time next year before digital transmissions could begin. The longer they take the more difficult things will become for all of us," Mr Patton concluded.

31 August 2009

ACTA welcomes Coalition pledge on digital support for CTV

The Australian Community Television Alliance today welcomed the promise that a Coalition Government would immediately allocate digital spectrum and $10 million in funding support to capital city Community Television stations.

While each of the other free-to-air stations was allocated a second channel and has been simulcasting for years the Community Television sector has been left marooned on analogue.

Despite Government assurances that Community TV will not be left behind as Australian households are urged to switch to digital television the Community stations are still waiting for the allocation of desperately needed digital spectrum.

However, ACTA noted that the sector's current plight is the result of the previous Government's failure to provide a pathway to digital for Community TV when it was in office.

"Community Television is targeted at audiences that are under-served by the other free-to-air channels. The sector provides access for special interest groups, multicultural communities and social networks that are not well catered for by the mainstream media," ACTA Secretary and TVS Chief Executive, Laurie Patton, said.

"Community TV is a unique source of local programming in an era when more and more of what we see on television comes from overseas".

"Community Television also acts as an incubator for new talent and new program concepts".

Each year Community TV provides a valuable training ground for hundreds of young Australians wanting careers in television. People like Rove McManus, Corrine Grant and Hamish and Andy proudly acknowledge their start came on Community TV.

3 August 2009

Dumping CTV onto broadband ludicrous

The Australian Community Television Alliance (ACTA) has called on Federal Communications Minister, Senator Stephen Conroy, to immediately dismiss suggestions that Community Television be relegated to broadband.

ACTA was reacting to news reports speculating that as the Government seeks to sell off unused television spectrum existing and well established Community channels could be delivered via the national broadband network.

"The idea that Community Television should be dumped onto broadband is ludicrous and a total misunderstanding of its role in the Twenty-first Century," said ACTA Secretary and TVS Chief Executive Laurie Patton. "It demonstrates a serious lack of knowledge about the make-up of Community TV audiences".

"A very high proportion of Community TV viewers simply do not have high speed broadband and are not likely to get it any time soon," Mr Patton added.

"Our daytime audiences, in particular, are substantially made up of older viewers and the less advantaged for whom the Internet is simply not an option".

Despite Government assurances that Community TV will not be left behind as Australian households are urged to switch to digital television the Community stations are still waiting for the allocation of desperately needed digital spectrum.

"CTV programming is targeted at audience groups that are under-served by the other free-to-air channels. The sector provides access for special interest groups, multicultural communities and social networks that are not well catered for by the mainstream media," Mr Patton said.

"Community TV is a unique source of local programming in an era when more and more of what we see on television comes from overseas".

Community Television also provides a dynamic training ground for people aspiring to work in television and acts as an incubator for new talent and new program concepts.

13 July 2009

ACTA seeks COAG support for digital spectrum for CTV

The Australian Community Television Alliance calls on State Premiers to support Federal Government moves to provide digital spectrum for Community Television (CTV) stations when they meet with the Prime Minister in Darwin tomorrow.

The Government recently embarked on a campaign to encourage us all to switch to digital television. While all the other free-to-air stations are broadcasting in both analogue and digital Community TV remains marooned on analogue.

"Every time another household does as the Government asks and buys a new digital TV or a digital set top box they potentially lose the ability to watch their Community TV channel," said ACTA Secretary and TVS Chief Executive Laurie Patton.

As each new digital television channel is launched more overseas programming floods onto our screens. With its predominantly local content Community TV offers a vital source of programs that encourage and support Australian culture, ideas and interests.

Each year Community TV also provides a valuable training ground for hundreds of young Australian wanting careers in television and a platform for innovative new programs and emerging talent.

"The availability of high quality low cost digital recording and editing equipment means that local community based groups and individuals are able to create their own programs. All they need is an outlet and this is what Community TV is all about," Mr Patton added.

ACTA encourages the Premiers and the Prime Minister to look to the potential of Community Television as we enter the challenging new world of digital multi-channel television.

"We need to focus not on what Community Television is now or indeed what it has been in the past but on what it offers us for the future", Mr Patton concluded.

1 July 2009

$140 million reasons why Community TV urgently needs $3 million

The Australian Community Television Alliance has called on the Government to immediately find $3 million so that existing capital city Community Television channels can go digital before the end of the year.

Last night's Budget included $140 million for the Digital Switchover Taskforce to encourage people to go digital but much of this will be wasted if the four million viewers of Community Television vote with their remotes and refuse to switchover while their favourite channel is still analogue-only.

For around $3 million a year the Government could solve this problem.

"The ABC, SBS and the regional television networks are all receiving financial support from the Government for their simulcasts so it is only fair that the community stations are also provided for," ACTA Secretary and TVS Chief Executive, Mr Laurie Patton, said today.

"For this relatively modest sum of money the Government can provide a long term future for the thousands of not-for-profit community groups and individuals across Australia that create programs for Community Television," Mr Patton added.

ACTA maintains that the Government needs Community Television to go digital as part of its switchover strategy.

"All the research, by the Australian Communications and Media Authority and others, shows that one of the key 'drivers' for people contemplating going digital is the opportunity to receive extra channels," Mr Patton said.

ACTA also rejected suggestions that Community Television should be moved to broadband, reportedly one of the options being put forward in some circles.

"It is simply ridiculous to suggest that Community Television be 'shunted' on to broadband," according to Mr Patton. "Anyone who knows anything about the key audience groups who watch Community TV would know that far too many do not have access to broadband and are not likely to have this any time soon".

13 May 2009

Community TV – viewers miss out in Budget

The Australian Community Television Alliance has called for an urgent meeting with Communications Minister, Senator Stephen Conroy, following the sector's surprise omission from the 2009 Budget.

Despite Government assurances that Community TV will not be left behind as Australian households are urged to switch to digital television reception the Federal Budget did not contain an expected announcement on funding for desperately needed simulcasting arrangements.

12 May 2009

ACTA supports ABC3 - seeks urgent announcement on digital future for Community TV

The Australian Community Television Alliance (ACTA) today expressed support for the Government's announcement of the creation of a Children's Television Channel on the ABC.

However, while the Government has shown through this decision its clear commitment to new and innovative free-to-air channels it is yet to affirm its support for Community Television by providing digital spectrum and financial support during the extended simulcast period.

Just as the ABC's Children's Channel is targeted at an audience group that is under-served by the existing channels, Community Television provides access for the diverse special interest groups, ethnic communities and social networks that are not well catered for by the mainstream media.

Community Television also provides a dynamic training ground for people aspiring to work in television and acts as an incubator for new talent and new program concepts.

ACTA calls on the Government to end the uncertainty that is hampering the development of the Community Television sector by making provision for simulcasting in the upcoming budget.

For a relatively modest sum of money the Government can provide a long term future for the thousands of not-for-profit community groups and individuals across Australia that create programs for Community channels.

As previously announced, ACTA has received confirmation that Community Television channels will be included in the Freeview Electronic Program Guide (EPG) once they commence digital transmission.

Inclusion in the Freeview EPG will dramatically increase the exposure of the Community channels and lead to much improved viewing audiences.

All the research, by the Australian Communications and Media Authority and others, shows that one of the key 'drivers' for people contemplating going digital is the opportunity to receive extra channels.

So it is in the Government's interest to provide a digital pathway for Community Television as it rolls out its campaign to get Australians to convert to digital TV.

24 April 2009

Community Television in Freeview EPG

Community Television channels will be included in the Freeview Electronic Program Guide (EPG) when they commence digital transmission, according to the Australian Community Television Alliance (ACTA).

"The Freeview directors recently voted unanimously to include Community Television in their proprietary EPG," said ACTA Secretary and TVS Chief Executive, Laurie Patton.

Inclusion in the Freeview EPG will dramatically increase the profile of community channels. "When people go to choose what to watch they will see our program line-up alongside all the others," Mr Patton said.

Going digital is critical to the future of Community Television as more and more people make the switch to digital. "All the research, by the Australian Communications and Media Authority and others, shows that one of the key 'drivers' for people contemplating going digital is the opportunity to receive extra channels," Mr Patton added.

ACTA has held very positive discussions with the Government and is awaiting a decision on the allocation of digital spectrum for the Community Television channels.

Joining the other free-to-air channels on a digital platform will really be a "coming of age" for Community Television, Mr Patton concluded.

13 April 2009

Government confirms commitment to digital transition for CTV

A report on ABC television today highlights the dilemma facing the Community Television sector as the Government begins its campaign to get Australia ready for digital television.

The Minister for Broadband, Communications and the Digital Economy, Senator Stephen Conroy, launched the campaign at a conference in Sydney on Monday.

"Digital television switchover is our biggest national format change since the swap to decimal currency and it is important that Australia get ready," Senator Conroy said.

Yet, as highlighted in the ABC news report, the failure of the previous Government to allocate digital spectrum has left Community Television "in limbo".

Speaking to the ABC, the Chief Executive of TVS (Television Sydney) and Secretary of the Australian Community Television Alliance, Laurie Patton, said "The threat for us is if we're not on digital and people start to move to digital then they will lose us...if the Government doesn't do something now then Community Television has a bleak future".

However, comments made by Senator Conroy at a news conference on Monday and included in the ABC news report indicate that the Government is aware of the problem and ready to act.

"We don't want them to close because of a lack of willingness to transition them into the digital world," Senator Conroy said, "we're not going to leave them behind".

2 April 2009

ACTA demands TV Week Logies accept The Bazura Project

The Australian Community Television Alliance (ACTA) today called on the organisers of the TV Week Logies to allow the highly acclaimed Community Television program The Bazura Project to compete for the award for Outstanding Comedy Show.

As reported on Media Watch last night efforts by the program's producers to be allowed to submit an entry for the Logies have been rejected despite the fact that The Bazura Project clearly meets the published criteria for entry.

"At a time when there are continuing calls for increased local content on Australian television we believe that this decision is unfair and unreasonable," said Laurie Patton, ACTA spokesman and CEO of TVS (Television Sydney).

Community Television provides a new and much needed outlet for emerging talent and the stars and the producers of The Bazura Project deserve to be recognised for their enthusiasm and their commitment to innovative TV, according to ACTA.

"Where will we find the next Rove, the next Corinne Grant, the next Hamish and Andy - all of whom got their start on Community Television - if we don't encourage people to have a go and if we don't recognise them in the most important industry awards?" Mr Patton added.

10 March 2009

New ACTA for Community Television

Australia's five capital city community television stations have agreed to join forces to create a new industry association - to be called the Australian Community Television Alliance (ACTA).

ACTA will represent the community television (CTV) sector in its negotiations with Government, especially regarding the switchover to digital transmission. It will work with current and future CTV licensees to foster the development of new programs and initiatives to increase awareness of the "sixth free-to-air channel" that is currently available in Brisbane, Sydney, Melbourne, Adelaide and Perth.

The President of ACTA, Mr Andrew Brine, said today that community television represented an often undervalued opportunity for the fostering of local programming and emerging creative talent.

"Each day, CTV stations broadcast a wide range of first run television programs made in their local communities - programs that present a view of Australia that is often lost in the avalanche of overseas content that makes up an increasing proportion of what is seen on the big networks," he added.

However, according to Mr Brine community television faces an uncertain future with the new Federal Government yet to reveal its plans for the conversion of CTV from its current analogue-only status to digital transmissions.

"The former Government made vague promises, but never really presented a formal proposition whereby we could make the necessary switch to digital," Mr Brine commented. "So we are now in the hands of Senator Conroy who has indicated that he is working on a solution to this critical problem".

5 March 2008

Retrieved from "http://en.wikipedia.org/wiki/Australian_Community_Television_Alliance"
Categories: Television in Australia

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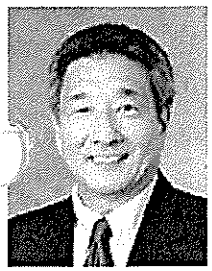


Bow Jones
<bowneyjones@gmail.com>
09/14/2009 11:29 PM

To cabletv@dcca.hawaii.gov
cc Sharlette Poe <sharpoe@gmail.com>
bcc
Subject Keep Olelo the way it is

Hi,
Im a resident in Waianae and just wanted to write to express my support for Olelo and the service they provide to the community. Olelo is widely viewed and used as a community resource for expression and connection. Please keep the contract on similar terms and rewarded to Olelo.
Thanks!
Bow

arnie <ohnie@earthlink.net>
09/14/2009 08:38 PM
Please respond to arnie <arnie@statehoodhawaii.org>

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Continue providing for Olelo

DCCA:

Statehood Hawaii, an independent non-profit, has benefited greatly from the Olelo service, and in return we have been promoting Olelo through our network over the past two years.

Having moved here from New York-- and having been a supporter of BCAT (Brooklyn Community Access Television)-- Olelo has defined what great community television can do.

Without Olelo, Hawaii will lose a great resource for its diverse public expression and without the opportunity that Olelo provides for local communities, Hawaii will lose the one available source for education and public engagement.

Please do not underestimate the influence that public television provides. For many, public television is a justification for cable, and now that we have moved into digital television, by limiting our access to subscription based commercial television, you will be denying the fundamental initiatives that opened up the technology for television in the first place: public engagement, relevant information, entertainment, and opportunities for democratic discourse.

As an engaged citizen, I believe you will do the right thing:

- Include provisions for a review of PEG access services every 5 years. This will insure our services keep pace with technology. Do not give Oceanic the 20 year contract they are requesting. They have not offered to provide additional funding for Olelo to upgrade its network and equipment and stay current with current technology.

- Keep PEG - Public, Education, Government together. Olelo on Oahu is considered by many, the number one public access facility in the nation. A big reason for this ranking is because PEG is together and this protects the Public portion. The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's.

- Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances, provides easy public access for legislative testimony, and open entry to needed meetings.

- Provide Community Media Centers like Palolo the capability to transmit live television. Live programming allows for current and alternative news with interactive call in shows.

- Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all islands. Channel numbers provided for community access should as low as possible and adjacent to local broadcast channels. Many Olelo viewers are initially attracted to Olelo programming by channel surfing and therefore the channels need to be easily accessible. This would be perceived by viewers as the local broadcast series of channels.

Arnie Saiki
Project Director
Statehood Hawaii

Arnie Saiki
Project Director
Statehood Hawaii
(808) 218-4367
http://statehoodhawaii.org

http://fifdififdi.com DCCA.doc

`Ehu Kekahu Cardwell
<ehukekahu@koanifoundation.org>
09/14/2009 08:19 PM

To <cabletv@dcca.hawaii.gov>
cc Kai'opua Fyfe <kaiokauai@gmail.com>
bcc
Subject Oceanic Time Warner Agreement Renewal

Aloha,

As executive producer for *Voices Of Truth - One-On-One With Hawai`i's Future,* I am writing to express my deep concern for what may occur as Oceanic Time Warner negotiates its lease with you to continue operation on O`ahu.

Our show, *Voices Of Truth,* airs weekly on `Olelo. The purpose of our show is to convert armchair viewers into active participants in creating a better future for Hawai`i.

Here are my concerns -

I am gravely concerned regarding the Hawaii Education Network Consortium and their request to take part of `Olelo's budget and to be separated from PEG (Public, Education Government). I have found that across the country, whenever education is separated, the public suffers. I believe `Oleo is doing a great job of servicing our youth and schools, and HENC would not fill this void. Please do not allow HENC to have any of `Olelo's budget nor separate from PEG. This development, if allowed, would severely limit the number of shows like ours that could air on `Olelo.

I also ask that `Olelo retain all of their six channels and keep these closer to the major networks. Furthermore, please provide `Olelo two more channels that would be available on all islands. We need more channels to allow more shows, not less.

Additionally, it's past time to upgrade `Olelo's network. I am told Oceanic is busy installing the latest technology but has no plans to upgrade public access. Olelo is not able to provide high definition programming or embrace future technology. Oceanic should not be allowed to pass this cost on to their subscribers. They should use their enormous profits to enhance our public access network for the use of OUR public right of way. We need to be able to compete with commercial stations.

To that end, it's time to require Oceanic to provide the cable to transmit live television from `Olelo media centers. This would allow us to do current news, alternative perspectives and interactive call in shows, something sorely needed by the community.

Finally, I ask that you require Oceanic to install a high capacity broadband network that would allow video conferencing between islands. This way we can not only have guests from other locations on our show, but more importantly the community can testify at hearings and have meetings without the cost of air fare.

The O`ahu market is one of Oceanic's most profitable. It's time to hold them accountable by asking them to invest more in the community, not less. Please don't leave `Olelo in the lurch.

I ask that you deny their requests as submitted.

Mahalo,

`Ehu Kekahu Cardwell
The Koani Foundation
The Free Hawai`i Broadcasting Network

UNIVERSITY of HAWAI'I
MĀNOA

Pacific Biosciences Research Center

September 14, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

SUBJECT: Testimony in Support of `Olelo Community Television, PEG Provider, Oceanic Time Warner Franchise Renewal

This testimony is in full support of the `Olelo Community Television and its Public, Educational and Governmental (PEG) Access for O`ahu subscribers. As a resident on Hawaiian homestead in Kalawahine (Papakolea) and as a research faculty member at the University of Hawai`i at Manoa, `Olelo has provided significant and valued services through its Public, Educational, and Governmental (PED) access. Our families and students have benefited from numerous opportunities such as creating inspirational video's within our communities, and accessing educational and governmental programming via `Olelo channels. As new technologies evolve, we strongly encourage Oceanic to ensure additional channels and upgraded services are available through PED access. A service we would like to see expanded is the `Olelo Community Media Center's (CMC) in underserved communities that may provide our youths and college students with job skill training in the growing industry of telecommunications and technology. We envision the expansion of `Olelo services to include video-conferencing, live cablecasting from more communities and inter-island connectivity to support statewide dialog. We would like to see `Olelo continue to build community capacity through its media services and outreach especially to underserved communities.

Sincerely,

Healani K. Chang

Healani K. Chang, DrPH
Faculty, Pacific Biosciences Research Center
Email: healani@pbrc.hawaii.edu
Office #: 956-2146

1993 East-West Road
Honolulu, Hawai'i 96822
URL: www.pbrc.hawaii.edu
An Equal Opportunity/Affirmative Action Institution

Healani Chang
<healani@pbrc.hawaii.edu>

09/14/2009 06:20 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject Testimony in Support of `Olelo Community Television

Please find attached my testimony in support of `Olelo Community Television, PEG Access, Oceanic Time Warner Franchise Renewal

Sincerely,
Healani

olelo.support.letter.pdf

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 14 P 4: 52

A___E___P___S___

FILE___

FROM A CLIENT REQUESTING HD CAMERA...

To the DCCA,

I am a client of 'Olelo Community Television and I produce a show that highlights the local music scene. In an attempt to further improve the quality of 'Olelo's services, I am requesting the incorporation of professional-grade HD video cameras.

Technology is a constantly evolving force that makes it difficult for a frequent videographer like myself to stay on top of the current trends. It is imperative that 'Olelo (being one of the top public access organizations in the nation) is keeping up with current technology such as the phenomenon that is HD. With its ability to capture pristine picture quality, to allow for more control over necessary audio/video adjustments, and to allow for significantly less transferring time from the camera to the computer, it would be a crime not to implement the availability of these HD video cameras. My show's subjects endure countless hours of hard work and they deserve to be documented in the finest quality of audio/video available.

Please consider this request. Thank you for your time.

Sincerely,

David Rogers

'Olelo Client

FROM A CLIENT REQUESTING LIVE BROADCASTING...

To the honorary delegates of the DCCA,

I have been an 'Olelo Community Media client since 1999 and I currently produce a program called "The Senior HCC Fashion Show" and "Gruv Drizzle Music from Higher Ground" that focuses on current local events and issues. From 2003 to 2006 I produced a local music video show called "Star Trax" which aired every Friday night. My programs have garnered a massive amount of positive feedback from various sources, which is a prime motivation for me to continue sharing my voice with the public via 'Olelo's facilities. I consider my involvement with Olelo Public Broadcasting one of the most special opportunities of my life. I would indeed be a voice of support for the wonderful things which Olelo provides to our community.

Unfortunately, given the fact that the Palolo Media Center, of where all of my programming are conveniently produced, is incapable of supplying live broadcasting, some of the time-sensitive material presented is outdated before it is even delivered to 'Olelo's playback department. This creates a problem for such matters as announcing dates for upcoming events. Also, going live would allow me to interact with my viewers via teleconferencing and to answer particular questions on the spot when certain hot issues arise during the taping of the show. This opportunity is one that should be included in the future plans of Public Broadcasting

Considering the current status of Oceanic Time Warner Cable's franchise renewal, this would be the perfect opportunity for particularly the Palolo Media Center to acquire live broadcast capabilities.

Thank you for your time.

Sincerely,

David Rogers

('Olelo Client)

KeAloha o `Io pu: Aiu
c/o 999 Wilder Ave. #1701
Makiki, O`ahu, Hawaii nei (96822)
e-mail / KeAloha.Aiu@hawaiiantel.net
(808) 228-5430 / Fax: (808) 536-4578

14 September 2009

Dept of Commerce & Consumer Affairs
PO Box 541, Honolulu, HI 96809

Fax: 586-2625

RE: REVIEW OF Time/Warner/Oceanic Cable and Olelo Community Television.

Aloha,

With regard to the above review happening at McKinley high school from 5-8pm on Tuesday, 15 September 2009, our concern should be on how to better improve the services provided for our local people through `Olelo Community Television, not on cutting back. We need help!

I am KeAloha o `Io pu: Aiu, one of many producers trained by the staff at the `Olelo Community Television Media Center at Palolo and am now producing shows that are viewed by many here on Oahu.

It will be great to see our locally produced shows viewed on all Islands at the same time like the other networks. We know that the technology and means for doing so are in our hands yet the funds needed to make those improvements, for all of our people to benefit, are being held back by those who use our lands to make themselves richer, while closing their eyes to how our people could benefit from the upgrades needed to provide more community based shows through `Olelo. Don't you agree! Your only answer should be, YES!

Time Warner and Oceanic Cable have been using our home lands and our people to make millions over and over throughout the years past by keeping the major amounts received and not sharing the wealth with us who provide our lands for them to prosper. That's known as ABUSE. We are being ABUSED by those who like to take more then they give. That's ABUSE. Abusing our people of Aloha is not Pono. I say share, don't you agree!

`Olelo Community Television needs more channels to air more of our programs.

The Good Book says to share! Jesus said, "Give, and it shall be given unto you; good measure, pressed down, and shaken together, and running over, shall men give into your bosom. For with the same measure that you give, it shall be measured to you again" *Luke 6:38*

We here in Hawaii know how to share. It will benefit all those Corporate Execs to learn how to share and how to give. Don't you know that our Creator is watching every move we make?

Aloha ke Akua (God is Love)

KeAloha o `Io pu: Aiu
(Proclaim the Love/Breath of the Creator)

Jesus said, *"But seek first the kingdom of God, and His Righteousness*
And all these things shall be added unto you" Matt. 6:33

"KeAloha Aiu"
<kealoha.aiu@hawaiiantel.net>

09/14/2009 03:22 PM

To <cabletv@dcca.hawaii.gov>, "Evern Williams" <ewilliams@olelo.org>, "kamuela vance" <kamuela_vance@yahoo.com>, "Dane Neves" <Minister_of_Interior@hawaiiankingdom.ws>

cc

bcc

Subject Fw: `Olelo Community Television

Aloha kakou,

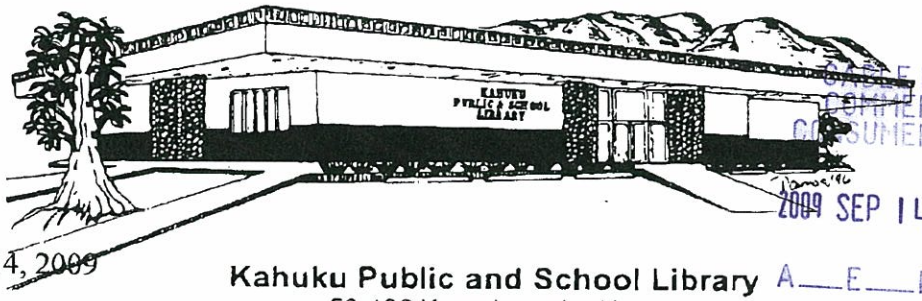
My support for `Olelo Community Television is attached.

Be aware that `Olelo Community Television will be known in the near future as

HBN, the Hawaiian Broadcasting Network. It's coming folks! Be ready!

Be Blessed,
KeAloha

Letter to DCCA 14 Sept 09.doc.jpg



CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 14 P 3: 28
A___E___P___S___
FILE

September 14, 2009

Kahuku Public and School Library
56-490 Kamehameha Hwy.
Phone: 293-8935

Cable Television Division
Department of Commerce & Consumer Affairs
FAX 586-2625
PO Box 541
Honolulu, HI 96809

To Whom It May Concern:

I am writing on behalf of the community we both serve, Koolauloa District on Oahu, Hawaii. Our library is fortunate to share the campus of Kahuku Intermediate and High School in Kahuku with an Olelo Studio. Because of this location we have benefited by having some of our educational programs taped and aired. We have become a repository of these and other locally taped programs. Our patrons are fortunate in that they may borrow these programs for classroom use or personal use. As of this writing our library offers 20 Olelo programs with more being edited for airing and distribution .

It is important to retain our 6 channels and would be wonderful if we could add two more for ease in inter-island use. I understand a high capacity broadband network would allow video conferencing between islands. That capability would really extend the coverage and value of Olelo's programming.

Olelo is doing a wonderful job of sharing educational information in our communities – for the general public as well as the schools. Please keep the HENC and PEG factions together so that the funding is not diminished. Having the Olelo Studio here on campus in our community means a lot to those who volunteer to tape programs, edit and provide copies to classroom and library for a more informed public.

We in Kahuku, rural Oahu, benefit substantially from the availability of the volunteers, the studio and the sharing of information and programs otherwise unavailable to us. I am hoping we will be able to retain our current 6 channels and add more for the inter-island connectivity. I look forward to sharing with other communities if we get the inter-island capability.

Sincerely,

Frances Corcoran

Frances Corcoran
Branch Manager
Kahuku Public & School Library
Kahuku, Hawaii

HAWAII STATE PUBLIC LIBRARY SYSTEM
TELEFACSIMILE TRANSMITTAL FORM

DATE: 9/14/09

PURPOSE: ILL _____
Other _____
Legislative _____

TIME: _____

TO: Cable Television Div
(Contact Person)
DCCA
(Address/Library)
586-2625
(FAX number / phone #)

FROM: Frances Corcoran
(Contact Person)
Kahuku
(Address/Library)
293-8937
(FAX number / phone #)

Number of Pages: 2 including this one.

For Patron: _____ Barcode: _____ Phone: _____

MESSAGE / REQUEST / REPLY:

RESPONSE REQUESTED: Yes _____ No _____

NOTICE: WARNING CONCERNING COPYRIGHT RESTRICTIONS

The copyright law of the United States (Title 17, United States Code) governs the making of photocopies and other reproductions of copyrighted material.

Under certain conditions specified in the law, libraries and archives are authorized to furnish a photocopy or other reproduction. One of these specified conditions is that the photocopy or reproduction is not to be "used for any purpose other than private study, scholarship, or research." If a user makes a request for, or later uses, a photocopy or a reproduction for purposes in excess of "fair use," that user may be liable for copyright infringement.

This institution reserves the right to refuse to accept a copying order if, in its judgment, fulfillment of the order would involve violation of the copyright law.

John K Char DDS, DHM., PhD., LMT
98 1801 Kileka Place
Aiea, HI., 96701

9/14, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O Box 541
Honolulu, HI 96809

Dear Sir,
Regarding Oceanic Time Warner Franchise Renewal Hearing, I would like to address these list of issues:
1. There should be an increase of funding made available to open more Community Media Centers on Oahu and protect the current CMC from being closed. These present CMCs have a proven record of media training that offers more people to take an active role in voicing their opinion on how to improve our community.
2. With the emerging changes in technology of High Definition Television, Oceanic should be upgraded to support ATSC standards that include captioning and metadata streams. The government should increase the 10% to 14% of the total services that is available for Pubic Access use.
3. I strongly agree that Access Channels should be accessible in the same manner as the local network affiliate channels. O'lelo is the only public service television station that fully addresses a diversified range of community activities on a full time basis. The picture quality of Access Channels should be no less than that of the local network affiliate's channels.
4. Since O'lelo and its different sites are connected to the current network, it should be upgraded to handle High Definition video and data simultaneously. It should be allowed to include all O'lelo's facilities, schools and public facilities to increase the public's awareness on community activities.
5. In this time of financial and health crisis, we need to build a stronger community. We need to offer programs that will train and make available opportunities that will educate the public on new occupational concepts, how to stay healthy and a reduced cost and to educate our children on drug and sex issues. We need to allocate two more additional channels to handle these programs.

Ol'elo need to keep in tune with the latest technology to fulfill the needs to our community. It needs your support in government if it is to continue to be the leading people communication station in Hawaii for the next 20 years.

Sincerely,
Dr. John K. Char
President
BioLife College

John Char
<biolife628@hawaii.rr.com>

09/14/2009 11:44 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise Agreement Testimony

Sir,
Attached is my testimony on the Franchise Agreement.

Dr. John Char John K Char DDS.doc

Pamela Davis
<liberate@hawaii.rr.com>
09/14/2009 11:04 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony on Oceanic Franchise Renewal Hearing

Dear DCCA Members:

I am a certified producer for 'Olelo Community Television, and I am writing because we believe the services provided to the community by 'Olelo are of great importance. Without a forum, the community has little power to effectuate change. By using 'Olelo, we have been able to bring various issues to the community's attention, including environmental damage, threats to human health, animal abuse, and many other issues. These issues are simply not covered in the "mainstream media" and without 'Olelo, we would have no way to air these programs.

Therefore, we ask that the following be addressed:

Increase the funding to open more community media centers on Oahu. We are fortunate to use the Mapunapuna facility, but other facilities should provide the same opportunities for its producers. In addition, it is critical that no current facilities are closed.

Remember, at this time in our economy, Oceanic Time Warner is really making huge profits. Capital funding should be made available to support 'Olelo's move to high-def and Oceanic should upgrade 'Olelo's current fiber concnection to support the ATSC standards. Access channels should be accessible in the same manner as the local network affiliate channels. The current network that connects 'Olelo and different sites should be upgraded to handle high-def video and date simultaneously.

Essentially, it is very important to our community, and to our democracy, that the public has access to the same quality of broadcasting and services that other media has. We believe that the State has an obligation to ensure that this is done, and without it, our community will surely suffer in many ways.

Sincerely,

Pamela Davis
Certified Producer, 'Olelo Community Television
and
President, Animal Advocate Inc. (Honolulu)

dcca/DCCA
Sent by: Esther Zukeran/DCCA

09/14/2009 09:59 AM

To Patti K Kodama/DCCA@DCCA
cc
bcc
Subject Fw: cable tv letter of concern

----- Forwarded by Esther Zukeran/DCCA on 09/14/2009 10:01 AM -----

Marilyn Rodgers
<safedayhawaii@yahoo.com>

09/14/2009 09:51 AM

To dcca@dcca.hawaii.gov
cc
Subject cable tv letter of concern

Cable Television Division

Dept of Commerce & Consumer Affairs

PO Box 541

Honolulu , HI 96809

Fax is 586-2625

Buck Rodgers Entertainment Corporation

Maile Sky Court

Waikiki, Hawaii 96815

808-295-5013

Safedayhawaii@yahoo.com

We have a non-profit project, www.safedayevents.com, with a mission to reduce and eventually eliminate the fear of drug facilitated assault, such as drug rape, date rape and robbery. We know this issue is critical to the health and welfare of our children and families and cannot do without viewer access to get the message out. A personal safety awareness campaign is essential and we rely on public access tv to affordably reach audiences on the islands.

My tv show, "Star Tracks" has been on public access here in Hawaii

for nearly 20 years as an entertainment magazine with positive messages to families and youth. We need for this to continue and to improve. We have concerns about your changes and need for you to consider and know the following important factors. Please:

1. Retain our six channels and keep these closer to the major networks. Provide two more channels that would be available on all islands so that we can submit one show for all islands.

2. Upgrade our network. Oceanic is busy installing the latest technology but has no plans to upgrade public access. Olelo is not able to provide high definition programming or embrace future technology. Oceanic should not be allowed to pass this cost on to their subscribers. They should use their enormous profits to enhance our public access network for the use of OUR public right of way.

3. Provide inter-island connectivity. Oceanic must be required to install a high capacity broadband network that would allow video conferencing between islands. We would like to have guests from other locations on our show. The community can testify at hearings and have meetings without the cost of air fare.

4. Live Broadcasting. Oceanic must provide the cable to transmit live television from our centers. This would allow us to do current news, access alternative perspectives and interactive call in shows.

5. Do not allow HENC (Hawaii Education Network Consortium) to take any more money away from Olelo. They are asking to be separated from PEG (Public, Education Government). Across the country, whenever education is separated, the public suffers. Olelo is doing a great job of servicing our youth and schools. HENC would not fill this void. Olelo would have to close CMCs, like Palolo, because of this loss of funds.

Mahalo,

Bill "Buck" Rodgers

Producer, "Star Tracks" Friday nights, 7:30 pm, Olelo 52

808-295-5013

Marilyn Rodgers
www.safedayevents.com
808-232-6152

September 14, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI

Dear DCCA:

I am writing to provide testimony regarding Oceanic's Franchise Renewal. I believe that the renewal of Oceanic's franchise must include sustained and expanded support for PEG Access and `Olelo Community Media.

As a public health educator, I see how the community benefits from `Olelo programming. `Olelo provides numerous opportunities for communities to share their thoughts and concerns. It is important that we continue to provide resources to support the various voices across the state. I believe that in order to build stronger communities, two statewide channels should be made available for Access programming. These two channels should be in addition to the channels allocated to O`ahu Access Programming.

Thank you for your time and attention.

Aloha,

Robin Argue, MPH
3133 Waialae Ave. #3151
Honolulu, HI 96816

Robin Argue
<robinalayne@earthlink.net>

09/14/2009 02:02 PM

Please respond to
Robin Argue
<robinalayne@earthlink.net>

To cabletv@dcca.hawaii.gov

cc

bcc

Subject Testimony Regarding Oceanic's Franchise Renewal

Attached is my written testimony re: Oceanic's Franchise Renewal.

Thank you for your time and attention.

DCCA Testimony.pdf

Sallie D Powell

808-744-5754
P O Box 4013
Waianae, HI 96792

September 12, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P O Box 541
Honolulu, HI 96809

Via email: cabletv@dcca.hawaii.gov

Re: Oceanic Time Warner Franchise Renewal Hearing
September 15, 2009

I am a new client of 'Ōlelo and the following facts have come to my attention:

- In its infancy, 'Ōlelo was given 10% of the Oceanic Time Warner (Oceanic) channels, and funding for those channels;
- Because at that time there was not enough 'Ōlelo programming to fill the allotted channels, Oceanic put a cap on the channels 'Ōlelo could have, and cut the funding accordingly;
- Since that time, 'Ōlelo's programming has increased exponentially and could easily fill the missing channels;
- In spite of the increase in subscriber revenue to Oceanic, the increased number of its channels, and the high volume of 'Ōlelo programming available, Oceanic has not restored the original channels and funding 'Ōlelo is entitled to;
- In fact, Hawaii Educational Network Consortium (HENC) is now lobbying for 1/3 of PEG Access's (Olelo's) funding.
- While HENC is using two of the original 'Ōlelo entitlement channels, HENC is in not a collaborative partner with 'Ōlelo;
- HENC provides its own programming and receives its support from taxpayer funds; 'Ōlelo funding comes from Oceanic, which is derived from subscriber revenues;
- 'Ōlelo is therefore not only entitled to retain its original funding, but restoration of the two channels used at this time by HENC.

What 'Ōlelo needs to serve the community:

- More media centers throughout the island;
- more up-to-date equipment;
  - transportation
  - cameras
  - editing equipment

As a client of 'Ōlelo, I am asking you to

- Renew 'Ōlelo as the Community Access Channel;
- Remove any cap from the channels due to 'Ōlelo;

- Be sure that the funding for 'Ōlelo keeps pace with the technological advances;
- Keep 'Ōlelo channels closer to the local channels so they are affordable to all
- Instead of 20 year reviews, shorten the time to four or five years;

Respectfully submitted,

Sallie D Powell
808-744-5754
P O Box 4013
Waianae, HI 96792
sallied1@hawaii.rr.com

"Sallie Powell" <sallied1@hawaii.rr.com>
09/14/2009 08:04 PM

To <cabletv@dcca.hawaii.gov>
cc "Sharlette Poe" <spoe@olelo.org>
bcc
Subject

Attached is my letter in support of 'Olelo with regard to the September 15, 2009 hearing.

Sallie D Powell
sallied1@hawaii.rr.com
808-744-5754
P O Box 4013

Waianae, HI 96792 ltr to dcca re hearing.pdf

info@tsocs.org
09/15/2009 09:29 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject DCCA Public Hearing on Oceanic's Franchise Renewal

T-SOCS

To whom it may concern,

The Education aspect of the negotiations we see as critical because we believe, in the long run, separating the E out of PEG will weaken the strength of the Public sector and what PEG Access stands for, enabling free speech through technology, producing programming by, for and about the community and providing a medium for their messages to be heard by viewers. Affects of separating E from PEG would be the duplication of equipment and services and partnerships with the schools may cease to exist.

These partnerships play an important part of community building among the youth, community organizations and the government through programs. Please do not make any of the changes being considered.

Benjamin Hill
Chairman
T-SOCS Committee
PMB #220
98-1277 Kaahumanu St.
Aiea, Hawaii 96701
(808) 450-4236
www.tsocs.org

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pdura92242
<pdura92242@aol.com
>

09/15/2009 09:18 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Public Access Television

As a television watcher, I enjoy all sorts of TV programs. I watch all the variety of channels available to me.

Yes, I do watch Public Television. I find that the freedom and variety of programs being offered makes me happy that it exists.

Without these types of programs where anyone just about, has a voice, I think that my television viewing would be very mundane and
boring. How many reality shows can one watch without becoming "brain dead" anyway?

Please do not give priority to companies that are broadcasting programs with the sole intent of making a profit.

Variety is the spice of life and access to all kinds of programs should be a privilege that we in Hawaii enjoy without being "channeled" into only what the companies with money determine what we should be able to view.

As a producer of a PSA, I felt that I had something important to say. I was able to "team" with a friend to produce a public service announcement that was dear to my heart! I would never have been able to pay for a commercial company to air my sentiments. Public Access television allowed me the opportunity to be heard!

Rather than limiting access, we should be stepping up the opportunities for Public Television to be on the air.

Respectfully submitted,

Phyllis Chang Durante

Hawai'i Coalition Against Legalized Gambling
1124 Fort Street Mall, Suite 209
Honolulu, Hi 96813

Phone/Fax (808) 524-7766
E-mail hcalg@hcalg.org
Website hcalg.org

Member Organizations
Advocates for Consumer
Animal Rights Hawaii
Buddhist Peace Fellowship
Christian Voice of Hawaii
Church of Jesus Christ of Latter-day Saints
Church of Perfect Liberty
First Christian Church (Disciples of Christ)
First Unitarian Church of Hawaii
Hale Kipa
Hawaii Assemblies of God
Hawaii Association of International Buddhists
Hawaii Christian Coalition
Hawaii Conference of Seventh-day Adventists
Hawaii Conference of the United Church of Christ (UCC)
Hawaii District United Methodist Church
Hawaii Family Forum
Hawaii Pacific Baptist Convention
Hawaii Rainbow Coalition
Hawaii Religions for Peace
Hawaii Youth Services Network
Honolulu Friends Meeting (Quakers)
Honolulu Police Department
Institute for Religion and Social Change
Interfaith Alliance Hawaii
Kokua Council
League of Women Voters of Hawaii
Life of the Land (Hawaii)
Dr. Martin Luther King, Jr. Coalition Hawaii
Mestizo Association
Muslim Association & Islamic Center of Hawaii
Pacific Gateway Center
Presbytery of the Pacific
Saints Constantine & Helen Greek Orthodox
Small Business Hawaii
Soto Zen Mission of Hawaii
Temple Emanu-El
Windward Coalition of Churches
The Woman's Board of Missions for the Pacific Islands (UCC)

Cooperating Organizations
Chamber of Commerce of Hawaii
Catholic Diocese of Honolulu
Hawaii Bankers Association
Hawaii Business Roundtable
Hawaii State PTSA
Hawaiian Humane Society

Department of Commerce and Consumer Affairs
Cable Television Division
Review of Oceanic Time Warner Cable Franchise
Hearing: Tuesday, September 15, 2009

The Hawai'i Coalition Against Legalized Gambling (HCALG) has benefitted greatly from the community access services provided by 'Olelo. Some examples are:

> When our Coalition brought a renowned professor of economics from a mainland institution to Hawaii, his address was videotaped and edited by Professional Productions and aired on 'Olelo.
>
> Speakers representing HCALG have been videotaped with legislators at the Hawai'i State Capitol Mini Studio to be broadcast on 'Olelo.
>
> HCALG was able to reserve the 'Olelo Mini Studio at Mapunapuna for three hours to produce a 30 minute show. A competent 'Olelo crew videotaped our guest speaker as he was interviewed and projected graphs and other visuals we provided.
>
> Finally, HCALG has been invited to participate on the Giving Aloha program for non- profit organizations. We have produced three 30 minute panel discussions with an expert professional crew provided by 'Olelo. Our community feedback has been extremely positive.

We operate on an extremely limited budget and do not have the financial resources to afford commercial television time. The Hawai'i Coalition Against Legalized Gambling appreciates the unparalleled opportunities we have had to access the community through 'Olelo. We do hope that you will continue to support all of these worthwhile programs.

Thank you.

Dianne F. Kay, President
Hawai'i Coalition Against Legalized Gambling

"Dianne F. Kay"
<dfkay@hawaii.rr.com>

09/15/2009 07:25 PM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject Testimony for DCCA public hearing

Attached, please find the written testimony of Dianne F. Kay, President,
Hawai'i Coalition Against Legalized Gambling for the DCCA public hearing
(to review the Oceanic Time Warner cable franchise application) in support of the continuation of all 'Olelo community access services.
Thank you.

DCCA testimony 9-15-09.doc

Tom Marzec
<adamtm@lava.net>
09/15/2009 04:54 PM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject testimony re Oceanic Time Warner Franchise Renewal

Aloha,

As a community activist and volunteer, I depend upon Olelo as a source of information and content and as a voice for the people. With one of the lowest voter turn-out rates in the nation,
Hawaii should be doing more to encourage public participation in civic, political, social, cultural and community life. This requires
planning for the expansion of future needs -- not freezing requirements at current levels.

I support the following requirements for the Oceanic Time Warner Franchise Renewal application:

1. Increase the Olelo 3 percent gross revenue rate to 3.5 percent. Increase supplemental funds which are used to support things like facility construction, renovation, and upgrades. Tie future increases to an index that is relevant and makes sense for Hawaii. Remove politics as much as possible from the process, by requiring an objective standard to fund Olelo. Make this process undergo periodic review so the adjustments are timely and appropriate.

2. Use this increased supplemental funding for more community media
centers to be available on Oahu, support Olelo's migration to High Definition, upgrade its current fiber connection, and upgrade its network to handle High Definition video and data simultaneously.

3. Increase, instead of freeze, the services and channels provided
by Olelo. Require that 10 percent of total services (not just 10 percent of channels as stated in the original contract) be available
for public access use as well as two statewide channels in addition
to the allocated Oahu channels. These two additional statewide channels are essential for our community needs.

4. Ensure that channels are accessible the same way, and that picture quality of the channels is the same, across the board.

Your consideration of, and support for these issues, is appreciated.

Sincerely,
Tom Marzec
Kailua, HI 96734

Kip Fukumoto
<kfukumoto96797@yahoo.com>
09/15/2009 04:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:Time Warner Cable Renewal

I am a producer for Olelo Community Media Center and have a couple of programs that are being aired. One is a church program and another is bible college series. I am quite concerned about the upcoming Time Warner contract renewal.

I heard that Time Warner has proposed to transition only two channels to digital instead of all five that is designated for Community Television. This is quite disconcerting as five channels provides barely enough time slots for community access programming and it will definitely be harder for us the community to air our voices on television.

Hawaii is the Aloha State with a diverse mixture of cultures, beliefs and ethnicities. Olelo has given these various mixtures of people a voice and a platform to share and express themselves. I believe this is what Community Access Television is all about.

Olelo has educated, trained and offered many public and private school children a vehicle to teach, nuture and express their creativity openly at there different Media centers.

Time Warner has other revenues to fund Community Access Television for example pay per view and advertising besides the subscriber cable fees.
What happened to the 10% public access channels that was in the original Oceanic contract?

The HENC and the HAIS channel 55 and 56 only serve UH and higher educational programs. These two channels do not service the Kindergarten through Grade 12 students. Why isn't these channels accessible to the Department of Education programs?

I would also like to see programs from the outer islands as well. It would be great to have all the Community Media Centers unified throughout the State.

Please do not allow Time Warner to cut the number of Digital Community Access Channels but i back the 10% community use. DON'T TAKE AWAY THE VOICE OF OUR FUTURE GENER THE COMMUNITY.

Mahalo,

Kip Fukumoto

palila@sprynet.com
09/15/2009 09:20 AM
Please respond to
palila@sprynet.com

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony on the Oceanic Time Warner Franchise Renewa

Testimony on the Oceanic Time Warner Franchise Renewal

The renewal of a cable franchise is indeed a rare event, and one that we should take advantage of to extend the reach and capability of technology that is very important to our community.

I implore the DCCA to push the limits of the new franchise agreement to accommodate growth of our telecommunication system while allowing for innovation that may be developing just beyond the horizon.

To that end I support an increase in funding dedicated to public access services to:

- open more public access production facilities and ensure that existing facilities are not closed;
- aid in the cable system's migration to High Definition Television and an upgrade in the current fiber connection to support ATSC (Advanced Television Systems Committee) standards and simultaneous HD and data transmission.

I also support:

- retaining 10% of the total services (not just channels) being offered for public access use;
- direct access to access channels via the cable delivery system as opposed to a multi-step menu system;
- retaining the wording (in the existing franchise agreement) which pertains to picture quality requirements in the new agreement and enforcing this standard;
- the initiative to develop and add two State-wide channels to those existing channels already allocated for access programming.

Respectfully submitted, 09/15/2009

Clifford Inn
623-1172/384-3621

GodsCountry Waimanalo <godscountrywaimanalo@gmail.com>
09/15/2009 09:02 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject `Olelo TV/Oceanic Cable

Aloha!

Please allow Oceanic Cable to continue to deliver our television broadcasts. They provide us with exceptional programs, especially `Olelo TV. Also high school and college sports which is vital to our community and our youth.

We at God's Country Waimanalo actively participate and make use of `Olelo's equipment and facilities and appreciate them very much.

Many of our participants here at God's Country Waimanalo take part in high school athletics and are featured on OC 16 during the course of the year.

These are PRICELESS opportunities for us and our community. Please allow continuation of these services.

Mahalo and God Bless,

Ilima Ho-Lastimosa
Director of Operations

Ilima Ho-Lastimosa
God's Country Waimanalo
PO Box 723
Waimanalo, Hawaii 96795
Ilima@GodsCountryWaimanalo.com

--
www.GodsCountryWaimanalo.com

COMMUNITY ALLIANCE ON PRISONS

76 North King Street, Honolulu, HI 96817

Phone/E-Mail: (808) 533-3454/kat.caphi@gmail.com

Department of Commerce and Consumer Affairs (DCCA)
Public Hearing on the Cable Franchise Renewal of
Time Warner Entertainment Company, L.P., through its
Hawai`i division Oceanic Time Warner Cable,
Tuesday, September 15, 2009 - 5:00 – 8:00 p.m.
McKinley High School - Hirata Hall
1039 S. King Street, Honolulu, Hawaii 96814

Good Evening...

My name is Kat Brady and I am the Coordinator of Community Alliance on Prisons, a community initiative working for data driven and thoughtfully crafted public policies that promote justice, fairness, and equality.

I am also the producer of Hawai`i InJustice, a show that has aired on `Olelo Channel 54 on Tuesdays at 8:30 p.m. for the last two years. The show is produced out of the Palolo Media Center always with support from our mothership, Mapunapuna, for which I am very grateful.

The Department of Commerce and Consumer Affairs (DCCA) is mandated to hold this public hearing because a private enterprise wants to license the public rights-of-way. In this case, Time Warner Entertainment Company, L.P., through its Hawai`i division, Oceanic Time Warner Cable, wants to renew its license to continue selling its media services to the people of O`ahu over public rights-of-way.

DCCA is responsible to protect the public interest. These rights-of-way the licensee is seeking to renew are public property and the government must ensure that the public is protected from harm and that the public interest is served by the licensee. DCCA has a public trust obligation.

So to be clear, this hearing is really about Oceanic Time Warner Cable, the Hawai`i division of Time Warner Entertainment Company, L.P., asking the public for the right to use our property. DCCA is the middleman, so to speak. Their role is to protect the public trust. They must ensure that the licensee provides a benefit to the public. The profit of the licensee is not a public benefit.

Rights-of-way and airwaves are public space and as a community benefit, the licensee is required to serve the public interest by making channels available for the purpose of broadcasting community media. This license could lock in today's decision for the next 20 years, so it is important that we consider this renewal in that context.

Times have changed. Technology has made great leaps forwards. We have a generation of keiki who are computer savvy almost before they can talk. What will our world look like in 20 years? What will media look like then?

With the incredible strides in technology made in the last 5 years, it seems foolish to even consider locking us into a license renewal that could be for 20 years. There should be some review after 5 years to assess the state of technology, population issues, etc. Isn't it important that we keep up with technology, and more importantly, train our youth, our community, and our kupuna in the use of the newest technology?

When a company seeks the right to use the public resources of a community, that community must have a voice in how those resources are used. This is justice. Having one hearing on one night for an issue this important is not acceptable. In fact, it is insulting and gives short shrift to the community from whom the licensee profits.

With the decline of the mainstream print media, community media has become a source of information and education for the community. The diversity of the community is reflected in `Olelo's Community Media Centers. `Olelo has stretched and leveraged its resources to reach out into communities that have been traditionally left behind. And there is more to do. There are still communities that are left behind and that shouldn't be acceptable to anyone in this day and age.

I have read the September 11, 2009 letter from DCCA to Ms. Lopez, CEO of `Olelo and I am, frankly shocked

The funding issue

Much has happened at `Olelo since the $3.7 million cap on Access Operating Funds was instituted in 2000. The expansion of Community Media Centers throughout O`ahu has been amazing and validates the leap forward `Olelo has taken. It has been a great leap into communities.

Please remove the cap so that community media can flourish as was intended by the passage of the Federal Communications Act of 1934, which maintained the democratic language of the 1927 Act; that regulation of the airwaves would be carried out to serve the "public interest, convenience and necessity."

The statement of DCCA that `Olelo's service offerings are 'relatively robust' in comparison with other PEG entities is uninformed. How many other PEGs serve island communities? Our needs are unique since we are not connected by highways.

<u>This is why we must have two statewide channels as absolutely necessary to keep our communities connected.</u>

`Olelo should live within its means

DCCA's second point in the letter is that `Olelo must live within its means. <u>Please don't use the economic crisis to stifle the voice of the people.</u> What we are talking about here is a company that is seeking to license PUBLIC SPACE. This is not charity. <u>This is a public obligation on the</u>

part of Oceanic for licensing public rights-of-way. Licensees must provide community benefits for this right to access public space. Please don't turn this around to insinuate that Oceanic and DCCA are doing `Olelo and the community a favor. DCCA represents the public trust and their job is to protect the resource for the public, not to be the lapdog of applicants for licenses.

The cap is reasonable

Again I reiterate that DCCA's obligation is to the PUBLIC, not to a private entity. You represent the voice of the people. Please remember that the licensing of public resources is a sacred trust obligation on your part, DCCA.

The equipment ownership issue

`Olelo has built a strong media system through its community media centers. In many ways these centers have transformed communities and have helped our youth see their way out of poverty and into media careers never thought possible before.

DCCA's letter sounds threatening. "...Additional subscriber funds will not be made available to `Olelo as long as the asset ownership issue is unresolved." Why isn't DCCA acting in the public interest? Or maybe the question is "Whose interest is DCCA protecting?"

DCCA's sole discretion in determining use of funds

Shouldn't the difference between the 3% obligation of the licensee and the cap be a matter of public discussion since it is accrued from the licensing of public space? The tone of DCCA's letter is disturbing and not in the public interest when we know that there are underserved communities that need the services of community media.

`Olelo viewership

I'm not sure that Oceanic's count is scientifically valid. I know that after every Hawai`i InJustice broadcast I get at least one phone call about the show. With the demise of the print media and the corporate ownership of most media, community media becomes even more vital.

In multi-cultural Hawai`i this is more important than almost anywhere else. When immigrants come here, it is very hard for them to integrate into the mainstream community because of cultural and language barriers. Community media serves this under-served population and this helps people connect with others, find common interests among other groups, and informs them on where to find activities that present opportunities to meet people.

Therefore, there `Olelo must have at least 20 channels dedicated for community media that are of the same quality as broadcast media with channels that remain in the low digits so they are easily accessed by the public.

I'd like to close with an excerpt from a speech given by Greg Ruggiero of Z magazine in December 1998:

> "Where there is even a pretense of democracy," writes Noam Chomsky, "communications are at its heart." Given the present state of our society, however, it's no surprise that we find communications not at the heart of a vibrant democracy, but rather

in the grip of an oppressive and contradictory system of mass control. Nowhere is this more evident than in the community struggle for access to the airwaves, and the corporate/government campaign to crush it. Nowhere have U.S. citizens lost greater control of its public sphere than in the government's management of the airwaves.

1. **Genuine democracy** requires an informed public that has access to a diverse range of controversial and contrasting views.

2. **Genuine democracy** requires media that reflect the cultural diversity and local issues that characterize a community.

3. **Genuine democracy** is based on broad public participation, a condition made possible not by political representation, but by direct public access.

The general drift toward complete corporate control of the airwaves reached a new extreme with the passage of the Telecommunications Reform Act of 1996. A defining feature of the act has been to tolerate a higher limit of media outlets-radio and TV stations-that any one corporation can own. It also eases the restrictions preventing these huge media conglomerates from merging into one another, creating-huge monolithic powers.

In the resulting free-for-all of corporate mergers, "the public interest" is duly served with a variety of entertainment options, while the spectrum of political and social information reaching public awareness narrows to the point of meaninglessness. The notion, of a public discussion pursuing any real increase in social welfare, freedom, or self determination is thus unthinkable in a neoliberal system, impossible because there are no longer any public venues through which to express such thoughts.

"In the current media environment," says Robert Perry, "speech is merely another commodity to be bought and sold, valued primarily for its revenue potential." The resulting black out on local issues, core political speech, and cultural diversity has not been without serious repercussions: over the past five years, a national movement has been mushrooming in opposition to corporate control of communications."

DCCA, please act in the public interest. You have a sacred obligation to protect the public trust. Please protect the voice of the people, whose interests you are mandated to service. That is your sacred obligation to the community.

Help our communities flourish and become informed participants in a vibrant democracy.

Mahalo for this opportunity to testify.

Kat Brady
<kat.caphi@gmail.com
>

09/15/2009 08:14 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject DCCA 9.15.09 Testimony on TWO's Cable Franchise Renewal

please acknowledge receipt

--
Kat Brady, Coordinator
COMMUNITY ALLIANCE ON PRISONS
76 North King Street, Suite 203
Honolulu, HI 96817

Watch * Hawai`i InJustice *
Tuesdays @ 8:30 P.M. on O`ahu
`Olelo Channel 54
Watch Online at the same time

at www.olelo.org - click on Channel 54 9.15.09 CAP TESTIMONY.doc

September 15, 2009

Aloha Cable Television Division Department of Commerce and Consumer Affairs,

There are so many aspects of 'Ōlelo that make it an indispensable partner in our community. The hubs of 'Ōlelo are the Community Media Centers (CMCs). These CMCs are a vital part of our local media scene. They provide resources that the most disadvantaged neighborhoods can access and fully utilize. Students can go to these centers where their imagination will thrive. There, they build engaging visual messages of quality and substance. Please continue to support the existing CMC's and expand the centers into more areas in our community.

Please allow more funding to support 'Ōlelo's migration to a high definition feed. Many of our schools are starting to film in high definition, so we'll be able to contribute appropriate footage. In addition, please continue to broadcast with the high picture quality and clarity that you've offered us in the past.

PLEASE DO NOT hide the 'Ōlelo channels in a tiered structure that would put less viewed channels deeper in the menu and make them harder to find. This would affect the ability of our families to see our work and other community members across the state.

We support the excellent programming and resources that 'Ōlelo provides to Hawai'i. Our school has been directly impacted by the tremendous community outreach that 'Ōlelo provides. Two years ago, we started producing films that we hoped would be selected to air on 'Ōlelo in the Hawai'i Student Digital Showcase. The quality of our films was a huge factor because of the possibility of viewing by a larger audience. All of the students worked overtime to rewrite scripts, film, and edit five videos that eventually were aired. When we saw it on television, there was a tremendous feeling of accomplishment and confidence in our team effort.

Last year, we got braver as our 'Ōlelo involvement intensified. Our video team took a vote and decided to work toward producing an entry for the 'Ōlelo Youth Xchange. Knowing that we would be competing against a high caliber of students across the state, our team worked hard in numerous after-school sessions. 'Ōlelo offered many instructional tips and guidelines that truly helped us in the quest to develop a movie with a meaningful and memorable message.

We were extremely fortunate to win the elementary Global Warming category for the video "Tick-Tock Time is Running Out to Stop Global Warming". This video also won national recognition in the Eco-Comedy http://www.foe.org/film-competition a contest that we entered since we had already made the video for the Youth Xchange and it was within the rules of both contests. Our motivation to produce high quality videos was constantly driven by our huge incentive of participating in the Youth Xchange.

The experience that 'Ōlelo provided at the Awards Banquet was truly unforgettable. The amazing thing is that thousands of students participated in the contest and hundreds made it to the Academy Awards style banquet that will be deeply ingrained in the memories of so many Hawai'i keiki.

Please continue to support 'Ōlelo in all its community programs and technological advancements. ☺

Mahalo for your consideration,
Queen Ka'ahumanu After-school Video Team (a.k.a. ChainjMakers)

2009 Oceanic Time Warner Franchise Renewal

We Support ʻŌlelo

Submitted by: Queen Kaʻahumanu Elementary School ChainjMakers Video Team

Linking together to support positive change…

2008-2009 Queen Kaʻahumanu ChainjMakers
First Row: Lofa, Harrison, Andy
Second Row: Tiare, Deevon, Vivien, Alden
Third Row: Kelly, Iaesha, Geliann, Anthony, Macks, Wun-Shen, Edriane

Background art by students using Scratch

Celeste_Endo/KAAHUMANU/HIDOE@notes.k12.hi.us

09/15/2009 02:10 AM

To cabletv@dcca.hawaii.gov

cc info@olelo.org

bcc

Subject Queen Ka'ahumanu Elementary Supports 'Ōlelo in Franchise Renewal

(See attached file: Kaahumanu_Olelo.pdf) Kaahumanu_Olelo.pdf

September 15, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
Via Email: cabletv@dcca.hawaii.gov

SUBJECT: Oceanic Time Warner Franchise Renewal Hearing

Aloha Kakou:

This is to DCCA to consider the following actions as they negotiate renewal with Oceanic Time Warner Franchise for substantial financial and technical support for the 'Olelo Community Media Center in providing our communities and individuals Public Access through its broadcasting services.

The following are a few of the issues addressing the need to increase and upgrade guaranteeing that the Access Channels are accessible and equally compatible to the local network of Oceanic's affiliate channels. They are:

- Keep and enforce the current status requiring equal picture quality;
- Ensure process simplification of accessing the Access Channels without having to go through several menu layers;
- Ensure that the current CMC's remain open and make available more CMC's on Oahu;
- To allocate for two or more channels Statewide in addition to Oahu's programming;
- For Oceanic to achieve its original commitment required in providing 10% of all services, such as channels and non-channel services be made available;
- Upgrade to ATSC standards to include captioning and metadata systems support together with High Definition cabling at all 'Olelo sites, other facilities in our communities, schools, etc.

My family and I enjoy and are proponents of 'Olelo that serves as a valuable source pertaining to issues and education impacting our families and communities. Therefore, for the record we would like to see increased funding to ensure the continuation of the current PEG channels and additional channels as well as upgrades needed in meeting today's technology culture. Your consideration will be greatly appreciated.

Mahalo nui loa,

Kawahine Kamakea-Ohelo

Kawahine Kamakea
<kawahine4jc@yahoo.com>
09/15/2009 12:47 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warners Franchise Renewal

Aloha,

Attached is a copy of my testimony for September 15th held at McKinley High School regarding Oceanic Time Warners Franchise Renewal hearing.

Mahalo....

Kawahine

OCEANIC CABLE'S RENEWAL HEARING - TESTIMONY.doc

dcca/DCCA
Sent by: Esther Zukeran/DCCA

09/15/2009 04:28 PM

To Patti K Kodama/DCCA@DCCA
cc
bcc
Subject Fw: Public Testimony Supporting Olelo Position before DCCA

----- Forwarded by Esther Zukeran/DCCA on 09/15/2009 04:29 PM -----

Poka Laenui
<plaenui@pixi.com>

09/15/2009 04:19 PM

To dcca@dcca.hawaii.gov
cc palolo@olelo.org, mapunapuna@olelo.org, Puanani Burgess <puananiburgess@aol.com>, Lc <palolo@hawaii.rr.com>, Evern Williams <ewilliams@olelo.org>
Subject Public Testimony Supporting Olelo Position before DCCA

Aloha:

Please find my testimony attached as well as printed below.

Clyde Sonobe, Cable TV Administrator

Department of Commerce and Consumer Affairs

P.O. Box 541,

Honolulu, HI 96809

Dear Mr. Sonobe;:

Re: The nature of a democratic society and the role of a free and public media

I wish to submit testimony in opposition to Time-Warner/Oceanic's application for 20 year license, in opposition to HENC's application for separate funding & treatment from PEG; in support of Olelo's application for high capacity broadband network, in support of the retention by Olelo of all 6 channels it currently holds, and in support for all other request made by Olelo._

The reason for my support for Olelo's applications is founded on the need for a strong presence of a free and public media in order for a democratic society to function. Ben Franklin and his concept of the role of a free press in order to bring about the needed transparency within a democratic society, is never truer than it is today. Television has replaced the printing press.

I image a democratic society as three major points on a triangle, one consisting of civil society, the other - finance society, and the third, government (including its various bureaucracies). The role of the free press is to guarantee transparency between the interaction and relationship between all three. Only when we do have transparency can we truly have an informed democratic society. Without that, we have a public, which gets hoodwinked too often, either by government, business, "educators", religious "leaders", etc.

There seems to be a misconception that PEG (Public, Education, and Government) is representative of the free press. In actuality, the only part of the "free press" here is in the public sector of PEG. Education is part of business as well as government bureaucracy. Too often, the "Education" community sees itself as producing worker bees for the finance/business sector or to become government employees, or government spokespersons. Government (oftentimes politics) is of course its own sector. We have in PEG, only one player who meets the true role of the free press, i.e., Public Access Television. Only in this Public Access Television do we have the folks with enough guts to expose the dirty laundry, to "tell it like it is", willing to stand up and be counted.

While the Business sector swallows up the public airwaves with major corporations pretending to be the "free press", commercial television buying up another chunk of business, and religious organizations scooping up yet another portion, the truly free press through Public Access Television is given the crumbs! The current situation has devolved into nothing more than a charade of a vigorous attempt at transparency, a pretense as preserving a democratic society.

Olelo is the only presence in the Hawaii society, which consistently represents this free press role on a massive basis.

I support a strong free press, one with the necessary facilities to give the public the opportunity to bring forward the investigation, the exposure, the opinions and viewpoints of the people for whom government and the finance community should service. That is why I support the strengthening of Olelo and all Public Access Television stations.

Mahalo,

Poka Laenui,

Public Testimony Supporting Olelo Position at DCCR.doc

Kim Duffett
<kdsculpt@gmail.com>

09/15/2009 12:25 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Support for PEG

Aloha

In exchange for usage of public rights of way and public ownership of frequencies, Time Warner provides the public with Public-Education-Government (PEG) access and 3% of funds from profits. Even though those profits are projected to increase dramatically over the coming decades, Oceanic is now lobbying to reduce contractually defined PEG access to community broadcasts. With increasing profits Oceanic should be increasing support to PEG. Hello?!?!! So much profit is being made, we should be increasing our access not severely limiting programming channels. The current approach honed over the decades works really well, is efficient and well staffed with qualified people. They provide high quality education and are already lean and efficient. The public needs their voice, our voice and an alternative to commercial broadcasting. Thank you.

Sincerely, Kim Duffett, resident of Honolulu

September 15, 2009

To: Cable Television Division, Department of Commerce and Consumer

Affairs, State of Hawaii (DCCA)

From: John A. Hoag, Director of Public Affairs, the Church of Jesus Christ of

Latter-Day Saints (Mormon) Hawaii

Subject: Renewal of the Oceanic Time Warner cable franchise

I wish to testify on Oceanic's application for renewal of the cable franchise.

Our church and its members have had a long and favorable relationship with the staff and management of Oceanic as well as Oahu's P.E.G, Olelo.

Our membership has been served well by Olelo through the auspices of Oceanic which has provided the much needed funding for this outstanding community service. Oceanic has proposed a continuation of the 3 percent cap of its operating revenues directed to Olelo, however your agency, DCCA, capped those funds in 2000 to the detriment of Olelo's public programs . Therefore, we urge DCCA to allow Oceanic to provide the full 3% without any restrictions in the future. In addition, the subscriber fee of $3.00 should be carefully reviewed in view of the ever changing technologies and the very high capital requirements for Olelo to stay current.

Our members throughout the state have been most heartened by Oceanic's recent addition of a channel exclusively dedicated 24X7 for approved church programming from BYU TV in Provo, Utah. With so much objectionable television fare blanketing the airways, this has been a bright illumination for our 66,000 Hawaii citizens and we are very grateful to Oceanic for this new service. We spent many hours with Oceanic's

management teams and operational staff. They were most helpful in initiating this new service in conjunction with our local communications staff at Brigham Young University Hawaii in Laie. We urge the affirmative renewal of O

"Jack Hoag"
<hoagy@hawaii.rr.com>

09/15/2009 12:17 PM

Please respond to
<hoagy@hawaii.rr.com>

To <cabletv@dcca.hawaii.gov>

cc

bcc

Subject September 15 testimony re Oceanic Cable franchise

To.docx DCCA 10-10-08.docx

Brian Decker
<deckerbrian8@gmail.com>
09/15/2009 12:07 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject re: Olelo Franchise

This is letter is to affirm my appreciation for the Olelo Channels. I very much enjoy watching the programs produced and aired on Olelo. I hope you will keep the channels readily accessible.

Mahalo
Brian Decker
Kaaawa, Oahu

George Flores
<kaluamoku@yahoo.com>
09/15/2009 11:06 AM

To cabletv@dcca.hawaii.gov
cc info@olelo.org, gkflores@hawaii.edu
bcc
Subject Renewal Hearing - Oceanic Time Warner Franchise

Aloha to you,
I enjoy very much the 'Olelo channels! It is the lifeblood of the communities.
Please support 'Olelo to upgrade with funding the current fiber hook-up (ATSC).
Please support funding for increase CMCs.
Please keep the same percentage of the total services for Public Access.
Please make Access Channels accessible like the local system.
Please keep the current Franchise Agreement for picture quality.
Please upgrade network that connects to 'Olelo to take care of HDef video/data together.
Please consider two channels more to add to channels allocated to O'ahu Access family.
"Olelo with Public support builds a greater network in turn building a greater community!
Mahalo nui loa,

George Kahumoku Flores
Resident/Student - O'ahu

Tuesday, September 15, 2009

Via USPS To: Cable Television Division,
Dept of Commerce & Consumer Affairs,
PO Box 541, Honolulu, HI 96809
Via email to: cabletv@DCCA.hawaii.edu

Passion, Purpose, Practice, People

Robert Kinslow
5002 Maunalani Circle
Honolulu, HI 96816

Phone: 808-737-5664

DCCA,

I am Rob Kinslow an `Olelo producer for 9 years. I've produced or volunteered on over 25 different projects that have been broadcast across the state. Currently I am working on a project on Climate change that features leaders in the field of science and policy. This is such an important issue to sustainability in our islands and viewer access is critical to getting my message out to all of the people of our islands. The `Olelo organization can be considered the blood of our community because it provides cutting edge relevant-to-Hawaii programming, access to facilities, SOTA equipment and a state-of-the-art distribution pathway to our homes.

Over the years, I've learned very important skills that helped me create a small business in filmmaking in Hawaii through `Olelo training programs. The staff and organization of `Olelo is professional, knowledgeable and efficient. These are NOT reasons to diminish its budget and reduce its effectiveness. Therefore, I strongly suggest that you expand access to franchisee funds and increase the `Olelo network via the franchise renewal process.

It is a fact that Oceanic will make billions of dollars in profit in the Hawaii market using our public airways. In return they have been and should be required to fund Hawaii's public access service. `Olelo has prospered and the community has benefited. Oceanic should be required to increase their contribution percentage to `Olelo because the benefits of using our public rights-of-way are increasing. I strongly urge you to increase the percentage of Oceanic revenue that goes to `Olelo.

Second, please include public protection provisions that provide for a review of the franchisee's PEG services every 5 years. `Olelo services cannot keep pace with technology if they are reviewed only at renewal time. The franchisee must provide adequate funding for community access (PEG) to upgrade its network and equipment to stay with current technology.

In addition, as a small business-person and educator, I firmly urge you to retain the current six channels. It would be very useful to have two more channels and all channels should be available on all islands. This would cut down on my work-load so that I do not have to submit same shows to separate distributors on each island. For example, Kauai broadcast standards are not the same as Oahu or Hawaii.

The public access network must be upgraded. The franchisee is installing the latest technology for their business customers but has no plans to upgrade public access. The franchisee should upgrade the `Olelo network to be able to handle future technology needs just as they are doing in other areas of their business. They are using public rights-of-way to bring their business model to

paying customers they MUST be required to pay-to-play in our public sandbox. They should be glad to pay-it-forward to the next generation of children.

I'd like to see the franchisee provide inter-island connectivity. As a condition of using our public rights-of-way, why not require them to install a high capacity broadband network that would allow video conferencing between islands. This would be like an inter-island ferry model of communication. I could have guests from other locations in the state on my show. And more importantly, our communities can testify at hearings and have meetings without the cost of airfare. This would vastly increase the benefits of democracy.

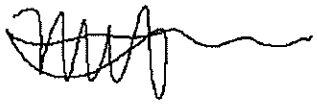
Imagine if each center could broadcast live. With all the billions of fees and profits the franchisee should be required to provide the cable to transmit live television from our centers. This would allow my shows be current, relevant and provide alternative perspectives or interactive call in shows.

Finally, and equally important, as a business-person I recommend that you do not split the Education component from the PEG model. The PEG model works, it has and will be viable. Simply require the franchisee to adhere to the PEG fundamental principles. I strongly urge you to NOT allow HENC (Hawaii Education Network Consortium) to take any money away from `Olelo. If you look across America, whenever education is separated from the PEG model, the public suffers. Stop this NOW!

I cannot tell you enough how good a job `Olelo is servicing our youth and schools. HENC would not fill this void. As a provider of shows I would suffer immediately because proximity to a media center like Palolo is the number one reason I am able to make shows for `Olelo. Having a center in my community is the most important reason I can produce shows. The second most important is access to professional staff, quality equipment and the excellent mentorship that the current community media centers provide.

Please do not diminish our PEG system. I urge you to increase its availability to funds and require the franchisee to make the improvements I've detailed in this letter. For the children of the future, I urge you to consider their needs above the wants of short-term profit seeking multi-billion dollar company. It's an agreement with the future, the franchisee should be glad to continue and enhance its agreement with our children. Imagine if we paid-it-forward all the time.

Sincerely,



Rob Kinslow,
`Olelo producer
Small business-person

omc@riseup.net
09/15/2009 10:04 AM

To cabletv@DCCA.hawaii.gov
cc
bcc
Subject Testimony on DCCA PEG agreement

Attached testimony regarding proposed changes to TWC PEG contract with the state.

Mahalo.

Rob Kinslow

Olelo_DCCA_letter.doc.pdf

LEON & MALIA
Post Office Box 22 • Aiea, Hawaii • 96701 • USA
Phone (808) 942-2700 • Fax (808) 942-9492
www.leonand malia.com • info@leonandmalia.com
www.HawaiiKids.net

TESTIMONY

September 15, 2009
Cable Television Division
Department of Commerce & Consumer Affairs
Hearing: McKinley High School, Hirata Hall 4:00pm

Re: Oceanic Time Warner franchise renewal and PEG

Aloha,

We produce a series of programs on 'Olelo called Tutu TV, a program that provides early childhood teaching methods and encouragement to the many kupuna (grandparents) in Hawaii who are the primary day-time caregivers of their grandchildren.

'Olelo and other public access operations provide an invaluable service throughout Hawaii. In reviewing Oceanic's franchise renewal proposal, we request that the Cable Television Division of the DCCA not diminish the producers' ability to produce nor the public's access to these invaluable programs.

We urge the DCCA to not allow Oceanic Time Warner to reduce services or production capacity or to keep technological advancements at a sub-par level of the rest of Oceanic's other cable channels. Instead, we urge this committee to insist that up-grades be installed that would expand and improve the services of the public access facilities and delivery capacity.

We also request that the Cable Television Division of the DCCA keep the PEG intact and not separate out HENC from the others. To do so would create yet another agency (more bureaucratic overhead) and adversely affect the current level of service to all three areas.

Mahalo a nui loa,

Malia Elliott

Malia Elliott
Leon & Malia Productions

Malia Elliott
<malia@leonandmalia.com>

09/15/2009 09:53 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject FW: Testimony for Oceanic franchise renewal

Aloha,

Attached is a pdf of Leon & Malia's testimony regarding Oceanic franchise renewal.

Mahalo,
Malia Elliott

L&M Olelo Testimony.pdf

Hawaiian Islands Journal
News of the Living Hawaiian Kingdom

TESTIMONY
September 15, 2009
Cable Television Division
Department of Commerce & Consumer Affairs
Hearing: McKinley High School, Hirata Hall 4:00pm

Re: Oceanic Time Warner franchise renewal and PEG

Aloha Kakou,

We are the producer and hosts of a program on 'Olelo called Hawaiian Islands Journal, a program that provides in-depth information and analysis of events and topics pertinent to the future of our island community. We discuss topics that often receive only cursory coverage by the mainstream media, including the public broadcasting system.

In considering Oceanic's franchise renewal, we request that the DCCA maintains and safeguards the public's ability to access the invaluable services of 'Olelo and other public access operations throughout the Hawaii community.

In the interest of safeguarding the public's interest, we request that Oceanic's franchise renewal be predicated on the following conditions:

1. That Oceanic be required to retain the six PEG channels and keep these where they currently are, positioned close to the major networks.
2. That Oceanic be required to provide two more channels that would be available on all islands to allow better integration of the system and accessibility to programs.
3. That Oceanic be required to provide to all the public access systems the same degree of technological upgrades that Oceanic provides to the commercial networks. This would standardize formats throughout the public access network on all the islands making programs more accessible to the public.
4. That Oceanic be required to provide inter-island connectivity including high capacity broadband that would allow video conferencing between islands. This would allow real time inter-island participation in shows and meetings, and allow testifying at public hearings without incurring the high costs of air fare and accommodations.
5. That Oceanic be required to provide the technology to conduct Live Broadcasting from the 'Olelo Media Centers, to transmit live television, current news, alternative perspectives and interactive call-in shows.

In addition, we request that DCCA not separate HENC from PEG as this would create more bureaucratic overhead and seriously reduce PEG's current budget, forcing cutback of services, including closure of Community Media Centers, in essence, suppressing the public's voice.

Mahalo a nui loa,

KeAloha Aiu
Producer

John Philip Souza
Host/Commentator

Leon Siu
Host/Commentator

999 Wilder Avenue Suite 1701 • Makiki • Oahu • Hawaii [96822] • (808) 521-5430

Leon Siu
<leon@hits.net>
09/15/2009 09:51 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony for Oceanic franchise renewal

Aloha,

Attached is a pdf of Hawaiian Islands Journal's testimony regarding Oceanic franchise renewal.

Mahalo,

Leon Siu DCCA Testimony for Olelo.pdf

Z T
<rokzpro@yahoo.com>

09/15/2009 01:22 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Cable Franchise

Aloha, my name is Zoe Tanaka and I have been a producer for 'Olelo Community Media Center since 2001. My shows vary in topics such as religious to community events, PSAs (Public Service Announcements) to government events, student activities to non-profit events. I've worked with DOE and private teachers to government officials and from community leaders to students.

From what I understand in the original contract that was given to 'Olelo, PEG stations were to receive 10% of the cable channels from Oceanic Cable. However this had changed when Time Warner took over Oceanic and the DCCA had changed it from 10% of cable channels to only 5 channels. Was the PEG channels mismanaged by the DCCA? Did the DCCA serve the public correctly by limiting the channels? Was the DCCA trying to silence the public's voices? Will the DCCA give the PEG stations back the 10% of cable channels? Shouldn't the community get 10% of all the public right of way resources which not only consist of cable channels but pay preview, internet and phone?

With technology changing every 6 months, PEG access stations should be kept up to date with new and latest technology. Therefore, the funding and the amount of channels are vitally important. Though Time Warner may say that the amount is adequate and that they should not bear the cost, I feel differently and that the amount they are giving back to the community would 1) not allow for more community media centers to open 2) would not allow for new technology, 3) would not give technical assistance and 4) would not allow for the community voices to be heard.

Time Warner may feel that keeping 3 channels in analog and migrating two of the existing PEG channels to digital are adequate for serve the public, however they fail to honor the original contract of 10% of cable channels. Will they give the community back the 10% of cable channels? Will PEG decide which channels to migrate from analog to digital or is it Time Warner? Why only two channels going digital now, why not all? Why not keep 5 channels analog and give 5 additional digital channels now until the 10% of cable channels are restored? They also feel that the 5 channels are sufficient for the public however they fail to mention that 2 channels are strictly for

HENC/UH and that programs coming from students K-12 uses the "PA" channels. K-12 student programs do not get aired on the "EA" channels because those are strictly used for HENC and HAIS approved programs. Will student voices not connected with HENC and HAIS be heard?

Hawaii Educational Networking Consortium and the Hawaii Association of Independent Schools have claim to channels 55 and 56 which no Hawaii DOE students submitted programs are being aired as I mentioned above. Most of the Hawaii student video projects: music video, PSAs, documentary or school assignments are aired on channels 49, 52, 53 or 54. With HENC and HAIS wanting to separate EA out of PEG it would silence those voices of our next generation. Wouldn't it be better for UH and HAIS to partner instead of separate themselves from these K-12 students who submit programs? Will HENC and HAIS provide a place where all students (not only those that they work with) can learn how to use camera equipment, learn mobile studio training, editing programs, or even make music on the computer and that it's in their school complex area? I have heard that HAIS claims to have worked with the Mililani Complex but after talking to students, teachers, and parents in the Mililani Complex, they have not heard of HAIS. Why are they being so secretive? Let's keep the local DOE and private school K-12 student voices heard and have HENC and HAIS partner with PEG Access stations.

If this new contract is for the next 20 years, I am asking the DCCA:

1. to grant the public 10% of cable HD channels and 10% of the analog channels in addition to providing video on demand for all PEG programs,
2. removing the cap that could have funded more CMCs around the island,
3. no funding to HENC (they need to learn how to partner and share and not separate and hog),
4. free internet access (T1 to T3 bandwidth) for each media center for community and students use,
5. 10% of franchise fee monies generated from pay preview, upgraded cable packages and advertising that is generated by TV or Internet (such as Internet TV),
6. a CMC in every school complex public or private,
7. LIVE feed from any CMC or from community event or public facility,
8. having the capability to have LIVE video teleconferencing between communities,
9. PEG to go mobile along with the other cable channels (this technology will be available early next year),

10. close captioning capabilities and equipment in each CMC
11. and having the capability to send the finished programs directly to the PEG access playback facility eliminating the need for DVDs.
12. Being able to tune into any PEG Access show from any island.
    1. Why aren't all PEG stations from each island connected?

    2. Why can't I watch a PEG access show from Kauai, Molokai, Maui or the Big Island?
    3. I would like to be able to tune into any PEG access show on any island and also that family on the outer island tune into my shows on 'Olelo.

Having all PEG Access CMCs from all islands will unify our state rather than divide us. PEG access give the community a voice by not giving the 10% of the channel and full funding from Time Warner, you are taking away our voices.

In this time of economic recession, I believe that you would be telling PEG access and myself to live within our means like the State of Hawaii is somewhat doing. Therefore, HENC and HAIS should not get extra funding because they too should be living within their means. So let's partner so that all access: public, education and government can grow together.

Mahalo,

Zoe Tanaka
RokZ Productions
98-1277 Kaahumanu St #PP176
Aiea, HI 96701
email: rokzpro@yahoo.com

carolina@lava.net
09/15/2009 01:31 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Strengthen Olelo!

I am the producer for "Voices of Resistance" on Olelo. I am writing to urge you to not only retain the channels we now have access to, but to expand your service to our community.

For two years "Voices of Resistance" has been airing on Olelo 54 and enables us to reach people with our message of peace with justice. Over the two years we have received feedback from people across the island (and especially from outside of Honolulu) who we would not otherwise be able to reach.. Many say they were "channel surfing" when they came across our show, and have been avid fans ever since.

If our program were buried (either on channels further from mainstream channels or relegated to the internet) our outreach would be negatively impacted. I strongly urge you to not only retain the six current channels, but to expand Olelo's capabilities.

As a producer of a show covering local issues, our program would be enormously enhanced by inter-island connectivity. We need teleconferencing between islands. We often hear of activities and events on the neighbor island, but are unable to interview guests from the neighbor islands. Consequently, our show remains too Oahu-centric and doesn't accurately reflect what is happening in the state.

Our capabilities would also be greatly expanded if we were able to transmit live from the Palolo studio (where we shoot our programs) to enable us to have more timely shows and cover breaking news.

Finally, while these are financially difficult times, I urge you to maintain (and even expand) the current level of funding for Olelo. As a producer, I often visit the Palolo studio and it is always bustling with people. Community activists are working side-by-side with religious leaders. Retirees are interacting with students. There is an air of excitement, an exchange of ideas, and lots of discussion over the content of shows. This stands in sharp contrast to many places I visit, where the atmosphere is one of despair and hopelessness. During these financially strapped times, Olelo is much more important than ever! I implore you to expand funding for Olelo - not cut it!

Your mandate, as an arm of the state, is to represent the interests of the people of Hawai`i, and not the corporate profits of Oceanic. I am simply asking that you do what is right for the people of Hawai`i.

Carolyn Hadfield
Producer, "Voices of Resistance"

94-521 Farrington Highway
Waipahu, HI 96797

September 15, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Dear Cable Television Division:

Please continue capital funding for Olelo. They have been a tremendous support for our students and teachers to become active participants in their community. In order to keep up with the changing market place, Olelo needs to increase their funding to support the high definition video and data simultaneously.

At Waipahu Olelo Community Media Center, we have only just begun to tap into the opportunities available to the community. This year, we have formed a strong partnership with Sparky, Zoe, and Aloha who have been so patient and understanding as we plan to get the schools, teachers, and students on board to give them a voice. For communities to grow through media there should be connections to Olelo's Community Media Center where schools are wired into the network.

Our focus for Pearl City-Waipahu Complex Area is Service Learning, and utilizing technology to getting students to produce a quadrant D project (students using their knowledge and skills to apply it to a new situation). Having the Olelo Community Media Center in our area with be a perfect fit to meet our goals for our students. Being on the Leeward side of Oahu, sometime we are at a disadvantage. Please continue to support Olelo's Community Media Centers with 10% of the total services (not just channels) by Oceanic be available for Public Access use.

Sincerely,

JoAnn Facuri
Pearl City-Waipahu Complex Area
Technology Resource Teacher

JoAnn_Facuri/LEEDO/HIDOE@notes.k12.hi.us

09/15/2009 02:02 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject testimony

Attached is my written testimony

(See attached file: olelo testimony.doc)

JoAnn Facuri
Technology Resource Teacher
Leeward District
94-521 Farrington Highway
Waipahu, HI 96797

808-675-0443 ext. 284 olelo testimony.doc

"Eiko Kosasa"
<ekosasa@hawaii.edu
>

09/15/2009 02:08 PM

To <cabletv@dcca.hawaii.gov>
cc <palolo@olelo.org>, <waianae@olelo.org>
bcc
Subject Testimony

Rethinking Statehood
PO Box 62144
Honolulu, Hawai'i 96839
Phone: 808-392-4964
Email: eiko.kosasa@gmail.com

To: DCCA
Cable Television Division

Fr: Eiko Kosasa, PhD
Rethinking Statehood

Re: Testimony: Renewal and Funding

My name is Eiko Kosasa. I am the host and producer of a television series called "Rethinking Statehood," which interviews community activists and academics on current issues that affect our lives. While this is a relatively new program, I have received positive responses from the wider island residents. In fact, yesterday a viewer requested a copy of the most recent episode because she wanted to play it for her community organization as well as send it to friends and relatives on the U.S continent.

This audience response reflects the fundamental importance of 'Olelo: it allows the free exchange of ideas between community people who previously didn't know each other. If we want to have a vibrant democratic society, we need forums for citizens to participate in public life. We need a format such as 'Olelo to express our ideas whether they are social or political perspectives or expressions of creativity such as with music, dance, or plays.

I am pleased that the State of Hawai'i provides its taxpayers with community television, with a voice. However, the State through the DCCA cannot sit back on that initial gesture but must continually maintain and nurture 'Olelo so that it remains the best possible venue for our collective ideas.

In that vein, I am concerned that the DCCA is considering to scale back 'Olelo's serves to the public. Yes, the State is faced with economic hard times but cutting or limiting the people's voice in a democracy is an unconscionable act. Rather the DCCA should be doing all it can to enhance our participation in society.

Suggestions:

1) The DCCA must keep open all the smaller 'Olelo studios or the Community Media Centers (CMCs) as functioning and vibrant places. I use the Palolo CMC to tape my show and the staff is always friendly and helpful. It is a beehive of activity there. I am sure all the other CMCs are just as popular. Hence, the DCCA must keep the PEG access (Public, Education, Government) rather than separating it because it will effect the funding of 'Olelo, a vital community center.

2) The DCCA must review the PEG access service every 5 years rather than the 20 years that Oceanic is proposing. Shorter renewal period would ensure the funding for 'Olelo keeps up with the times. Without proper updated technology, our ability to express ourselves is severely limited.

3) The DCCA must allow 'Olelo to retain all six channels currently used but provide at least two channels that are common for all islands. We need connections to the neighbor islands.

I want to mention that I have also used the main Mapunapuna studios (and the former Leeward studio) for over 18 years and always enjoyed and enjoy the friendly and helpful staff. In closing, I

want to say that the DCCA as a State agency has a responsibility to the island taxpayers to provide the best support in policy and funding for 'Olelo to thrive. 'Olelo is our TV.

Thank you.

Peter Ehrhorn
<ehrhornp001@hawaii.rr.com>

09/15/2009 02:36 PM

To cableTV@DCCA.hawaii.gov

cc ewilliams@olelo.org

bcc

Subject Olelo is good and needs to be expanded.

Olelo has things on it that one generally cannot find anywhere else such as programs on the Palestine Israel problem. Please don't cut it, in fact it should be expanded. Commercial television has been dumbed down and Olelo offers a chance to think.

"Choon"
<choon@hawaii.rr.com
>
09/15/2009 02:55 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject SUPPORT for PUBLIC ACCESS

To Whom It May Concern:

I offer my unequivocal support of public access to media. This is a bedrock of democracy that we must all fight to preserve.

I'm originally from Singapore where the government controls just about every aspect of the island's ability to dissent or express independent ideas. When I was in China at Tianamen Square in 2007, I witnessed a brave Chinese woman trying to express her idea by holdimg up a hand-scribbled poster. Within minutes, the soldiers stopped her and whisked her away. Our Ko'olauloa areas also have very pertinent issues that concern us. Without public television, we will be silenced against multi-billion corporations who can afford paid advertisements and consultants. We are not at this stage yet but if Americans are not vigilant, we shall slowly lose free speech - our ability for expression and sharing of ideas, independent or not.

The public average Joes and Janes do not have the financial means that corporate America or the government have. The corporate media usually offer only sound-bites of issues or ignore other issues totally. The wise and visionary revolution to provide public access to TV and radio in the 1970s is something we cannot let go of. Public Access for the grassroots should provide more and more options, not lesser and lesser options.

Oceanic Cable is a for-profit corporation and they are trying to make every penny they can. We don;t quarrell with that. It's is their perogative. But Oceanic Cable has the responsibility to keep their end of the bargain to provide public access. If Oceanic Cable does not have a corporate conscience and does not respect and understand the reasons for this public responsibility, it's time to allow another company which is willing to carry this responsibility . Again, the public does not mind corporations like Oceanic making money but Oceanic cannot be allowed to undermine or marginalize public access so it can profit more.

I support the following reasonable premises:

1. Retain Olellor six channels and keep these closer to the major networks. Provide two more channels that would be available on all islands. That way Olelo participants do not have to submit separate shows to other islands.

2. Upgrade Olelo network. Oceanic is busy installing the latest technology but has no plans to upgrade public access. Olelo is not able to provide high definition programming or embrace future technology. Oceanic should not be allowed to pass this cost on to their subscribers. They should use their enormous profits to enhance the public access network for the use of OUR public right of way.

3. Provide inter-island connectivity. Oceanic must be required to install a high capacity broadband network that would allow video conferencing between islands. We can have guests from other locations on our show. The community can testify at hearings and have meetings without the cost of air fare.

4. Live Broadcasting. Oceanic must provide the cable to transmit live television from Olelo centers. This would allow participants to do current news, alternative perspectives and interactive call in shows.

5. Do not allow HENC (Hawaii Education Network Consortium) to take any more money away from Olelo. They are asking to be separated from PEG (Public, Education Government). Across the country, whenever education is separated, the public suffers. Oleo is doing a great job of servicing our youth and schools. HENC would not fill this void.

Olelo would have to close Community Media Centers because of this loss of funds.

Thank you for your contribution and time. I'm willing to contribute my time and efforts as well. Together, we can protect and preserve free speech in our democracy.

Aloha, Choon http://www.CountryTalkStory.com

Choon James, Realtor, B.A,
"Marketing Properties We Would Buy Ourselves!"
55-052 Naupaka Street
Laie Hawaii USA 96762

808 293 9111
choon@lava.net
http://www.CJRealEstateHawaii.com
http://www.CountryTalkStory.com

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larry jones
<larryjones001@sbcglobal.net>
09/15/2009 02:59 PM

To cableTV@DCCA.hawaii.gov
cc
bcc
Subject Olelo

The six Olelo channels are very important to non-profit groups in the community who otherwise v difficulty getting their message out. I am a regular ciewer of Voices of Resistance, but also watch numerous other public access programs. Please do not reduce Olelo viewership.

Larry Jones

Kaui Pratt
<Kaui@inpeace-hawaii.org>
09/15/2009 03:20 PM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc Kanoe Naone <NaoneK@inpeace-hawaii.org>
bcc
Subject Cable Franchise Renewal Testimony (kp)

Aloha,

Attached please find testimony for the Cable Franchise Renewal Agreement.

If you have any questions, please feel free to contact us at (808) 693-7222.

Mahalo,

Kau□i Pratt, Executive Assistant
INPEACE
1001 Kamokila Blvd. #226
Kapolei, HI 96707
Phone: (808) 693-7222
Fax: (808) 693-7221

www.inpeace-hawaii.org Cable Franchise Renewal Testimony (kp).doc

INPEACE

Aloha,

My name is Kanoelani Nāone and I am the Chief Executive Officer of the Institute of Native Pacific Education and Culture (INPEACE). INPEACE is a native Hawaiian educational organization comprised of seven major programs that focus on early childhood education and workforce development. We serve nearly 2,000 people annually statewide. Our mission is to improve the quality of life for Native Hawaiians through community partnerships that provide educational opportunities that foster self-sufficiency.

As a community-based non-profit organization, INPEACE strongly supports the needs and requests of 'Ōlelo Community Media Network as it relates to PEG Access and the renewal Cable Franchise Contract between Oceanic Time Warner Cable and the State of Hawaii.

We urge the state to include within the franchise agreement increased funding to open more Community Media Centers (CMCs) statewide and to ensure that the current CMCs do not close. INPEACE has been serving the Waianae Coast for over 15 years and through our experience, we attest that these centers are critical to the success and sustainability of our community. 'Ōlelo offers a valuable resource to an economically depressed area where their trainings, certifications and high tech facilities would not otherwise be available. We cannot afford to lose the current CMCs but instead encourage the state to support more of these facilities through the franchise renewal agreement.

As our public education system falls short, Hawaii continues to have one of the highest high school drop-out rates in the nation. 'Ōlelo provides an alternative in addressing this staggering statistic through their media and community outreach programs. They offer a viable solution for our youth to express themselves creatively and to receive training that makes them more competitive in today's world. This approach is beneficial for the community as well as the state because it presents an opportunity to invest in a growing industry and to decrease Hawaii's dependence upon tourism. Therefore, it is absolutely vital that the facilities and equipment that 'Ōlelo operates are equipped with state of the art technology that is comparable with network standards. We support a franchise agreement that includes capital funding for any upgrades including 'Ōlelo's migration to High Definition Television. In addition to capital funding, it's essential that a percentage of Oceanic's total services and not just channels be available for public use.

1001 Kamokila Blvd. #226 Kāpolei, HI 96707
Phone: 808.693.7222 Fax: 808.693.7221
Email: info@inpeace-hawaii.org Website: www.inpeace-hawaii.org

INPEACE

We also support a franchise agreement that strengthens communication between islands. It is imperative that ALL CMC's have the ability to carry out video conferencing. This provision is particularly important for community based organizations like INPEACE where we serve five islands throughout the year. The intent is to broaden communication between our sites as well as partnering agencies in an effort to work more efficiently in the communities we serve and to promote collaboration between other organizations.

Therefore, it is critical that the state ensures that all requests by 'Ōlelo are met in the renewal franchise agreement. We cannot afford to be left behind in a world where technology advances are made every day. It is the state's responsibility to ensure that the rights and initial intent of public airways are protected so that the people of Hawaii have the means and opportunity to be heard.

Mahalo,

C. Kanoelani Nāone, Ph.D.
INPEACE
1001 Kamokila Blvd. #226
Kapolei, HI 96707
Phone: (808) 693-7222
Fax: (808) 693-7221
www.inpeace-hawaii.org

Hannah Wright
<valaautv@gmail.com>

09/15/2009 03:44 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:Testimony

I am a hard working, educated, single mother who is a producer on the olelo show.
I believe that with high demand technology in this present age...Olelo will be needing many things.
As a producer & a oceanic time warner customer, Olelo could use more advance equipment.

Yeah, Trust & believe the equipment we have, i'm greatful! Could be more HD advance. It could save us time & money.
It would help to that we could use more live tele casting. It gives me as well as others opportunity to grow & learn.
I love Olelo...the opportunity it shares with us, helps thousands on these islands & i am greatful.

Please help them to advance in equipments etc....so we as a public can advance.

In Grace,

Hannah Wright
Ph (808) 693-6466
Email: valaautv@gmail.com

Noyita Saravia
56-154 Puuluana Pl. #53
Kahuku, HI 96731
808-293-1871

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 16 A 10: 56

A___E___P___S___

FILE_____

Cable Television Division
Department of Commerce and Consumer Affairs
PD Box 541
Honolulu, HI 96813

September 14, 2009

Dear People,

Olelo gives me a reason for living.

As an elder, I get to share knowledge and information with my community that cannot be found on commercial television.

I am particularly interested in our health: in staying strong, vital, healthy, free and clear of disease as all of us age.

There are thousands of voices in the community needing to be heard who are not connected to needing to make a profit as in commercial television.

Please, do not diminish this wonderful entity, Olelo.

Allow Olelo to grow as the communities grow. Do not let Olelo fall behind as technology leaps forward at an ever speedier pace.

Do not silence our community voices.

Olelo is my avenue for creativity, my concerns, my voice, my community, my need to give back and my continued learning and growth as I age. Please let it keep pace with the times. Please do not diminish it. It works!

It would be nice if we could have saved the gas, the time, the money, the parking, the waiting and not had to drive to Honolulu but have been able to testify from Kahuku Olelo live and have you see it at the hearing. As gas prices soar (and perhaps temperatures and autos clogging Oahu's roads) video conferencing will, of necessity, become the wave of the future.

Thank you,

Noyita Saravia

Noyita Saravia

September 15, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P O Box 541
Honolulu, HI 96809

Sirs and Mesdames:

This is a statement in our capacity as hosts and producers of our own respective shows, "Talkback" and "Ilokaniana Variety Show". We have been with 'Olelo Public Television for several years, particularly with Channel 53 where our shows are being aired.

We are submitting this statement in support of the application for a renewal of the current franchise of Oceanic Time Warner but with the condition that upgrading be made to "existing channels or connections that service Public, Educational, and Governmental Access." With this upgrading, we wish to see that connections be available to all 'Olelo Community Media Centers and more public high schools be wired for more access by the young adult population to these services.

Our years of hosting and producing cultural shows for our community have made us understand the meaning of "alternative" access to cultural programs that cater not only to our own specific ethnolinguistic communities but also to the larger community of diverse people of Hawaii.

There would never be a way we can see this kind of television programming in other set-ups except that which is offered at 'Olelo. The upgrading of the connections will guarantee that this access that our communities have is going to be there in the years ahead and that this access is a quality one.

We believe that the sustaining and the continuing building up of our communities somehow rest on this exchange and diffusion of knowledge that is otherwise not available to us except at 'Olelo. In so many ways, such a quality access will celebrate the diversity that we are as a people of the State of Hawaii.

Mahalo and Aloha.

Aurelio S. Agcaoili, PhD
Producer and Host, Talkback

Pacita Cabulera Saludes
Producer and Host, Ilokaniana Variety Show

Aurelio Agcaoili
<aurelioagcaoili@yahoo.com>
09/15/2009 01:17 PM

To CableTV-gov <Cabletv@dcca.hawaii.gov>
cc info@olelo.org, Amy Tamaribuchi <atamaribuchi@olelo.org>
bcc
Subject Olelo Statement

Sirs and Mesdames,

Here is our statement re the franchise renewal. Thank you for this opportunity to take part in the process.

Mahalo and aloha,

Aurelio Agcaoili and Pacita Saludes

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 16 A 10: 56

A___E___P___S___

FILE_____

Date: September 14, 2009

To: Department of Consumer & Commerce Affairs (DCCA)

From: First Friday Show Team (Mililani B. Trask & Manu Kaiama, Co-Hosts)

Re: Oceanic Time Warner Franchise Renewal Application

Aloha DCCA members,

"First Friday" is Hawai'i's longest running Community Talk Show. It began in 1987 and has run for 22 consecutive years. During this time, we have seen community programming expand to include a variety of cultural, political and social perspectives. Not only has 'Ōlelo grown in its diversity, but it has become a significant vehicle for community involvement and participation in the decision making processes that impacts the lives of everyone in Hawai'i.

The First Friday Team presents this testimony to encourage continued support for our community programming and to raise some issues which we believe need to be addressed.

1.) Oceanic represents that it will "…continue to introduce new and improved technology to address the changing market….", but it also proposes that no changes be made to existing channels or connections that service Public, Educational, and Governmental Access." Currently there are no connections (except Māpunapuna) linking the 'Ōlelo Community Media Centers (CMC's), and only 4 high schools are wired into the network. We request that the DCCA ensure that changes are made to broaden access and to ensure that more CMC's and schools are brought into the 'Ōlelo loop;
2.) We need increased funding for the following purposes:
    a. Funding is needed to open more CMC's and to maintain the current level of funding for existing CMC's;
    b. Capitol funding is needed to support 'Ōlelo's migration to High Def TV, and to support ATSC standards including captioning and metadata streams;
    c. Funding is needed to upgrade the network so that it can handle High Def video and data simultaneously, and for the expansion of connected sites to include all 'Ōlelo sites, more schools and the Blaisdell Center.

In addition, we ask that the original language in the Agreement requiring that the picture quality of Access Channels be equal to that of the local network affiliates channels be retained and enforced.

Oceanic has a duty to properly fund public access service, and the DCCA has a duty to ensure that they are doing so. Time Warner, Oceanic's parent, is a very

successful company. In light of this, we suggest you reconsider the 20 year contract to something more reasonable, where periodic reviews can be conducted to ensure that Oceanic is indeed providing the necessary funds to support the continual implementation of improved, current technology for all of Hawai'i's 'Ōlelo stations.

In summary, 'Ōlelo is an important part of Hawai'i. We need to support and upgrade its facilities and services to keep our public informed and to ensure that the public itself, in all of its great diversity, is an integral part of the media in Hawai'i.

Sincerely,

Mililani B. Trask

Manu Ka'iama

Entire First Friday Team

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 16 A 10: 56

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FILE___

September 15, 2009

Cable Television Division
Department of Commerce
and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

RE: Oceanic Time Warner's Franchise Renewal

Dear DCCA:

Hawaii is one of the most lucrative markets for Oceanic Time Warner ("Oceanic"). They will be making billions of dollars over the next twenty years in exchange for using our Public Right of Way.

In return, they are required to fund Hawaii's public access service. Olelo has prospered because of the community's support and willingness to speak out. Oceanic seeks to diminish and reduce their support for public access in order to increase their profit margins. They want to take money away from the public.

The Department of Commerce and Consumer Affairs ("DCCA") needs to protect the interests of the people of Hawaii and insist that Oceanic give more funding to further protect public access and keep up with technology. Oceanic's application gives the public pennies on the dollar for the tremendous profits they will gain. At this time, Olelo gets less than 3% of the Time Warner cable subscription revenues. This does not include Oceanic's other profit generating services.

The outcome of the new franchise is far-reaching and determines the resources that will be made available to the community for the next 10 to 20 years. This could include, but is not limited to, funding support, island-wide connectivity, the number of channels set aside for PEG, existence of community media centers, and the community's access to new and/or improved technology.

Counties on the mainland have lost community access and other technological benefits as franchises have been renegotiated. This is the moment for the people of Hawaii to speak up on what level of technology would benefit the entire State and individual communities and what is needed now, since this opportunity may not come again for many, many years.

I would urge DCCA to consider addressing some of the following points:

Do not give Oceanic the 20-year contract they are requesting. The Department of Commerce & Consumer Affairs (DCCA) must include provisions for a review of their PEG services every 3-5 years. This will insure our services keep pace with technology.

The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's and this would not promote "public access".

Keep PEG – Public, Education, Government together. Olelo on Oahu is considered by many, the number one public access facility in the nation. A big reason for this ranking is because PEG is together and this protects the Public portion.

Provide additional funding for community access (PEG) to upgrade its network and equipment to stay with current technology.

Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances, provides easy public access for legislative testimony, and open entry to needed meetings.

Provide Community Media Centers like Palolo the cable capability to transmit live broadcasts. With such a capability, citizens can keep up with current and alternative news.

Retain our current six channels allocated for community access and provide for at least 2 more that would be available statewide.

Channel numbers provided for community access should as low as possible and adjacent to local broadcast channels. Many Olelo viewers are initially attracted to Olelo programming by channel surfing and therefore the channels need to be easily accessible. This

would be perceived by viewers as the local broadcast series of channels.

The cable franchise renewal is the single most important community issue facing community media over the next 10 to 20 years. The DCCA holds the key - to insist that Oceanic has a responsibility and accountability that will affect "public access" on every level for decades to come.

I thank you for your due diligence, for your forward vision, and for your malama to the people of Hawaii nei. Mahalo for your time and commitment to PEG Access.

Very truly yours,

Diane Texidor

Diane Texidor

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE: TIME:

9/15/09
8:30 P

Hi, I'm Matthew Bernstein as I understand it
We are here ~~because a~~ choice is going to be made that may effect the operation of the community media centers. That is serious business.

I am not here because of me, me me! I will soon have my Mac laptop with Final Cut Pro. And I will be able to continue producing on my time.

I'm a teacher with the DOE. More than 10 years.

One of the most important skills the department of Education can teach young people today is working together. One of the greatest fears of the fire department is to have a

lone ranger who doesn't follow procedures and might make a careless mistake that could cost lives.

I'm here to tell you that I have produced my work at Waianae Okelo for nearly 2 years. At the end of each production I sincerely thank Okelo staff, fellow producers, and clients. All these people are willing to work together with anyone willing to learn. This is what the DOE is supposed to stand for. Young people working together, learning a skill, preparing themselves for jobs and careers in the future.

The DoE is well aware Waianae Okele has won many awards in the past on the mainland.

The DoE needed more funding before this most recent economic downturn This is not the place to take ~~the~~ money from. The DoE is defeating its own purpose. I hope better minds with better choices will prevail

It's dead wrong to take from the community, especially in Waianae, ~~for~~ The DOE gets 25% of State budget. Leave these young people who want to put in the time to learn an honest occupation alone.

I've seen many poor decisions that have cost many lives and businesses. We don't need another foolish mistake made here in Hawaii that will hurt the fabric of our communities - Time Warner helped put together in recent years.

I trust the right judgment will prevail. I don't want to see young talented good spirit people be demoralized by a foolish and poor choice.

Let the DOE find more money it is asking for elsewhere perhaps an excise tax.

I think its really important to keep ōleo ~~two~~ for a couple different reasons but the most important is because Hawaii is about community. ~~They~~ Hawaii is about taking care of each other so this program not only gets the community the ability to talk but ~~a~~ is also a place for the people in the community to get involved. People need the feeling that their voice has power an purpose, ~~this~~ ōleo is one way that the people in the community get these.

—Anny Clapp

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS

RECEIVED: DATE 9/15/09

TIME 8:30pm

9/15/09

Having public access programs for me is so very important. It keeps the community connected it gives kids who make the videos believe that they can become producers. Gives the children the drive to become who ever they want to be. Please dont think this program is any less than important especially if it is to benefit out future generations.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS

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STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
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In Support of Community Television

It would be a shame of the people who view cable television would not be able to produce their own shows / messages for others to see. The airwaves are part of the public space where everyone should have their input to show others, and not just corporations and businesses with intents to sell their products. The people of the community have the right to have their own air time, not only as allowed by Free Speech, because it is them whose lives are affected by what they watch on the television. They can fill in the educational value of cable TV, as they can cover issues that are not found as attractive by the mainstream media. They can put in their own opinions up and allow the public to have a wider spectrum to evaluate ideas and concepts - it is a way to fight off propaganda and protect the interests of the community.

Why would you exclude such an important sector of television from benefitting from a public service, and simultaneously cut off communication from numerous communities already separated by mountains and seas? Technology, with its uses and benefits, is becoming more and more important with each day. Television affects and reflects the lives of many people - it has to have feeling and be a human resource, not just spread the views of faceless, materialistic corporations.

Keep Cable tv a public resource, because investing in actual people is more beneficial for anyone involved. Enhance community relations and equality through social cohesion.

9/16/09

To Whomever It May Concern,

~~Commut~~ Community broadcast television is an important part of Hawaii's society. As a diverse state, public produced programing is essential in bringing people together. Not only do these programs educate citizens on local issues but it is a good place for students and other people to train and excel in the technology. If anything community broadcasting should be expanded not cut.

Jennifer R Oyander

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
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TIME 5:30 pm

09/15/09

/

Community tv.

Why keep it?
my personal opinion is that its good for the people, its good for creativity, for thinking new ways of doing things.
it's good for the future and for the ~~presence~~ Presence.
it helps people intergrate keep connected between the islands.
it can solve conflicts and it can bring understanding.
it's a great way of using the freedom of speech, and also get to know what others around you are about.
it's a piece of democracy and most important it belongs to the comunity thats why you should keep it.

Mahalo

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

September 15, 2009

Department of Commerce and Consumer Affairs
State of Hawaii

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Re: Oceanic Time Warner Cable Franchise Renewal

Dear Madams/Sirs:

I am an Olelo user and viewer, and resident of Oahu.

As such, I wish to express my opposition to (1) the 20 year franchise request: and (2) a request to separate the existing PEG into separate educational and public portions: (3) any decrease in the current accessibility of the public to utilize the PEG stations through the current Basic (minimum) cable service.

In addition, I wish to express my support for increased funding for more and modernized equipment, and increased support and services for Olelo users. I suggest this include (but not be limited to) (1) an inter-island high capacity broadband network; (2) allowing the outlying Community Media Stations (in addition to the main Olelo Mapunapuna Station) to broadcast live; and providing for two more channels for Olelo PEG services (in addition to the existing six channels).

I believe that, in addition to the many realistic individual, community and public considerations that support the above viewpoints, which I and others will elaborate upon, there are significant legal and financial reasons for this Commission to allow my above requests.
These are as follows:

Allowing a 20 year franchise agreement, which would encompass PEG facilities and access, with not adequately fulfill PEG obligations as laid out in federal law. The Federal appellate court, specifically the 6th Circuit, in Alliance for Community Media v. State, City and County of San Francisco, 062708 Fed6, 07-3391 (2008), suggested that the state authority conduct periodic reviews of PEG issues sufficient to ensure that the PEG mandate reflect the most current needs of the community. Taking into account the rapid technological advancement in broadcasting and telecommunications equipment, cameras, audio equipment, computers and software, and the ever increasing knowledge and information associated with technological advancement, keeping pace with these advancements alone mandates that PEG reviews be conduced no longer than every five years.

In the past five years alone, significant advancements in telecommunication technology have occurred. Add to this significant changes in the laws governing telecommunications (HD

broadcasting), changes to the community, changes to community and school involvement with Olelo during the past 5 years, and fundamental economic changes on both a local and global scale. This factors impart that to go longer than 5 years, with respect to a PEG review and alternations to the franchise, could result in a profound disservice to the people of this state. To allow any more than 5 years to lapse between reviews would not realistically allow the PEG channels to keep up with changing needs. The language of the pertinent federal law, 47 U.S.C. sec. 541,, states that the cable operator's provision of PEG services be "adequate". 47 U.S.C. sec, (a) (4) (B). "Adequate" as used in the statute includes provisions for channel capacity, facilities, and financial support. Further, the term "facilities" includes not only stations, but also studios, cameras, and editing equipment (see e.g. Alliance for Community Media, supra.). And it would logically encompass Olelo staff and community support services.

It seems impossible for the state to determine now what would be "adequate" PEG services, etc., 20 years down the road. Indeed, any more than a 5 year gap could not ensure realistically "adequate" PEG services.

Along these same lines, provision should be made NOW for increasing the funding from Oceanic to Olelo to cover the costs of replacing outdated facilities, computers and editing software and equipment, cameras and microphones, etc., and for funds to train the Olelo staff to utilize, implement, and coordinate up-to-date knowledge and equipment; and to instruct the community in the use of the new equipment, etc. The private media's transition to HD broadcasting and television, by itself, is a glaring example of how out-of-date Olelo is (and will continue to be, unless more funding is provided by Oceanic.) Another example is trend toward use of live inter-island connections in commercial channels. This trend should be considered and reflected in Olelo's funding for the next five years.

Notwithstanding Federal law, the right accorded Oceanic Time Warner Cable of public access, let alone a virtual monopoly in Oahu of cable TV, justifies any putative economic detriment to Oceanic, regardless of current economic conditions or any decreased profits. It could be argued that Oceanic's past (and present) virtual monopoly in Oahu has accorded them profits which cable companies in other states (having to bear the costs of competing) could not, and have never, realized..

Insofar as separating the current Olelo channel line-up into separate educational and public/government entities, I ask that the public, government and educational channels remain together and and funded as one entity. My reason for this position is because dividing the PEG entity and the funding would inhibit and preclude the sharing of equipment and resources. It would not be cost effective. To the contrary, particularly in this economy, were all are hard-pressed for monies and funding, reducing the effectiveness of any funding or monies runs contrary to the public good for all segments of the community, including educational TV. It could result in the closing of some community stations, and will definitely result in cuts in staffing, equipment, and services for the government/public sector.

I also believe the Olelo channels should not be relegated to exclusively digital cable, nor

to anything less than inclusion in all types of cable offerings, from low to high cost subscriptions. The reason for this is that the more inclusion, the more public access and public viewing, which is the purpose of PEG. Also, to do otherwise would be discriminatory with respect to lower-income viewers. Further, the Olelo channels should be grouped together, as they presently are, and kept toward the upper end of the channel spectrum, to accommodate channel surfers. To do otherwise would again discriminate on the basis of income, because digital (higher-priced) cable affords an easier alternative to channel surfing than do the cheaper cable packages. And, in line with this, I advocate increased channels for PEG and broadcasting from satellite stations, because the more channels and the more venues for broadcasting: the more PEG access; and the more public expression, instruction and communication.

Personally, as a tutu and older resident, I think I represent a significant segment of Olelo's many users and viewers. I have noticed many older residents coming to the Palolo satellite facility I use. In my opinion, while it is wonderful that or teachers instruct and encourage our youth in broadcast and other media, I am personally very grateful to the Palolo Olelo staff. The staff has given me a new opportunity to develop my creativity. They have patiently, through a class and ever afterwards, instructed and helped me with the use of all types of equipment and television production. They are always accessible to the facilities' many users, of all ages. I am also grateful for the opportunity Olelo accords me to broadcast whatever creativity I can muster. I am grateful, as a viewer, for the many opportunities Olelo gives individuals and groups to air their opinions and points of view; for it allows me to hear ideas from people I would not otherwise see on commercial TV. Likewise, I am glad these people are given an opportunity to broadcast their divergent views. It makes Hawaii so much more a true democracy, and is one of the few vehicles that truly allow free expression of ideas, including creative as well as political ideas.

> As a tutu, I think Olelo is a great vehicle for "senior health" (whether or not we want to admit to it). Perhaps that's important to Hawaii as a whole. OLELO fosters creativity and mental growth in older residents, too, which is something one always hears as a prerequisite for good health. I know carrying around a TV camera and tripod is great physical activity as well. I hope I can continue to utilize Olelo; and that it will be there, in future years, no less (and hopefully more) than it is today. And one more thing - video not only opens up new lines of communication and commonality between grandparents and grandkids, it makes me feel young again.

Thank you so much for this opportunity to express my views on Oceanic Time Warner Cable's franchise agreement.

Sincerely,

Linda Birn
1532 Thurston Avenue apt. 7
Honolulu, HI 96822

Hawai'i People's Fund
Change, Not Charity ™

September 15, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, Hawaii 96809

Aloha DCCA,

Hawai'i People's Fund is a community-based public foundation supporting grassroots efforts for social justice and social change since 1972.

Hawai'i People's Fund has produced or been highlighted on a few 'Olelo shows. But, more importantly, many of our grantees and other marginalized and/or grassroots groups have been trained in video production by 'Olelo and have been able to utilize 'Olelo's resources to tell their stories, to have their voices heard, to illuminate issues of justice that need to be understood.

Community access to 'Olelo offers what many, if not most areas of society do not: a level playing field with equal access. And this is true not only for media production but just as much for media consumers. Access is already a little bit uneven for consumers; cable is required. More, not fewer, people should have access to the six current 'Olelo channels.

This is what we must preserve!

But, preservation is not enough. Technology moves so swiftly. Community television *has* to keep up. The quality of production, equipment and reception should be equal for all, not based on who can afford the best. Community television is not an airline; there should not be a first class and an economy class. Don't make all the community access channels at the end of the channel line-up. Community television must be equal and available to all consumers.

The Community Media Centers on O'ahu are models for community media production for the rest of the world. 'Olelo has piloted an amazing system which it continues to develop. More CMCs throughout O'ahu is an important step to include in future plans.

'Olelo has been doing more with less for quite some time. Sharing a minimum percentage of allocated revenue has made progress much more challenging for community television. We've heard of bailouts and bankruptcies in a variety of industries, but Time Warner Cable is not one of them. TWC posted a profit of over $300 billion in the most recent quarter. In Hawai'i, there is almost no competition for TWC. They need to share more than the 3% of these revenues with community television. It's the pono thing to do.

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Hawai'i People's Fund
949 Kapi'olani Blvd. Suite 100
Honolulu, Hawai'i 96814
Phone/fax: (808) 845-4800
peoples@lava.net

www.hawaiipeoplesfund.org
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A member of The Funding Exchange

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Community television plans should include more (not fewer) channels. There should be nothing standing in the way of Olelo productions and viewers having access to and from neighbor island communities. Let's have 1-2 Island-wide stations. The technology exists for this now and the need is present, the desire strong to be able to share and view media between the islands.

Learning about media consumption and production needs to be part of what children learn in the 21st century. Olelo is taking the lead in this. It doesn't matter if these kids never make a single video as an adult, they will be informed consumers of media; they will know how to think, how to listen, how to tell the story.

Access, quality, and quantity, more channels and more funding support, are what is needed for Olelo Community Television. An informed and engaged citizenry is what will result.

To:
Mr. Clyde Sonobe
Administrator
Cable Television Division
Department of Commerce and Consurmer Affairs
P.O. Box 541
Honolulu, HI 96809

Testimony Re: Oceanic Cable Franchise Renewal Application

Thank you for this opportunity to give you my view of the future of community television.

I am a fourth year video student at Kaiser High School and I would like to thank Oceanic Cable for its commitment to Community television over the years. Because of the money given to Olelo, I have been able to work on the Olelo television van for the past three years to cover our Homecoming football game and our May Day assembly.

We students like video production very much. I want to major in film studies at the college level, and I like working with the crew members and actors.

If Oceanic would give more money to Community Television, I would like to see a Community Media Center at Kaiser High School. We would not have to go all the way to Palolo to use editing equipment. We can't expect our teacher to stay until 9 o'clock every night, and a community media center would allow us more time to work on our projects.

Please increase the funding levels for community television. Thank you.

Michael Kim
Senior
Kaiser High School

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

September 14, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

My name is Adam Kostylo and I'm from the Hawaii Kai community. I'm a junior at Kaiser High School, and I'm currently serving as president of the Junior Class. I have been a student in the Communication Arts & Technology (CAT) Learning Center program for three years now, and after enjoying it so much, I think Oceanic should definitely expand their Community Media Centers to include one at Kaiser High School.

Rather than take one channel away from PEG access, Oceanic should be willing to expand the number of channels committed to community television programming.

But, don't get the impression that we want ALL the educational programming money. We just want enough funds to continue schools and individual needs at the grassroots level. For example, the unique long-standing partnership with 'Olelo and Kaiser High School has included annual training for students and the use of the mobile van covering major school events.

I strongly support the proposal to open a Community Media Center on the Kaiser High School campus. It would create an after school into the evening hours, project-based learning environment where students and community members could create video programming on issues of concern to them. Currently Hawaii Kai residents must go either to Kane'ohe or Palolo to access the nearest Community Media Center. We would all like to see one in Hawaii Kai. There is interest and a community need for our own center.

Community Media Centers of the future should collaborate with non-profit organizations to document and share resources. The outcome of the new Oceanic Cable franchise is far-reaching and will determine the resources that will be made available to the community for the next 20 years. This may be my only chance to stand up and say that Kaiser High School needs a Community Media Center, especially since my time there is limited. There's so much creativity and talent in our community, and this could be that chance to shine.

Adam Kostylo
Student
Kaiser High School

Adam Kostylo

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30am

September 14, 2009

Testimony re: Oceanic Time Warner Cable Franchise Renewal Application

Department of Commerce and Consumer Affairs
Cable Television Division

My name is Ronson Hill. I am from Hawaii Kai, I am a senior at Kaiser High School, I am in the Communication Arts and Technology Learning Center program at Kaiser High School.

I am enjoying the opportunity to work with and around cameras and the video broadcasting process. I myself want to be a Broadcast Journalist. My desire has always been to express and inform, but more than anything, video communication brings people closer together. Movies were created to supplement actually being somewhere and seeing it for yourself. The community benefits greatly from the ability to solidify and commemorate important events throughout our lives.

Oceanic Cable should increase its commitment to the community's ability to bond. It is important that local voices can be heard, with their own local flair. There are people with things to say, if Oceanic Cable would bring a Community media Center onto the high school campus it could give those people a way to say it.

In order to use a Community media center, the people of Hawaii Kai are forced to go to Palolo or Kaneohe. This needs to changed. Over the next 20 years if Oceanic Cable can increase its number of media centers, it becomes the one that benefits. People love to hear their names called, and people like knowing what's going on in the community.

If the Media Centers would expand Community training to include video production and media literacy then the quality of product increases thus increasing the benefit on the community. It all comes down to what Oceanic Cable wants to do for the community.

I see the stories waiting to be told. I see the proud parents wanting to tape their children's sporting events and be able to edit it for a more professional appeal. I see a certain teenager, that loves talking about sports, and would have a lot of fun putting his opinions on T.V and seeing the type of feedback he gets. I see the aspiring director wanting to tell a story, just for the sake of having somebody else listen. I see these peoples' stories ready to be told. Oceanic can help these people have a voice amongst the crowd. They can help by giving Kaiser High school a Media Center and moving toward the capabilities of live video conferencing, providing connections that allow PEG programs to be exchanged over a statewide fiber network and increasing the amount of channels allocated to Community Television. These are things that can be accomplished to further our communities, if Oceanic is willing to provide it.

Ronson Hill
Senior
Kaiser High School

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
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LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 15, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable Franchise Renewal Application

Thank you for the opportunity to testify before you today. My name is Michelle Kapana Baird, and I am a physical education teacher at Kaiser High School. I also teach the Hawaiian Voyaging Class and am in charge of producing the May Day assembly.

In the mid-1990s, 'Olelo Community Television first came to train our Kaiser High School students on how to operate the mobile television van to cover the May Day assembly. The 'Olelo mentors have been coming every year and training our students so they can cover our May Day assembly, Homecoming game and our school play. The van must now be about 15 years old, and it's probably time to purchase another van for use over the next 20 years, because this one gets used so much and there will be an increased need for this type of multi-camera van shoots at remote locations.

In 2005, the students in my Hawaiian Voyaging class helped to make a video documentary about our cleanup efforts of removing alien algae from Maunalua Bay. The video is called, "Na Pua o Maunalua." This video has been shown to visiting teachers from the National Science Foundation. My UH advisor presents it to every single conference she attends regarding place-based curriculum.

Since working with the teachers in the Learning Center I became interested in learning more about video production. I became certified as a producer at the Palolo Community Media Center in 2007 and during my sabbatical leave last year I began editing a videotaped oral history of Wailupe Fish Pond and its sense of place.

'Olelo Community Media gives us a voice to present our educational projects to the community at large. I would like to see 'Olelo be able to provide in the future the capability of direct, live, satellite transmission of video signals directly to the classroom, from remote sites, such as when we do invasive alien algae removal in Maunalua Bay, when we go sailing on the Hokule'a, and when we travel to Kaho'olawe. These are things that 'Olelo could be broadcasting live in the future. This would be an educational tool for students who are unable to participate, who could then witness, live, the environmental cleanup activities on a "virtual" field trip as the events occur. 'Olelo is the resource partner who will enable our students to mentor other students in the classroom who do not meet the DOE's water safety requirements.

Very truly yours,

Michelle Kapana Baird
Teacher
Kaiser High

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 14, 2009

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

Dear Representatives of the
Department of Commerce and Consumer Affairs
Cable Television Division:

Thank you for the opportunity to testify before you today on the future of community television in Hawaii. From my vantage point as an English teacher and Drama/Speech Club advisor at Kaiser High School, I can attest to the power of media to transform our students' lives.

At Kaiser High School, we videotape students delivering speeches in their English classrooms, and we videotape our school play, thanks to 'Olelo Community Television. We videotape our annual Speech Festival and prepare for debates through the use of videotape. The positive feedback that videotape provides helps students with their sense of self-esteem, which is key to the educational process.

The media component to education will grow in the coming decades. I would like to thank Oceanic Time-Warner for its past contribution to community television, and I would like to see an expansion of that commitment to include more Community Media Centers at public schools. With the advent of the International Baccalaureate program at Kaiser, many other teachers at Kaiser High will wish to incorporate video into their curriculum as they and their students reach out to connect with community members on environmental and health-related social issues. A lively integration between teachers, students, parents, and community members would surely exist if such a Community Media Center were established here, with editing facilities open in the late afternoons and evenings. I urge you to keep educational funding channeled through 'Olelo Community Media so that more media centers can become a reality in the future. Keep PEG access funding channeled through 'Olelo. Thank you.

Very truly yours,

Ann Ogilvie

Ann Ogilvie
Teacher
Kaiser High School

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

September 15, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

To the DCCA Cable Television Division:

My name is Rachelle Matson, and I am a freshman at Kaiser High School and a first year video student in the Learning Center. We students would honor the privilege of having Oceanic Time Warner increase its funding levels to community television to support kids so that we would have more opportunities to show we are gifted and talented. If given this support, we would be able to absorb more knowledge and perform at even higher standards.

Thank you for this opportunity to testify before you on behalf of the future of community television.

Rachelle Matson
Freshman
Kaiser High School

Rachelle Matson

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
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511 LUNALILO HOME ROAD
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Ph. (808) 394-1200, Fax (808) 394-1245

September 15, 2009

Testimony re: Oceanic Time Warner
Cable Franchise Renewal Application
Department of Commerce and Consumer Affairs
Cable Television Division

Thank you for the opportunity to testify before you today. My name is Shannon McMonagle and I am a video production teacher at Kaiser High School at the Communication Arts & Technology (CAT) Learning Center.

What is the umbrella term for PEG access? It's Community Media. That means that the P, E, & G in PEG access ultimately reaches the "me" at the community level. 'Olelo Community Media delivers PEG access so that it does reach the individual at the grass roots level. Most important to teachers is the "E" in PEG access, for educational programming, which must continue to be delivered through 'Olelo Community Media for the sake of our youth. 'Olelo has a track record of reaching out to the schools. I can attest to that with the support we have received every year for the past 15 years as our students have worked with the television van and the team of mentors which come with it to cover our major school events.

At this time, six public schools on Oahu have Community Media Centers which are serviced by 'Olelo, and, if Oceanic Time Warner would increase its commitment to community media, in the next 20 years I can envision many more Community Media Centers, one of them at Kaiser High School where the International Baccalaureate program is now in its first years. This is an internationally-recognized program which mandates a close relationship between classroom and community; a perfect location for a Community Media Centers. These Centers should be considered jewels on Oceanic Time Warner's belt; please take pride in them rather than seek to cut their funding.

Thank you for the support you have shown to community television in the past and we look forward to increased levels of support over the next 20 years.

Sincerely,

Shannon McMonagle

Shannon McMonagle
Teacher
Kaiser High School

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Aloha! This email is to urge you to keep all of Olelo's channels in service. Olelo plays such a good role in our community and is a huge public service. It's vital to preserve all of its capacity and channels. Thank you for considering my statement. I know many others, especially folks in community groups who use the Olelo to convey news of their activities and to share their work and advocacy for good causes. It is a vital communication and information resource.

John Witeck, University of Hawaii staff member and U.H. and H.C.C. lecturer
2252 Puna Street, Honolulu, HI 96817

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

Cable Television Devision
Department of Commerce & Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Aloha,

'Olelo is a valuable resource to our island communities in that it gives us a voice and

an avenue in which to be more active and connected to each other in meaningful ways.

As a viewer, I enjoy being kept up to date on what is going on in our government, our

neighborhood boards and local events. I am informed and entertained by the various

programs that my neighbors are producing.

As a guest on Talk Story, I was able to share information about the work the non-profit

organization I'm involved with is doing, as well as have a dialogue about agriculture in

Hawaii.

As the producer of an up-coming public service announcement, I'm able to perceive the

possibilities of sharing various types of information that are relevant to my community,

and am planning on eventually expanding my projects to include a series.

As a volunteer, doing camera work for other peoples' projects, I see the process of the

community coming together to express itself and support each of its members.

In my role in a non-profit organization, I see so much potential in what 'Olelo will provide to future clients. I am currently encouraging more people to make use of the valuable services that 'Olelo offers.

The fact that 'Olelo works with our schools is a tremendous asset to our youth. Not

only do they benefit from the skills that they learn, but they are empowered to be

active members of the community which leads to more productive citizenship thoughout

their lives.

To keep our communities inspired and empowered, 'Olelo needs to keep its funding and its

channels. In fact, it could do better with network upgrades, inter-island connectivitiy

and live broadcasting. Without access to viewers, we have no voice, and lose a

vital instrument in making a positive impact on our community.

The public has given support to Oceanic cable in the use of our right of way as well as subcribing to its services. Keeping our public access network updated with the latest technology should be a priority for them as a community partner.

Giving back to the community is not just a duty. It should be an honor, especially considering the great work that 'Olelo has done with the funding it has received up to date. Oceanic Time Warner and the Hawaii Education Network Consortium need to support the public by supporting 'Olelo. In this way our communities are strengthened.

Mahalo,

George Johnson
North Shore Micro-Enterprises
President

WAI'ANAE HIGH SCHOOL

SEARIDER PRODUCTIONS

VIDEO PRODUCTION · PRINT PUBLICATION · MUSIC RECORDING · WEB DESIGN

September 14, 2009

Cable Television Division
Department of Commerce & Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Dear Director Reifurth,

As the founder of Waianae High School's Searider Productions, I am writing to ask you to ensure no harm comes to `Olelo Community media as a result of Oceanic Time Warner's Franchise Renewal Application. Since 1994, `Olelo and Searider Productions have partnered to bring video production resources and opportunities to the young people on the Wai`anae coast. It is impossible to define all of the great things that `Olelo continues to provide for our community.

As you are well aware, our community has a long history of survival despite a historic lack of resources and difficult economic conditions. The enduring spirit of the Wai`anae community works to lift us up from seemingly impossible situations and allows us to overcome against all odds and thrive. It was this spirit of survival combined with a high level of student interest in story telling through video production, that drew `Olelo and my small video program together all those years. Since then, Searider Productions, has become nationally recognized for Wai`anae students' in-depth, quality reporting through video production.

A big part of Searider Production's success could not have happened without the support of `Olelo. As a veteran educator, I can tell you first hand that it can be a struggle to bring resources to the table. `Olelo is able to assist educators, such as myself, by providing training and equipment resources for teachers and students. Partnering with `Olelo is the best way to start and enhance a video production program at a school. For this reason, I believe it is essential to maintain PEG as a whole. Any separation of E from the PEG model will jeopardize our community media centers and make it difficult, if not impossible for `Olelo to continue to work with educators and students in the dedicated way they do today.

I am concerned that Oceanic's franchise proposal may not go far enough to ensure the continuation of these kinds of resources for educators and students. Please work on behalf of our students and educators to ensure `Olelo has the funding necessary to continue current operations and expand services appropriately over the period of the franchise. I cannot tell you how critical it is for our Wai`anae community that this important resource continues to be funded.

Sincerely,

Candy Suiso

Candy Suiso
Program Director
Searider Productions
Wai`anae High School
www.searideproductions.com

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

June T. Shimokawa
3557A Kaimuki Avenue, Honolulu, Hawai`i 96816
(808) 732-6791 junets@clearwire.net

September 15, 2009

To: Lawrence M. Reifurth, Director
Clyde Sonobe, Cable Television Division
Department of Commerce and Consumer Affairs
State of Hawai`i

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

From: June Shimokawa
Private citizen

Re Testimony regarding Oceanic Time Warner Entertainment Company's Renewal Application for Oahu Cable Television Franchise

Aloha, Mr. Reifurth and Mr. Sonobe!

Thank you for this opportunity to provide testimony on Oceanic Time Warner's Renewal Application for the Oahu Cable Television franchise. I am June Shimokawa, speaking as a subscriber of Oceanic's cable services and as an avid supporter of `Olelo Community Television. As a subscriber, I primarily access programs from Channel 48 (C-SPAN) through Channel 56, the PEG access channels; sometimes, Comedy Central. As a supporter of `Olelo, let me say that in 2008, I was a user of `Olelo's Palolo Community Center services, editing a weekly hour-long program entitled, "A Great Idea!." That experience renewed my appreciation for `Olelo's very capable staff and their openness to helping people like me access use of state-of-the-art equipment through providing their technical assistance. I spent approximately nine hours a week for eight months on my project.

I'm here today to register my strong support for maximum allocation of cable channels and services for community television. Oceanic's renewal application indicates a current level of 3% of its gross earnings provided for PEG access, and it could be 5%, which I strongly support.

Let me give a brief retrospective as to why. In 1993-94, as a volunteer with the Hawai`i Ecumenical Coalition I coordinated a mini-survey of the three television network stations as well as Hawai`i Public Television to determine how they were doing with the FCC's Fairness Doctrine, with particular focus on their performance relating to native Hawaiian issues. I personally reviewed each station's most current quarterly files, and then I worked with a team of volunteers who monitored and logged each station's programs for a month. You can probably guess the result quite accurately if you were around 15 years ago We found that what was local was on the Evening News and only occasionally a 30-minute or 60-minute special. In 1993, Public Television was still under DCCA supported by the state's general funds so funding was short for local programming. What Leslie Wilcox is doing for Hawai`i Public Television today to provide local programming produced by local professional is remarkable. But even more remarkable is what `Olelo Community Television has done in its years of operation. Today `Olelo is helping to grow youth to become professional producers in addition to which `Olelo is expanding the world view of our community's youth.

"Building community" is `Olelo's motto/mantra/vision which it has succeeded in making real. "Building community" does not happen overnight. It takes vision, committed leadership, creative and self-giving staff who internalize a belief system. They are demonstrating how community

television can create a hospitable environment in which community users, students, young adults, old people like me, can create and produce valuable programs. "Building community" among island residents happens when local people see themselves as the subjects of programs they watch, and they do so with ownership and pride even more so when producers are their family, friends, or neighbors. "Building community" among those living in a chain of islands, where mountains, valleys, and the ocean pose technological communication challenges is not taken for granted, and so I want to acknowledge Oceanic and their partners, like `Olelo, on Oahu, in helping to transform possible barriers into tangible programs especially important to our island residents.

One final comment. I understand that Oceanic Time Warner may be asking for a 20-year contract. That is a very long time. Who knows what environmental, technological, political, socio-economic changes will affect how we live in these islands. Perhaps five years is too short in today's environment . And yet 20 years seems much too long. May you have the wisdom of Solomon to determine what is in the community's best interest.

Thank you for this opportunity to offer testimony.

William Low

909 Lehua Avenue 5 96782

808.499.5526

Olelo' Statement

I have been living in Hawaii ever since I was born. I have been through a lot in my life, including my fair share of getting in trouble with the law. I am 25 years old now with a loving wife and a beautiful son, and all seems that the worst of my troublesome youth is behind me.

I became a Christian at the age of 12 it has been a struggle to follow God since then, and I have gone through countless counselors that "knew everything" about God. Many of them were wrong, and unloving and uncaring, saying they loved me yet never lifted a finger to prove it. I never knew that one of my most saving graces would be sitting in front of a camera in the studio of Olelo' on channel 16! His name was Raymond Angelo, and he tells it like it is! To the point where you love him for it! You just want to reach into the screen and either punch him in his face or kiss his bald head for telling you what you have been doing wrong, so that you know what you need to fix! For me it was the latter. His show has truly influenced my life and his counseling throughout my youth.

But why, why stop of channel that is supporting shows that grow Hawaii's youth so that they realize the right path? Realize their own wrong so that they can become better people for other people? Even the State of Hawaii cannot deny the fact that the youth of Hawaii is troublesome, and in dire need of guidance. I know, my youth is just ending and entering a new stage of my life, but only because I woke up a long time ago! Thank you Olelo' and I pray that today it is not the youth that open there eyes, but the people who believe they control Olelo's future. Olelo has touched Hawaii's lives in a positive way, so why stop it now?

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

To: Department of Commerce and Consumer Affairs

From: Keapoi Namaka'eha

Date: September 15, 2009

I am writing this in response to issues arisen out of concern for 'Olelo Community Television's future in Hawai'i. 'Olelo Community Media has provided outstanding media services that has embraced and perpetuated cultures by addressing challenges, sharing concerns, and empowering communities to have a voice in society. Time Warner Franchise Renewal Hearing should allow 'Olelo Community Media to continue providing media services without restrictions. The following concerns are as follows:

1) 'Olelo Community Media has expanded in growth over a period of twenty years. A decrease in funding will severely impact their operations.
2) HDTV should be available for 'Olelo Community Media. The media would benefit from having this in place to provide media technology that has changed the way people communicate.
3) Channels should be available for 'Olelo Community Media. 'Olelo Community Media should be provided more channels to reach a larger community one for every island.
4) 'Olelo communicates to diverse cultures on daily basis. The community should have access that is not restricted by video on demand. Current issue that impacts the community is informative using real time rather than delayed time access!
5) It is recommend that the picture quality should be retained.
6) 'Olelo Community Media should be in all schools and on every island.
7) There should be two or more access programming channels allocated to O'ahu Access Programming.

In summary, 'Olelo Community Media has provided direct media services to all. Current suggestions for improvements are needed to support 'Olelo Community Media to continue what they have been doing for the past twenty years.

Keapoi Namaka'eha
namaka4u@yahoo.com

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

September 15, 2009

To: Department of Commerce and Consumer Affairs
From: Steve Arashiro, HUOA Video Production Committee, Co-Chair
RE: Cable Franchise Renewal

I'm Steve Arashiro, Co-Chair of the Hawaii United Okinawa Association's (HUOA) Video Production Committee.

For today's hearing, I would like to limit my input to the continuation and expansion of the Public, Education & Governmental (PEG) Access with the current Access provider, the Olelo Corporation.

Our HUOA is an umbrella organization for 52 Okinawa Village Clubs statewide and represents about 40,000 members. Our organization strives to foster the Okinawan ethnic identity to the descendants of the original immigrants who came from Okinawa to toil in our sugar cane and pineapple fields. The primary guiding philosophy of the HUOA is the commitment to preserving, promoting and perpetuating the Okinawan culture and arts and the history of Okinawans in Hawaii.

Olelo has been assisting us in perpetuating this guiding philosophy since 1998 through our weekly Hawaii Okinawa Today community television program shown on Olelo's channel 53.

Over the past 11 years of our association with Olelo, we have enjoyed excellent training and guidance in producing our community television program. Much improvements have been made with the addition of more Access channels, increased training opportunities and more recently the addition of viewing access through personal computers and the internet. These two new programs are the Livestream and OleloNet on Demand. Now even our guest performers from Okinawa can view their Hawaii performances via these new programs on their computers in Okinawa.

As previously mentioned, our organization has members statewide and our current community television program is only available on Oahu. It would greatly enhance our organization's efforts to promote and perpetuate the Okinawan culture by making available for viewing, our weekly Hawaii Okinawa Today program to our neighbor island members via a new statewide Access programming channel. We believe the addition of this statewide channel should be a high priority for Olelo in the near future. Needless to say, that only additional funding to Olelo can make this a reality.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

In closing, our organization, the Hawaii United Okinawa Association strongly urges the retention of the current PEG provider, the Olelo Corporation which has an excellent track record of PEG services and the additional funding for a new statewide Access programming channel.

Mahalo,

Steve Arashiro

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September 15, 2009

Dear Oceanic Time Warner Cable,

My name is Calvin Nakano and I am a certified state of Hawaii teacher, teaching in Hawaii for the last 15 years. I am presently the media specialist teaching at Ka Waihona o ka Na'aoau Public Charter School. My main assignment is to develop our digital video program and to teach students to produce videos.

I want to thank you for your support in providing us with public access television channels and the funding of Mapunapuna Olelo's station and satellite stations throughout Oahu.

I have been truly blessed by your funding of public access television through Olelo over the past years. I am presently a producer for Olelo and have been able to bring this training to DOE, training teachers and numerous of students to succeed in the digital realm.

Initially, I have mainly used Mapunapuna Olelo for my training since I live near Moanalua. I also teach in Waianae and have discovered Waianae Olelo. Here I have established great friendships and have learned the value of ohana, as the people there are so friendly and helpful. Because of the convenience of its location near where I work, I have spent many hours and days learning how to refine my skills in video productions.

I would like to request your utmost continued support to provide public access television to our state. It would be very advantageous to create a satellite station in Nanakuli as there are so many residents who would like to have the opportunity to voice there stories through video, but are reluctant to due to the fact that they feel there isn't a closer satellite facility.

In addition, I also feel that having public access television channels nearer to our local channels would make much sense. Channel searching would be so much easier for residents who want to view local channels, as they would be next to eachother or nearby.

And lastly, may I recommend that you would upgrade public access channels to high definition. I feel in order to keep viewership from our island residents, we need to keep up with what they are getting familiar viewing in high definition television.

Again, thank you for all of your support these past years. You have been a valuable resource for both my students and I as I have learned how to produce videos and am able to pass these skills to my students.

Sincerely yours,

Calvin Nakano

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

1

To: Hawai'i State Dept. of Commerce and Consumer Affairs
Place: McKinley High School Hirata Hall

Date: Tues. 9/15/09
Time: 5:00 pm-8:00 pm

Subject: Public Hearing for Oceanic Time Warner Cable's Franchise Renewal

My name is Amy Kimura. I am an ordinary viewer with no expertise in the cable renewal process or technology but am concerned that our public resources are being gradually lost.

I do know that the airwaves are a public resource because of their limited band width. Commercial uses have their place but should not be allowed to take over airwaves, leaving only crumbs to the public. It would be like letting Waikiki beach, a free and limited resource, be taken over by concessionaires serving tourists (surf board rental, canoes, lounge chairs, flotation mattresses, and toys) with little or no space for locals. We're happy to share our resources; but we don't want them taken away from us. We depend on government agencies like the DCCA to protect our public resources. Do not let us down.

Public access facilities and services should be expanded on O'ahu and neighbor islands. There should be statewide channels connecting all the islands. After all we are an island state, not simply a group of islands. Band width, etc. should be wide enough to allow for current and future improvements in technology like high definition. There should be more media centers in ~~senior citizen centers~~, public parks and libraries, community centers, schools, and other public centers

I depend on 'Olelo for coverage of public meeting and hearings of the city council, legislature, government agencies like DCCA, and others for their neighborhood board. And since newspapers and tv are cutting down drastically on news staff, we all have to rely even more on other sources like 'Olelo for serious local news. 'Olelo is also a great place to catch events and lectures I was unable to attend and those from other states and countries not carried on the commercial cable channels.

I've read about interactive public hearings/meetings, which sound wonderful for the interested citizen who cannot travel to the site of the hearing/meeting due to work/family responsibility/ driving/parking/cost of airfare and other constraints. These could be held at nearby neighborhood media centers for the technology challenged (seniors especially) or those unable to afford internet access (the poor, the middle income on tight budgets, and of course seniors on moderate and/or fixed incomes).

While the internet is an amazing resource, I have many friends who do not have access to it. It's also expensive to have broadband for internet video viewing. Yet even the technologically challenged know how to turn on the tv to watch something.

Here in Hawai'i we have a uniquely diverse ethnic population with immigrants from many countries. It is a treat to watch 'Olelo shows displaying amateur, nonprofessional dancing, costumes, traditions and how ethnic cuisines are prepared, as well as those of our own native Hawai'ians. We should have a much greater variety of them. The various ethnic groups should be able to have easy access to producing and circulating programs perpetuating their language and celebrating their culture.

Mahalo for this opportunity to present my views and participate in democracy.

Amy Kimura

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

Lela M. Hubbard

From: "Lela M. Hubbard" <lmhubbard@hawaiiantel.net>
To: "Evern Williams" <ewilliams@olelo.org>; "Department Commerce Consumer Affairs" <hawaii.gov/dcca>
Sent: Tuesday, September 15, 2009 4:24 PM
Subject: Testimony on the Time Warner Franchise, Sept. 15, 2009

We are here today to save the only acess for our community voices to be heard immediately. On Saturday we taped PSA's asking to "Bring Totie Home" which was turned into a video on Spacebook. There is already action by the public demanding the return of the Otter Creek Whistleblower, Totie Tauala, the only Hawaiian inmate not returned to Hawaii. Wow. That is what I call quick service. I also learned to be a director years ago and did some programs with what I had learned.
I have learned more about cultures here: watching the dancers of Okinawa, Japan, Korea etc. I also watch the European news program and wish that there could be a translation running on the screen, but that would take more money or more modern equipment than Olelo now has. Much of their technology is antiquated as the field moves so quicky. GI*VE OLELO MORE MONEY.*

Time Warner currently has what we call a Waikiki lease where the owner of the resouce is given pennies on the dollar. But we have a valuable resouce which should give a fair return on ~~revenues produced:~~ the GROSS *between at least 5.5% to 8%, upgraded annually based on the fluctuations of the economy. Whoever negotiated the previous franchise was giving away the store. GIVE OLELO MORE MONEY.*

Olelo is stronger with PEG united. Splitting up the number one public facility in the U. S. does not make business sense. ITime Warner could play the parts against each other. If it is not broken, leave it ALONE.

MORE MONEY means better communication between islands: video conferencing is cheaper than hopping on a plane; live call-ins, live television will be more exciting with in-depth news instead of gore, sex, kitty up a tree and other infotainment "news" on the commercial channels---and less bias;expandin channels so that there are two inter-island channels will bring our islands closer which is very difficult and expensive now.
GIVE OLELO MORE MONEY. Taxpayers deserve more.

Lela M. Hubbard
Na Koa *Ikaika*
99-407 Aiea Heights Drive
Aiea, *HI 96701-3516*
487-2311
lmhubbard@hawaiiantel.net

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Pōkā Laenui
(Hayden F. Burgess)
86-226 Farrington Hwy.
Wai`anae, HI 96792

Tuesday, September 15, 2009

Clyde Sonobe, Cable TV Administrator
Department of Commerce and Consumer Affairs
P.O. Box 541,
Honolulu, HI 96809

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Dear Mr. Sonobe;:

Re: The nature of a democratic society and the role of a free and public media

I wish to submit testimony in opposition to Time-Warner/Oceanic's application for 20 year license, in opposition to HENC's application for separate funding & treatment from PEG; in support of Olelo's application for high capacity broadband network, in support of the retention by Olelo of all 6 channels it currently holds, and in support for all other request made by Olelo.

The reason for my support for Olelo's applications is founded on the need for a strong presence of a free and public media in order for a democratic society to function. Ben Franklin and his concept of the role of a free press in order to bring about the needed transparency within a democratic society, is never truer than it is today. Television has replaced the printing press.

I image a democratic society as three major points on a triangle, one consisting of civil society, the other - finance society, and the third, government (including its various bureaucracies). The role of the free press is to guarantee transparency between the interaction and relationship between all three. Only when we do have transparency can we truly have an informed democratic society. Without that, we have a public, which gets hoodwinked too often, either by government, business, "educators", religious "leaders", etc.

There seems to be a misconception that PEG (Public, Education, and Government) is representative of the free press. In actuality, the only part of the "free press" here is in the public sector of PEG. Education is part of business as well as government bureaucracy. Too often, the "Education" community sees itself as producing worker bees for the finance/business sector or to become government employees, or government spokespersons. Government (oftentimes politics) is of course its own sector. We have in PEG, only one player who meets the true role of the free press, i.e., Public Access Television. Only in this Public Access Television do we have the folks with enough guts to expose the dirty laundry, to "tell it like it is", willing to stand up and be counted.

While the Business sector swallows up the public airwaves with major corporations pretending to be the "free press", commercial television buying up another chunk of business, and religious organizations scooping up yet another portion, the truly free press through Public Access Television is given the crumbs! The current situation has devolved into nothing more than a charade of a vigorous attempt at transparency, a pretense as preserving a democratic society.

Olelo is the only presence in the Hawaii society, which consistently represents this free press role on a massive basis.

I support a strong free press, one with the necessary facilities to give the public the opportunity to bring forward the investigation, the exposure, the opinions and viewpoints of the people for whom government and the finance community should service. That is why I support the strengthening of Olelo and all Public Access Television stations.

Mahalo,

Pōkā Laenui

Poka Laenui,

Cable Television Division
Department of Commerce & Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

September 15, 2009

To Whom this may concern. Aloha

I come before this board to bring to your attention and to praise the out-standing Senior Citizens that are involved with Olelo Community Television. In particular, the female sector of the Senior Citizens, that work so diligently, stretching themselves to the limit to produce programs for the communities. I want to emphasize, that some Senior Citizens, are in their final stages to complete their unfinished business to the community. Don't hold these folks back from trying to make a difference in the community. Give them the sense of value by backing them and Olelo. These elderly females that put their heart and soul into their programs will be shared by the community. Support the necessary funding to support these persistent female producers in their quest to educate the community.

The Palolo branch needs to update their equipment and move into the 21st century.. Help them, in helping the community to move forward with the necessary tools in this fast moving high technology industry. Hook them up to the I_Net and make them live; so it can be taken to the world; that a small and well functioning organization can do it, in a not so well known city, as Palolo. The Palolo branch needs the funding to help their dedicated Producers full fill there dreams. It is obvious that the producers, camera people and editors are making heavy strides into the latest technological advances. Alternative media outlets in today's world is miniscule. I have confidence, that the members of this panel will make the correct decisions, and do every thing in their power to approve the funding for Olelo and in turn, help the many producers that are dedicated to their work; to move forward. With new equipment it would energize many of us, as well as the staff. The momentum is in gear and I support many of the predestine staff at Olelo Community Television for their dedication and exceptional PR.

It is your hands.

Mahalo

Jesse Ponce de Leon

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Sept. 15, 2009

Department of Commerce and Consumer Affairs
Testimony re helping us help ourselves – Fund Olelo Community Television

Aloha,
My name is Lynette Cruz. I'm a community producer with Olelo Community Television and I'm writing to ask that DCCA support community television by making sure that funding is secure enough to provide the technological improvements necessary for all community television producers to continue the work we do in educating the public about issues that would otherwise be invisible. These are issues that don't make the newspaper headlines and don't appear in the evening news. These are issues that are sometimes too hot to handle or, conversely, too insignificant and as a result, mainstream media pays very little attention to them, meaning to issues that arise within communities and challenge, day-to-day, the well-being of those communities. Today more people than ever know that if they need comprehensive information they won't get it in the 30 minutes allotted to regular television news, but they will get it via public access television where producers like me can provide in-depth journalistic inquiry that exceeds the 3 minutes exposure on the mainstream channels.

I recently reviewed HRS Section 5-7.5 acknowledging the concept of "**Aloha**" as the working philosophy of native Hawaiians and, we would hope, the people of Hawai`i. Aloha, in this statute, is supposed to be the essence of relationships in which each person is important to every other person for collective existence. I've been looking at how the DCCA is in a position to put such a concept into action, and wondering how it is that community people, the ones who tend to have the least wealth or means to get their issues out to the larger public continually get shafted by those who have the most power to even things out. I don't see aloha in any of those actions. Rather I see greed and thoughtlessness and unwillingness to look at the larger good that implies each person is essential to every other person for a collective wellness, a joint kuleana, if you will, that puts us all in the same boat as it heads toward an uncertain future—a vehicle that assumes we will take shared responsibility for each other. I see a money-grab, where other organizations that know the success of Olelo Community Television's public outreach want to take over at our expense. I see an unwillingness by corporate interests to share even a small amount to benefit the rest of us.

Keep PEG as PEG. Keep the community healthy by giving us the means to participate in the life of government and the community. Upgrade facilities and equipment. The community deserves it.

Lynette Cruz
45-659 Lohiehu St.
Kaneohe HI 96744

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

September 14, 2009

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Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom It May Concern:

I am writing to support Olelo and Public, Education, and Government Community Television. I have been a participant of the Waianae Olelo Community Media Center and the Media Enrichment Program for a number of years. I have learned many things that have helped me not only in my present life but also for my future. I have become more confident with speaking in public and understanding how media is used in the world today.

I have seen how Olelo PEG Programs not only improve young people like me but all different kinds of people who live in Waianae. It's people sharing and communicating with each other in person or via the Olelo channels. People used to say that Waianae was a bad place, but they now only say good things when I mention that I'm with Waianae Olelo Media Program.

That's why I want Oceanic Cable Company to continue to provide funding for Olelo PEG to continue servicing not just the community of Waianae but other communities as well. I know that when the Olelo Summer Media Program Youths from other centers get together we build such a strong bond with one another. I believe this is what Olelo means when they say that they're "building community!"

I just graduated from Nanakuli High School class of 2009 I know life shouldn't only be about making money and profit. I know that Oceanic will continue to make money and profit from using community right of way. Olelo has taught me to give back to my community by helping other make programs about our community. I don't make money from that but I profit from doing the good deed of helping my community.

Oceanic should continue to provide the funding to support Olelo PEG services in every way possible. Olelo PEG needs to keep up with the increasing cost of maintaining its Media Centers and consider open several more in other communities.

Mahalo,

Ben K. Weiss Jr

Benjamin K. Weiss, Jr.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

To whom it may concern,

The experience of working on projects at Olelo has been rewarding and sometimes challenging. The benefits are always positive and interesting in that you will always learn something in the process of filming and editing video projects.

The current equipment at Olelo is adequate and gets the job done. The option of sending in Video disc instead of tapes has greatly improved the process of turning in programs. In saying that, there will always be increasing changes and improvements in future equipment. I am writing to make sure that Olelo keeps up with the advancements that are available. It is great to see kids come in learn the equipment with ease and turn around and teach the adults the finer points. Olelo Waianae has reached out with its summer projects for children and mentor projects. In an area where there are difficulties in keeping the standards of learning this is an option that is working. Please continue to fund advancements to make the process easier and current so that there will be more opportunities for all involved.

Respectfully,

Frank Trippett

Frank Trippett

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Aloha Kakou,

I am Pono Kealoha, Kanaka Maoli and Olelo producer.

Oceanic wants to use OUR public right of way.
AND The DCCA must look out for the public's interests.

1. PROTECT PUBLIC ACCESS IN HAWAII

- Keep PEG – Public, Education & Government together. Do not allow duplication of resources. Olelo is doing a great job of serving the education and government sector. Don't fix what is not broken. HENC will never be able to serve Education like Olelo.

- Olelo must continue to have channels that are easier for channel surfers to access. In addition, give us two channels that are available statewide.

2. PROVIDE ADEQUATE FUNDING

- Remove the Cap and give this money back to Olelo for much needed equipment upgrades

- Make sure that Olelo has the funding to keep our Community Media Centers open.

3. KEEP HAWAII CURRENT WITH TECHNOLOGY

- Do NOT give Oceanic a 20 year contract. Make them review their services every 5 years to make sure we have the latest technology for our keiki.

- Make Oceanic pay for upgrading our network. When they do, do not let them pass this cost on to us, the subscribers.

- Oceanic must help us connect all islands by providing with video conferencing.

- Provide live broadcasting for all our community media centers so we can stay current with breaking news.

What is HEWA is having big corporations like Time Warner come in and profit off our Public Right of Way and limit us to what we receive.

DCCA, make Oceanic give back MORE to the public, not LESS.

Mahalo.

Pono Kealoha
1107 Acacia Rd. #113
Pearlcity HI, 96782
456-5772
ponosize@hotmail.com

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Aloha

Olelo has taught me so many new things that I have never known how to do. When I first started olelo I was so excited and I when I got there I was nerviest and didn't know anyone but they were friendly and invited me in like I was family. After that first day I wanted to come back and I did and I continued to go back there because they treat me kindly and are always respectful and always caring. Olelo has taught me for the first time how to interview a person and later when we were trained olelo ask us to do an interview with some legislatures at the state capitol. I was shocked and I was kind of nerviest but I was excited because I was going to interview a legislature and they picked us because they knew that we could do it and they put their trust in us and trained us hard. In the end of it when I did my interview we pulled through and we did it. Olelo opens up doors to kids and helps to make them someone some day and helps kids get involved to teach how to speak and have courage. When I learned this it expanded my learning in school and helped me improve in my work. Olelo expands kid's education and also teach the Hawaiian culture most places don't do that and Hawaiian culture is a beautiful culture and I have learn so many new things that my school didn't teach me. The staff at olelo is very nice and kind and I feel so welcome when I step through those doors and I feel just like they are family too. All of their staff are well trained people and work very hard. They are people that don't give up they enjoy what they do best and that is teaching. Olelo should not be taking over by another company because olelo has done so many things and are doing excellent in their work. They are very dedicated to their work and have come very far to reach their goals. Olelo shows different shows on TV for the public to see. They show board meetings and culture and school teachings and many more. Olelo shows these to the public and teaches people and I think that's cool and when people don't have time to go to different things or haven't learned things they don't know. Olelo shows all different teachings to the people and that's might help someone out there to gain something or to encourage them. I have been with olelo for a long time and I love to be there and meet new people or to learn new things. Everyone has worked so hard and trained a lot of kids and wanted to continue teaching more students and kids. Olelo also takes kids to the mainland to do interviews and it's just expands the kids learning. This is a good way of teach kids and students to learn and have fun. Olelo gives all of these kids and students on this island a chance to learn and to expand their ability and expand their education. When a student had a hard time they never gave up on them until they got the job done. Olelo is a place of learning and a place where I can expand myself, in confidence and self inspiration. I would like to thank a wonderful person that touch my heart and she blessed me her name is kupuna Shirley Naho'opi'i and all of the staff that dedicated their time and hard work to educated the students and kids. Mahalo nui loa.

Makana Duarte

Signature

Makana Duarte

9/11/09

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Theodore Nuuanu

89-1045 Nanakuli Ave.

Waianae, Hawaii 96792

9-11-09

Aloha, I am a resident of Nanakuli and I attended the classes for Producers, Cameras and Editors at the Waianae O'lelo Community Center. These classes are set up for 3 consecutive evenings. The timing was perfect and we meet other people from the community. The Staff are so friendly and make you feel like you are just as important to them . The lessons are very informative and fun. I never thought I could do anything like filming or even put it on television. I am thankful O'lelo Staff are there for us to help with whatever task we need to finish so our program can be aired on the O'lelo stations. Thank you also for the young internships staff that O'lelo has. They are always there to mentor whom ever needs help on the computers for editing there program. O'lelo also has a Hawaiian Program that teaches our Culture, Language and History. The Kupuna's gather together and share there mana'o with each other and this is also aired on O'lelo stations. We would appreciate more financial funding so other Centers can open in other areas. We need to keep our O'lelo Community Centers , because this is our only means of communication thru television.

Mahalo,

Theodore F. Nuuanu Jr.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Maynette Nuuanu

89-1045 Nanakuli Ave.

Waianae, Hawaii 96792

9-11-09

I would like to share my mana'o about how much O'lelo means to our community. O'lelo has brought people together with the communication of Television. With this technology the Staff of O'lelo has taught and educated the people of the community to be Producers, Camera Specialist, and Editors. O'lelo staff also helps with the youths for internship to mentor the people who comes and takes the classes that they offer to the community. Most of us may not know how to use the computer, but they are there to teach and helps us. O'lelo is a great asset to our community because they care for everyone, Keiki's, Poki'is, and Kupuna's. O'lelo also has a Hawaiian Program . This gives our community some hope for our Hawaiian Culture to share the history , stories and crafts thru television.

We are asking for financial funding to open more O'lelo Community Centers on the island.

A Big Mahalo to the Waianae O'lelo Community Staff and Internship. We appreciate all what you do for us.

Maynette Nuuanu

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30 pm

VERONICA A.T.K. SUDA
84-1036 A FARRINGTON HIGHWAY
(808)282-5354

TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS,

September 12, 2009

Aloha Kakou-apau,

My name is Veronica 'Iolani Suda and I am a resident of Makaha for over thirty years. I am also a Kupuna at Nanakuli Elementary School, a Kumu Hula at Makaha Park and Recreational Center, and an advocate for Na Kupuna (Hawaiian Studies Program).

I strongly believe that funding should be increased and available to support 'Olelo's movement to improve High Definition Television with the support of Oceanic to modify and expand 'Olelo's current connection at different sites to manage High Definition video and data simultaneously. It is inopportune for some of us to convey interests and matters that affect our community at prearranged testimonial hearings. Given a specific place, time, and date for these hearings to occur is sometimes a disadvantage for some of us to assemble and testify. Most of us work on the day the hearing is scheduled, and some of us do not have access to computers or may not be computer literate which makes it difficult to express our concerns. Therefore, it is necessary to increase the funding to upgrade CMC's and to expand current CMC's at different sites to engage and support the public's matters and concerns.

In addition, funds should be available to open more CMC's on O'ahu and to ensure the current networks to remain in existence. 'Olelo facilities should be accessible to more schools, and public facilities such as the Public Parks and Recreational Centers, Blaisdell Arena, and the Concert Hall. 'Olelo network located in Wai'anae service the public schools and communities of the Leeward District throughout the year. Our neighborhood committees make use of 'Olelo's facilities by broadcasting messages concerning our communities. For example, dumping waste in the residential area of the Nanakuli Ahupua'a. The methane gases released from waste products are toxic. The live broadcast sponsored by Wai'anae 'Olelo made it possible for the people in Nankuli to take action in the exclusion of dumping toxic waste in their own backyard. With support from the Wai'anae 'Olelo's staff and volunteers and the usage of the CMC's computers and media equipments, i na kupuna can pass on their memories of the past and present to educate our upcoming generations. Na mo'olelo o na kupuna inspires i na 'o pio to be proud of their Hawaiian Ancestral Heritage. During the summer intercession, Wai'anae 'Olelo's CMC open their doors to educate i na 'o pio from the districts of Nanakuli, Ma'ili, Wai'ane and Makaha. I have witnessed the accomplishment of these students enrolled in the 2009 enrichment summer program. Their mission was to learn to absorb the written and oral literature of our Hawaiian History and Ethnicity through traditional songs, chants, and other resources. The students were assigned to groups according to where they lived and their task was to find out information about their Ahupua'a. Through the skillful training of the 'Olelo Wai'anae staff and volunteers, na haumana was able to produce a video enactment of historical places and events of their native soil. I am proud of our youths because they grasped the information through written texts and most of all by listening to the stories of the elders from the Wai'anae Moku 'Aina… Self-esteem and the utmost respect for their Hawaiian Heritage were well earned. For these reasons, 'Olelo facilities should be expanded and made accessible to the general public. Current CMC's are positive assets and should remain open to service our communities, especially 'Olelo Wai'anae.

Mahalo for giving me this opportunity to testify and your support,

Veronica A.T.K. "Iolani" Suda

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

September 14, 2009

Dear Director,

My name is Benjamin Weiss, Sr. I am a resident of Nanakuli and have used the services of Waianae Olelo Media Center for several projects benefiting my church, family and community. I so appreciate having this access to media that wasn't available to me while growing up in Waianae. I have always been proud to come from the Westside of the Oahu and knowing all the good things we have out here. Olelo Television Access has showed this good not only to people outside of the west coast but most importantly its brought a positive sense of pride to people from this Waianae.

My children have a place to go and make media programs that my family and other people can view to learn more positive things about our home town. Waianae usually gets all the bad stuff dumped here, but Olelo Media has been something so great. With so few good things in this world like Olelo Media, why would you not give your support for it?

I believe that if Oceanic is making profits from the community, then the community should share in the profits through the wisdom of the founders of PEG Access. The funding should be increased to not only the full 3 percent but to the highest extent possible for future needs to the communities who use PEG Access Media. As Oceanic's profits increase the funding to support PEG should increase as well.

I also believe that PEG should have more channels so that the people from different communities can have their own channels or show more programs specifically about their community. I also would like to see a "Statewide" channel so that neighbor island communities everyone will be able to know what's happening in other communities. I think this would help to bring all the citizens closer together.

In closing I like to state that I'm a Oceanic Cable customer only because I support Olelo PEG Access TV, especially in Waianae. But if Oceanic doesn't support Olelo PEG, then I'll switch to Direct Satellite TV which is cheaper.

Respectfully,

Benjamin Weiss Sr.

Benjamin Weiss, Sr.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

To: the Department of Commerce and Consumer Affairs

Re: Oceanic Time Warner Franchise Renewal Hearing –
Scheduled for Tuesday September 15, 2009

Sub: Written Testimony of Thomas Kawika St.Germain

Date: Friday September 11, 2009

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

In regards to this draft, I am writing this draft with the intent to address and hopefully resolve several major concerns I currently have that is associated with the Oceanic Time Warner Franchise Renewal Hearing process.

To begin I would first like to clarify to all whom may be concerned about my status of affiliation with the 'Olelo Community Television & Production Facilities. Regarding myself, I am currently a new student whom is enrolled with the Wai'anae 'Olelo Community Television Facility. I personally chose to become a participating member within the 'Olelo Community Television and its productions, so as to create for myself an effectively positive way towards being as one whom is actively involved with, and is a productively contributive citizen to the overall Hawai'i community at large. However I am now aware of the implications that are set in place with the enactment of this Oceanic Time Warner Franchise Renewal Hearing, and personally find that this could entail a detrimental situation for myself as a future 'Olelo Community Television Producer. While extending this detriment towards the entire 'Olelo Community Television & Production Facilities as a entity, and furthering this detriment to also include the 'Olelo Community Television's sincere and dedicated audience.

I will now provide the discrepancies I have against the Oceanic Time Warner Franchise Renewal proposal...

(1)The concept or proposal to limit and or to eliminate funds and or other resources for the 'Olelo Community Television & Production Facilities, is a proponent I am strongly against. Further I personally advocate for an increase in such funding and or resources towards the 'Olelo Community Television & Production Facilities, as this entity itself has grown and NOT decreased in its size over the past 20 years of its existence. Thus upon analysis, the current trend seems that the 'Olelo Community Media Centers are also further increasing in their numbers and in turn their need for continual funding and or additional resources is also necessary, so as to ensure a continued success is achievable and accomplished for all involved which extends to include the viewing audience of all Hawai'i nei.

(2)HDTV is what is the latest in media technology accessible by the public, yet it seems extremely odd that the 'Olelo Community Television & Production Facilities does not posses the same capabilities that are upheld and shared by the other locally based Television & Production Facilities here in Hawai'i. As a result of this predicament, I also advocate for the advancement and implementation of these same HDTV services along with any and or all other technological improvements to also be afforded to ALL of the 'Olelo Community Television & Production Facilities, by way of insured capital funding as this would only seem to be as of a fair nature and an appropriate standard for all locally based Television & Production Facilities here in Hawai'i nei.

(3)Ten percent of accessible and operational channels was a requirement of the original cable franchise with the 'Olelo Community Television & Production Facility. This same concept should continue, but be furthered to include ten percent of all the other currently provided services that are now in operation and also include any other future improvements that is created and or established by the Oceanic Time Warner Franchise. Consequently this would result in providing extra technological advancement for all of the 'Olelo Community Television & Production Facilities in the terms of possessing a greater bandwidth size which in turn would create a broader cable service and thus this further implements more 'Olelo Community Television Channels that would become available to the viewing audience of Hawai'i nei.

(4)The 'Olelo Access Channels should be made to be accessible similar in nature to the same way as the locally based network affiliate channels are accessible. However under the new Oceanic Time Warner Franchise proposal, their new application would entail that the so called "lesser viewed channels" or what they intend to convey as the 'Olelo Access Channels, would now become accessible via a system that would take several steps to get to. To clarify on this concept, this would involve the viewing audience to have to go through several menu layers before finally being able to view an 'Olelo Access Channel. In keeping in tune with my advocation for 'Olelo Community Television, I strongly advise and recommend that ALL the 'Olelo Access Channels should continue to remain in an accessible format that is similar to the other locally based network affiliates here in Hawai'i. For the reason being that the 'Olelo Access Channels are of local origin and corresponds to many local issues of the overall Hawai'i community at large that are not normally covered by the locally paid and typically traditional Television network affiliate of Hawai'i nei.

(5)It is in my personal best interest and I further opinionate that it is also in the best interest of ALL the 'Olelo Community Television & Productions staff or members along with the 'Olelo Television viewing audience, that the wording which is currently stated within the present Franchise Agreement regarding the picture quality of ALL 'Olelo Access Channels should continued to be retained, honored, and enforced under the new Franchise proposal.

(6)Major upgrades and or significant improvements are in dire need for a better successful 'Olelo Television Network. Some of the significant needs of the 'Olelo Community Television & Production Facilities, concerns the connectivity factors that needs to be upgraded to handle High Definition video and data simultaneously between the various 'Olelo Community Television & Production Facilities or the Community Media Centers, along with and to include all the various schools ranging from preschool to college campuses while also including and incorporating many other public facilities such as the Blaisdell Arena and Concert Hall.

(7)And lastly, it is best that there should come into existence 2 Inter-island 'Olelo Televisions Channels which is for 'Olelo Access programming and of which will be shared and operated freely between the entire Hawai'i Inter-island Archipelago. These 2 Inter-island 'Olelo Television Channels should be in addition to channels that are specifically allocated to the Island of O'ahu 'Olelo Access programming.

In closing I would like to Thank you for your time and consideration in reviewing this draft of written testimony, and hope that there can be a successful agreement between all parties involved for this hearing and proposal.

Sincerely with Respect.....

Kawika St.Germain
daRARE1oHawaiiPaeAina@gmail.com
(808)306-7373

Josiah Pascal

P.O. Box 67 Waianae, Hawaii 96792

(808) 218-8558

josiahpa@hcc.hawaii.edu

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

9/14/09

To the Director of the Department of Commerce and Consumer Affairs,

Aloha, my name is Josiah Pascal. I am a community member that uses Olelo Facilities on a regular basis. My father and I use the studio to do 2 programs called "The Second Coming of Jesus Christ and The Blessed Hope. Olelo has not only become community, but community, as it's best. Olelo is not only people who profit, it is ohana environment. It is govern for and by the people.

I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the State will have on the quality of PEG Access services and the way it will be delivered in the future. Having quality PEG Access services is important to me because it is a mandatory use. Going back to the freedom of speech, this is where government at its best. It will be detrimental if it is gone because it has a potential to be an economic disaster to the state. It helps the community to get not only what we feel, but what is important to people and what is not heard on big television stations. This way everyone has a voice in what they believe in. It provides important programs to the community, especially in an area like Waianae. The way teens are in this area, Olelo is a way people can convey their message to at risk youth. It is a big and vital asset to the community because it creates after school programs and an ohana environment that helps to convey our messages. The staff at Olelo is truly second to none they are truly ohana. They are like professionals but they do it mostly for free. It is unmatched anywhere. I put this studio at the forefront in front of any studio out there.

For the past 6-½ years I have been utilizing PEG Access through Olelo Community Media as a community member. I value current resources that are available through PEG Access because of the existence of Olelo Community Media. It has personally helped me to grow in all aspects of my life. Watching and learning from other programs about cultures around the world. It has not only help me to learn about media and technology, but I got to meet people and the views they have on the community. I believe all the services the Olelo provides should still be provided. For me, the studio is an asset because it is a service that we use on a regular basis. It is an easy way to portray messages on anything we have to talk about. Everything that Olelo provides now should be provided in the new contract. We also need adequate support to keep up with the constant change in technology.

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of the PEG Access, and would like to see it thrive throughout the life of the new contract. This is important to me because this is the access of the freedom of speech, and without it the people of the community will not have a voice. It is important not only to me, but other community members and the future generations to come.

Mahalo for your time and consideration.

Josiah Pascal

Director of DCCA
Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom it May Concern:

I am a client producer with Olelo, and have been the fortunate recipient of the many services, trainings, support, equipment use and camaraderie that Olelo offers. It has allowed me to create positive programs of my community, and for my community that I believe encourages the multi-generations we have. Having been introduced and integrated into the Olelo family I have witnessed the wide range of positive impacts PEG Access overall, and Olelo itself, has made. For example, out in Waianae youth interns work together to train and interact with kupuna (elders) using media and technology. This expands the use of technology over the age groups, but more importantly it opens up lines of communication, understanding, learning and tolerance between people of different generations, ethnicities, beliefs and socio-economic backgrounds. I want to see this preserved.

Therefore, I am requesting that no adverse action be taken or result from the renewal of the Franchise Agreement. Everything we have now needs to be protected and maintained. Including keeping Public, Education, Government together. Already one entity, Hawaii Educational Networking Consortium (HENC), is lobbying to receive the one-third portion of the funding that Olelo currently receives to provide services to our local DOE schools. This action will only serve HENC and not necessarily the teachers, schools and students Olelo works with directly. This will weaken our communities overall.

Oceanic Time Warner (OTW) as the cable provider for all of Hawaii, not just Oahu, who uses our rights of ways should provide for all of the people not just their subscribers. Therefore, Public Access should be made available to all of the community. This is why I believe that additional channels should be provided for in the Franchise Agreement that will be available statewide. To provide for this there needs to be allowances for rising costs, changing technology and growing communities. The introduction of improved technology that Oceanic is planning should also be made available to the community at no charge. The standard and quality of technology available to the community should be comparable to other broadcast channels. This means that the proposed $3.00 per subscriber each year will eventually be inadequate as time goes by, and should instead increase steadily in proportion as time goes by.

Mahalo,

Jerrick P. Amas

Jerrick Amas

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

Minister Ben Pascal
85-050 Farrington Hwy. Waianae, HI 96792
benjaminpn@live.com
09-14-09

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/15/09
TIME 8:30pm

To the Director of the Department of Commerce and Consumer Affairs,

***Aloha*, my name is *Minister Benjamin H. Pascal*. I am a client of Olelo, being a member of the Waianae Satellite, and having two weekly programs and have been using the Olelo facilities for going 7 years. I have many good things to say of Olelo. They have been personally and privately involved in teaching and assisting us with our many projects and the work of the ministry and gospel of Jesus Christ.**

I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the State will have on the quality of PEG Access services and the way it will be delivered in the future. Having quality PEG Access services is important to me because *I personally utilize ALL of the services provided.*

For the past *6years and 3 months*, I have been utilizing PEG Access through Olelo Community Media as a *community producer and community viewer* of *the Wai'anae Olelo Community Media and the Olelo Channels and their various programs.* I value the current resources that are available through PEG Access because of the existence of Olelo Community Media. I appreciate the services of Olelo because all of the services are done for free and the help is innumerable and even the assistance. In the new contract, I believe that the following services should still be provided:

- ***The use of the studio as well as all of the equipment including but not limited to the furniture, cameras, lighting, and all other technology provided.***
- ***I hope to see that it will continue or we will be unable to receive the services provided by Olelo.***
- ***We have enjoyed being here knowing that we are able to utilize the satellite in Waianae***
- ***We hope that there would be other equipment added to the facilities that will assist us in the production of our program in as many ways as possible.***

Preserving these current PEG Access resources will provide at least the minimum of what I believe to be quality services, but it does not provide adequate support to keep up with the constant change of technology.

I want to say that Olelo Community Television has given us a huge opportunity to share with the community as well as the island that which

without being allowed to utilize this system and this satellite we would have no where to go to share with the public the message of the Gospel of Jesus. I Benjamin Pascal would like to thank Olelo Television and its staff for the years of service that they have provided without question and also without watching us the right to use Olelo and its facilities and its studio. Again thank you to the Olelo staff and the system for the many years that we've been able to be a part of this experience of sharing the Message.

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of the PEG Access, and would like to see it thrive throughout the life of the new contract.

***Much Mahalo and Aloha* for your time and consideration.**

Yours in the Blessed Hope,

Minister Benjamin H. Pascal

87-166 Keliikipi Street, D1
Wai'anae, HI 96792

September 14, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Dear DCCA Director:

My name is Shahrashad Levin, I am the producer of a series program which airs on an Olelo PEG channel called "Divine Hope." I have utilized Olelo's Wai'anae center for the last couple years. They have provided me with the opportunities to use PEG Community Access to exercise my 1st Amendment Rights of "Freedom of Speech." I would never have been able to speak to my fellow citizens if Olelo wasn't there to assist me. The power of media and communication is the key to exercising democracy today. PEG provides that power for the average person.

For this reason alone, Olelo PEG needs to continue into the future. This can only happen if PEG is properly supported. I support an increase in funding so that there will be more Community Media Centers in other communities and to make sure that the current centers aren't closed. In fact, I think there should be more funding so that PEG is able to keep up to TV Technology and capabilities.

I support the idea of having a statewide channel or two so that it would be easier for all the island communities can communicate with one another. I like the idea that we would be able to have a LIVE broadcast program out of Wai'anae and even to be able to give and receive LIVE testimony to our government officials without having to add the expense to travel so far from our communities.

Although I support a business like Time Warner Oceanic making money from using public rights of way, they MUST give back to the public in a comparable amount which would be the full 3% of Oceanic's gross revenues and 10% of the total services (not just channels) being offered by Oceanic should be available for PEG use.

Sincerely Submitted by:

Shahrashad Levin

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Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Aloha Kakou,

I am a retired "Tutu" and spend a good deal of time at home watching T.V. The Olelo channels are my favorites and hope to see more of the cultural and young people's input. Actually, Olelo has come a long way with historical events. Highly educated knowledgeable people speak so accurately about our Hawaiian history. It makes this Hawaiian old lady very happy since silence was imposed on my mother's generation, therefore making my generation inept. Thank you for the awakening "olelo".

So much appreciation I feel for the Olelo channels with commercial free programming – makes watching T.V. a joy. What you see and hear is what you get!

Please help maintain the progress and quality of the services, equipment and facilities Olelo has today, and especially of these fine young people who have become so highly skilled in the profession and arena of mass media communications in the communities all around our state.

I don't get out much, but it's a joy when I run into one or more of the young technicians at a function and they come over to kiss me. I know they are doing their job (public relations), and always working the scene. Good training!

Your kokua is greatly appreciated - Please keep the projects of Olelo (Waianae) active and functioning. PEG Access and Olelo are big positive assets for the Leeward Coast!

Mahalo!

Diana Dung
Makaha

Cc: Colleen Hanabusa
Maile Shimabukuro
Karen Awana
Todd Apo

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COMMERCE & CONSUMER AFFAIRS
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Koa Kawai-Jose
87-1730 B Farrington Hwy. Waianae, HI 96792
(808)668-7202
09-14-09

To the Director of the Department of Commerce and Consumer Affairs,

Aloha*, my name is *Koa Kawai-Jose*. I am *12 years old and attend Nanakuli High School.

I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the State will have on the quality of PEG Access services and the way it will be delivered in the future. Having quality PEG Access services is important to me because *it gives me a voice and allows me to exercise my freedom of speech.*

For the past *2 summers*, I have been utilizing PEG Access through Olelo Community Media as a participant of *the Wai'anae 'Olelo Community Media Enrichment Program.* I value the current resources that are available through PEG Access because of the existence of Olelo Community Media. *Olelo community television has been doing a good job by teaching me about media and how to use it to my advantage to getting my messages across.* In the new contract, I believe that all of the current services should be kept on going so that the people of the community can utilize all of the services that they use now. This will ensure that community access will be held to the same standard it has been for the past 20 years.

Some of these services include the ability to checkout equipment and use it to create various projects free of charge. The ability to air these projects free of charge. The ability to come to a media center in my community and access all of its services like technical training and assistance.

Preserving these current PEG Access resources will provide at least the minimum of what I believe to be quality services, but it does not provide adequate support to keep up with the constant change of technology. In the new contract, I believe that the following services should be added as requirements for PEG Access:

- ***Currently there is a cap on the amount of funding Olelo can receive as the PEG Access provider. I would like to see that the cap be lifted in order for Olelo to increase its ability to service its clients.***
- ***The ability to service more people is important, especially as more people start to get interested in Community Access Television. I would like for funding to be made available for Olelo to open more Media Centers around the island.***
- ***I also think that we should have at least 2 statewide channels in addition to the 6 channels we currently have so that we can get in***

touch with issues that are statewide and not just happening in my community.

- ***I would like to see that all of the current Media Centers looked at to be repaired and/or renovated to be bigger, with an adequate number of bathrooms, sufficient studio space, and stocked with all of the Current equipment needed to operate a media center.***

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of the PEG Access, and would like to see it thrive throughout the life of the new contract. ***It is important for the DCCA and Oceanic Time Werner Cable to take these thoughts into consideration because I want people to hear you and I don't want to "lose my voice" for the next 20 years.***

Sincerely,

Koa Kawai-Jose

Koa Kawai-Jose

To The Department Of Commerce and Consumer Affairs,

My name is Iris Nahoopii-Hose and I am resident of Makaha , and I'm concerned about some of the issues that concerns Olelo Community Media and PEG access. I feel that Olelo plays a big part in the communities by allowing the opportunity for community members to inform their communities about issues, events, and meetings that effect them. It also teaches our youth the power of community media and the importance of having the right to freedom of speech.

As profits and subscriptions increase so should the funding for PEG access. Because Oceanic cable has cable lines passing through community rights of way they should support PEG access services to the community.

- The current CMCs on Oahu need to be kept open so funding should be increased. Additional funding should be made available to open other CMCs that will service more communities.
- The number of sites connected to the same network as olelo should be expanded to include public facilities and other places like the Blaisdell Arena and Concert Hall, etc.
- Funding should be made available to make sure that PEG access can keep up with the improving technology like high definition video and data simultaneously. Also the picture quality of PEG Access channels should be equal to the local network channels.

I would like Olelo channels to be convenient and simply accessible, in the lower channels. I don't think Olelo should be put on an On Demand "like" channel because I don't have on demand in my home. I feel two channels should be made available statewide for PEG programming in addition to the channels that PEG already has.

Two channels should be provided that will air PEG programs statewide. This should be in addition to the channels that PEG already has.

As a community member I feel that Ocean Cable is responsible to listen to the voices, opinions and needs of the community. Without our consent to run cables through our communities their business would not make any profits.

Deeply Concerned Community Member

Iris Nahoopii-Hose

Iris K. Nahoopii-Hose

84-1036 B2 Farrington Hwy.
Waianae, Hi, 96792

STATE OF HAWAII
CABLE TELEVISION DIVISION
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September 11, 2009

To Whom It May Concern:

My name is Ruby Maunakea and I am a 30-year resident of Nanakuli Ahupua'a in the moku of Wai'anae . I am currently employed as a full-time Clerk-Typist at Leihoku Elementary School in Wai'anae, having retired after 30 years with Hawaiian Telephone Company now Verizon Hawai'i in Honolulu. I am also president of Nanaikapono Hawaiian Civic Club and am also currently involved with several school and community organizations.

The CMC located at Wai'anae Coast Telecommunication Center on Wai'anae High School's property serves a community that boasts the largest Hawaiian population in the State of Hawai'i. It serves adults and elders as well as youth and has incorporated their training with high-tech equipment as well as people skills. It has brought out the best in each client as well as informing the greater community about current and diverse issues, and also keeping cultural traditions alive. This energetic networking has also brought together professionals and simple folk who have become committed to encourage and teach the next generation and the next and the next. That's why we need to continue these services and technical upgrades which empower our people and communities into perpetuity. Current and future challenges on a global scale cannot be met with inequities of this Cable Franchise Renewal hearing.

Each community deserves to have a CMC. Recently, at our Nanakuli Neighborhood Board meeting, an announcement of this Renewal Hearing on Sept. 15th was made and one of the Board members asked if it could be hooked up as a teleconference or live telecast. The hearing date happens to be the same night as the Board's next meeting date. I have since learned that the McKinley High School site does not have the capability to do that. I find it incomprehensible that the Renewal Hearing was assigned to a site that does not have capabilities of teleconferencing. Even if the availability of a video-phone or a hands-free telephone could be hooked up to a microphone at both sites, it would be a great improvement so that the audience may hear the comments and be able to offer their oral testimonies. It seems to me that the officials conducting this hearing or the parties in control of forcing the outcome in their favor have already manipulated the outcome of this hearing by using a site that is not conducive to having the largest audience participation.

I feel strongly about the following issues:

1. Do not close the current CMC's.
2. Provide more funding to open more CMC's on O'ahu
3. Support 'Olelo's migration to High Definition Television by seeking more capital funding support.
4. Upgrade 'Olelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.

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5. The original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this intent and with the changes in technology, 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use.
6. In order to build stronger communities, two statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.
7. The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. It would be in the public's best interest if this working was retained and enforced.
8. The current network that connects 'Olelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Olelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.
9. Access channels should be accessible in the same manner as the local network affiliate channels. Oceanic's application is proposing that lesser viewed channel will be made accessible via a system that would take several steps to get to. This would be similar to having to go through several menu layers before finally being able to view the channel. Click here for an example of how AT&T's U-Verse menuing system works for some California PEG Channels.
10. Support the connection of 'Olelo's CMC's into the network.
11. Support videoconferencing capabilities in classrooms as well as legislative sessions, government hearings or meetings and other community meeting places
12. Support on-demand on cable television.
13. Support capabilities to see and talk to astronauts in orbit.

Thank you for placing my testimony on file. I urge you not to "fix something that isn't broken."

Sincerely,

Ruby K. Maunakea
89-081 Kihonua Place
Wai'anae HI 96792-3813
Phone: 808-348-4152

Anthony C. Algarin
84-527 Manuku St., Waianae, HI, 96792
(808)-343-4268
Casiano94@live.com
9-07-2009

To the Director of the Department of Commerce and Consumer Affairs,

Aloha my name is Anthony C. Algarin. I am a 14 year old sophomore at Wai'anae High School.

I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the State will have on the quality of PEG Access services and the way it will be delivered in the future. Having quality PEG Access service is important to me because it allows ordinary people to voice there opinion on any thing that they have to say.

- *For the past Enrichment program that, I have been utilizing PEG Access through Olelo Community Media as an Intern. I value the current resources that are available through PEG Access because of the existence of Olelo Community Media. Olelo Community Media has been doing a great job providing free speech through technology/via television. I believe that the following services should still be provided:*
- *The free equipment that we are allowed to use*
- *Where the stations are located*
- *The number of stations because it allows PEG to divide the T.V. stations u evenly*
- *Where the centers are located*
- *The free classes that are available to the public*

Preserving these current PEG Access resources will provide at least the minimum of what I believe to be quality services, but it does not provide adequate support to keep up with the constant change of technology. In the new contract, I believe that the following services should be added as required for PEG Access:

- *HD television stations because all the other stations are in digital now*
- *More center at least one in every district*
- *New HD cameras*
- *Up to date computers*
- *Bigger centers*

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of the PEG Access, and would like to see it thrive throughout the life of the new contract. It is important that you listen to what I have to say because all of these suggestions will help Olelo thrive.

Mahalo for your time and consideration
Anthony C. Algarin

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Chasity Espinosa
[redacted]
Contact Number: [redacted]
September 3,2009

To the Director of the Department of Commerce and Consumer Affairs,

Aloha, my name is Chasity Espinosa. I am 16 years old and is a senior at Waianae High School.

I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the State will have on the quality of PEG Access services and the way it will be delivered in the future. Having quality PEG Access services is important to me because people in our community gets a opportunity to send out their message through television also their opinions.

For the past years, I have been utilizing PEG Access through 'Olelo Community Media as an intern of the Wai'anae 'Olelo Community Media Enrichment Program. I value the current resources that are available through PEG Access because of the existence of 'Olelo Community Media. Wai'anae 'Olelo Community Media Center has personally helped me and made a big impact on my life. Being at 'Olelo these past years has taught me my Hawaiian Values, Hawaiian Culture, also the training that I received learning how to use the camera's, make a video and meet a lot of new people. In the new contract, I believe that the following services should still be provided:

- PEG Access should remain free when it comes to showing programs because not everyone can afford to pay the expensive price to have their message shown on television.
- Training opportunities should remain open to all community members because it gives the people in that community an opportunity to learn about technology, learning how to use a camera, also to learn how to make a video.
- PEG should be able to keep its current channels so that more of the community's videos can be shared on different channels rather than all the videos being showed on one channel.
- Keep PEG Channels as part of the basic channels that they are now and not changing the channels to the more higher channels because hardly anyone would watch the channels that are way to far in the higher numbers.
- The current CMC's should remain open because it provides the people in that community a chance to have their message heard.

Preserving these current PEG Access resources will provide at least the minimum of what I believe to be quality services, but it does not provide enough support to keep up with the constant change of technology. In the new contract, I believe that the following services should be added as requirements for PEG Access:

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- More CMC on O'ahu should be opened by removing the cap so that the PEG Access provider has more funding to keep their current CMC's open and to open more if it is needed. This is important because it would give more communities the opportunity to have their message heard.
- I believe that the amount of PEG Channels should be doubled from what it has today so that we have more channels for people from our community to have their message heard.
- I also believe that adequate funding should be made available to the PEG provider throughout the life of the new contract so that up-to-date equipment can be bought as needed because technology changes fast.
- More funding be available to create and support Community Youth Enrichment Programs to teach the up and coming youth about making a positive impact using media.
- More funding opened up to the PEG Access provider to offer internships to students because it will give the students more hands on experience and knowledge.

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of PEG Access, and would like to see it thrive throughout the life of the new contract. It is important to me that both the DCCA and Oceanic listen to my request as a PEG participant so that my thoughts and opinions be heard and taken into consideration and can hopefully make a difference.

Mahalo for your time and consideration.

Chasity Espinosa

Chasity Espinosa

Rodney Paguirigan
[redacted]

September 3, 2009

To the Director of the DCCA,

Aloha, my name is Rodney Paguirigan. I am 17 years old and a senior at Wai'anae High School. I am writing this testimony in regards to the effect that the contract renewal between Oceanic Cable and the state will have on the quality of PEG Access Services and the way it will be delivered in the future. Having quality PEG Access Services is important to me because it is the only way that the community communicates. It is more detailed in information about throughout the entire state. Without PEG Access the communities you see today, wouldn't be the same. As Olelo states "building community" is what they really do. Having the technology offered to them to learn to present their views on anything, or to simply document an event within a community that some may not have the time to attend. Turning on the television is all they need to do to experience the event or learn something new.

For the past 4 years I have been utilizing PEG Access through Olelo Community Television as an intern. I value the current resources that are available through PEG Access because of the existence of Olelo Community Media Center (CMC). Being an intern at the Wai'anae CMC has given students like me an experience that is unforgettable. There is many things that Olelo has done well for their community. They have given the community their freedom of speech. By providing more than one facility, more people are able to access to the services. The staff are from the communities, so they can connect with the community members. Olelo has helped every individual that walked through the door to help them in any way possible. Whether it was helping them give their messages in a studio shoot or teaching them how to use a camera and edit to give them the necessary tools to let them give their message. It expands everyone's horizon, learning from each other and the community that they live in.

In the new contract I believe that the services that are provided now should still be provided when it comes into affect. Having more that one CMC it gives opportunities to more communities to access their freedom of speech. If there was only one center on the island, it would be difficult to drive all the Wai'anae to town every night to check out a camera or to edit for an hour or two, and drive all the way back home. It is convenient to have more than one facility. Center support such as interns should be kept because it gives experience to students like me, how to work with technology, learn about their community and make the future more informed on what is going on around them. Providing equipment, such as the computers, cameras, studios are crucial assets to make public access what it is today. With the equipment, community

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members are able to provide programs that entertain and educate the viewers. Having on demand on the web is also crucial because then it is available to people all around the world. It can be easily accessed by a relative half way around the world, that can watch an event that goes on in our community, such as a football game.

Preserving current PEG Access resources will provide at least the minimum of what I believe to be quality services, but it does not provide adequate support to keep up with the constant change of technology in the new contract I believe that there are services that should be added as requirements for PEG Access. Although, there is 6 channels available on Olelo, there is more programs that are being created than what is actually view on television. It would be greatly appreciated that there be more channels because it will help the community to be more informed about their community, whether it is a Neighborhood Board Meeting, or a monthly update on what your High School is up to. There should also be a channel for on-demand. This will give community members who are unfortunate to make it to meeting or an event a chance to experience it or relive it to cherish memories. It gives that much more freedom to everyone to view a program that was created 6 months ago and learn something new. With technology being so advanced at it is. It should support to upgrade to High Definition Television. Since everything is moving into HD, PEG Access, should be as equal to channels such as KITV and NBC. We should also be upgrading equipment frequently. Camera's and computers from the 90's should not be operating in the year 2010. Having equipment updated every 3-5 years is crucial, if not the equipment will go out of date and will not perform at the same expectations when it was first bought. Company's always come out with new equipment to make it easier to use and more features are created to expand the users perspective on using technology. Our community members deserve to be treated as equal to top news production companies.

I support the Franchise Renewal Process between Oceanic Cable and the state only because I am a proud supporter of PEG Access and I don't want to see the voices of the people die. Please do not take this away because this will affect my generation and the generations to come. This is a huge asset that is valuable to all the communities and the people who live in them. Mahalo for your time and consideration.

Sincerely,

Rodney Paguirigan

Fernando Carlos-Keliikipi

[redacted]

September 3rd, 2009

TO: The Director of the DCCA,

Aloha, my name is Fernando Carlos-Keliikipi. I am a 17-year-old senior at Waianae high school, and I am also a second year intern at the Waianae Olelo community media center. I have participated in the Waianae Olelo's Summer Media Enrichment Program since I was a freshman. I have learned a lot from this program. It has taught me that with the power of media, we can change the stereotype that has been placed upon us. We have used community access so much that people are now seeing Waianae for the good things that come out of it and not the bad things that is so often publicized. Community access has really empowered communities state and worldwide. Community access has given them a voice.

With the upcoming franchise renewal, the public is very concerned with the decisions to be made. Coming from a community like Waianae, where the voice of the people are rarely heard, needs a community media center like the ones that olelo provides. With the media centers' help, the public can produce videos, documentaries, P.S.A.'s, and get the message out to the people. Regular working class people can't

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afford to create projects to advertise or get the message out on a regular T.V station, they would end up having to pay thousands or even millions of dollars. Just for a thirty second P.S.A. With Olelo's help, the public has been able to do that with out even having to pay a cent out of their pocket.

The public has a right to have community access in their community. If people have no community access, they have no voice. America is all about "Freedom of Speech," so why does a country that stands for so much have to renew a franchise for public access every ten to twenty years. It shouldn't be that way! The public has a right to have public access! Olelo shouldn't have to renew a franchise every time. With cable companies running their cables and poles all along our roadways, mountains, and public land, they owe us something, and if it's not ***free*** cable, then it's public access. People from all over the state have stories to show and tell. Why not listen to them? Speaking on behalf of Oahu, Olelo has 6 channels, what can a growing island population of close to a million do with 6 channels? We need more channels.

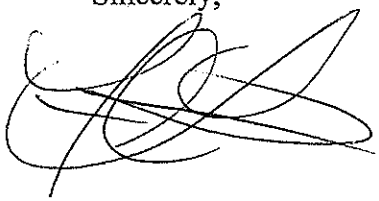
Even with immigrants, public access can include creating channels for them in their native tongue. There should be a channel for the Samoan race, Filipino race, Hawaiian race, Chinese race, Spanish Race, Marshallese race, and any other race that may want or ***need*** a channel to broadcast any information in their native tongue.

Especially in Hawaii, the economy is going down and with the franchise renewal, public access programs need more funding to create more job positions, internships for

youth, more media centers, and more channels. Public access is extremely important to the people of Hawaii because "without a voice, you won't be heard!" So with public access people can be heard.

So in conclusion, I hope I haven't offended you, and if I have, I apologize I have been using public access for the past three years and I would like to see it grow and improve. I hope you got a lot of great ideas for the expansion of public access.

Sincerely,



Fernando Carlos-Keliikipi

Kevin Robert Albert KeAli'i Pu'u
84-750 Lahaina B
Wai'anae HI, 96792
House- 744-4396 Cell- (808)781-0408
rangi_storm@hotmail.com

September 3, 2009

TO: The Director of the DCCA.

Kia ora koutou katoa,

My name is Kevin Pu'u and I live in the Community of Wai'anae. I am 21-year-old and i attend University Of Auckland in Aotearoa (New Zealand) for the past 2 years and for now I am taking my classes online and at BYU.

I am sending my concerns to the DCCA about renewing the franchise. Ever since attending Halau Lokahi Public Charter School for high school I have bin very active in my Community and was introduced to Community assess or P.E.G well attending. So I know how much Community access means to not only the Community in Wai'anae but the Community all over O'ahu. Seeing the impact that Community access has on a Community made me want to become a intern at the Wai'anae 'Olelo Community Television facility. Also Because Wai'anae seen by others only see Wai'anane as the "Dumping grounds, full of Homeless and bad people. So with P.E.G access and Community television the people in the Community has used The Wai'anae facility to and its equipment to speak out and show others who are watching the 6 'Olelo channels that the Community of Wai'anae is a Safe place and full of wonderful people.

Being a big Supporter of Community access I have seen many good things that have come out of the Wai'anae facility with P.G.E access. And by Broadcasting important issues in not only my Community but around the world on the 6'Olelo Channels helps voice ones opinions and insights on things that the Community should and need to know. Also I think we need more channels spoken in the native Hawaiian language and other channels in other languages too. So by renewing the franchise the Community will have a voice that should be heard. With the growing population in people and Technology in every ones Community, an increase in funding should be made to not only open more Community Media Centers (CMCs) but to keep the current CMCs open on O'ahu. Also opening CMCs at every school on O'ahu would be good for the youth to get involved in Community issues and to know more about where they live. Technology now is going into High Definition and I think the Capital funding should also be made to upgrade 'Olelo's current fiber connection to help support the standards for captioning and metadata streams.

With just the CMCs that we have now, as a Community we have made a better place to live in and made the people that not only live on O'ahu but others around the world love O'ahu too. Every summer the CMCs of O'ahu has a summer enrichment program to

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teach the youth why Community access is very important. The youth learn how to use equipment that 'Olelo provide them and show them how in just a short 30sec PSA about a issue in their own community can have a bigger impact on so many other Communities not only on O'ahu but in the world. And how other youth out there can use Community access to voice their issues and show others that they are not alone. So by having our Franchise renewed we as a Community WILL HAVE access to speak out on things that can bring a Community closer and show others what needs to be done to make Hawai'i and there Community a more PONO place to live in. And with out Community access the Community won't have a voice to Speak. And we all don't want that to happened. That's why Public access is much needed in Hawai'i. So as a active Community person that has used Public access for the past two years, I would like to see the things we have now not only improved but stay open for the Community and public to use. Kia Ora for your time.

Naku noa,

Kevin Robert Albert KeAli'i Pu'u

Thorne-Michael Kahele-Fontanilla

87-255 Mikana Street Waianae, HI 96792

(808) 554-4025 e-mail: thorne2@hawaii.edu

09-01-09

To the Director of the D.C.C.A.:

Aloha,

My name is Thorne-Michael Kahele-Fontanilla; I am 18 years old and am a very proud user of Community Access Television, otherwise known as P.E.G. Access. I am writing this testimony in regards to the effect that the contract renewal between Oceanic Time Warner Cable and the State will have on the quality of P.E.G. Access services and the way it will be delivered in the future. Having quality PEG Access services is important to me because it is an opportunity for me to exercise my freedom of speech via television.

First of all I would like to start off by saying I think that the PEG Access, be it Olelo or not, should continue to provide the same services they currently have and maintain the quality of it. This is to ensure that the peoples' VALUE of Community Access Television DOESN'T CHANGE! Preserving these current PEG Access resources will provide at least the MINIMUM of what I believe to be quality services; but it does NOT provide adequate support to keep up with the constant change of technology. In the new contract, I believe that the following services should be added as requirements for PEG Access:

First, there is currently a cap on the maximum funding Olelo receives as the P.E.G. Access provider to the state of O'ahu. I would like to see the cap lifted in order for Olelo to continue supplying the community with the current services they have as well as give the

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opportunity for Olelo to increase the number of services they can provide while still maintaining the overall quality of ALL of their other services.

Next, P.E.G. Access stands for the Public, Education, and Government sectors that make up Community Access. It has become a concern that if the P.E. & G. sectors were to separate then the Public sector would suffer the most. As a beneficiary of the Public sector of Community Access, I would like for it to be put in the Contract that the PEG Access Provider keep ALL THREE SECTORS TOGETHER! This will not only work towards the benefit of the Public sector but will be a beneficial relationship for all sectors of PEG for "Together we are stronger."

Third, I believe that the current Franchise Agreement should be met concerning the Picture Quality requirements of Access channels and should be at least equal to that of local nctwork affiliates' channels. Also I strongly advise that Access channels should be as accessible as local network channels because there is another concern that lesser viewed Access channels will be made only by accessing a specific system similar to "on-demand" services and will take much more time to access than just turning to the channel you know will be playing the program. Although very convenient for those who may have missed the program, it is much more of a hassle to try and go through layers of menus just to get to maybe a 10-minute program.

Another concern is that on Oceanic's application they state "Applicant will continue to introduce new and improved technology to address the changing market…" if this is true then I believe that Capital Funding should be made available to support Olelo's migration to High Definition Television and Oceanic should upgrade Olelo's current fiber connection to support ATSC Standards which include captioning and metadata streams. In addition to that, I believe that Olelo should also be provided with current technology in the means of, not only equipment but, things like office supplies as well as programs that are up to date; such as the current version

for word processing, Power Point presentations, spreadsheets, etc. This is also why the CAP for FUNDING should BE LIFTED!

More funds could also help to supply more staff, equipment, and maybe even more Community Media Centers to communities who need them, if not every community, to improve the OVERALL QUALITY and USE OF Access Television.

Last, concerning the creation of new Community Media Centers (CMCs) I'd first like to address that I think all of the current CMCs should be looked at for either relocation to it's own center, remodeling, or improvements as needed in order to supply the hard working staff with a positive, productive, and efficient working environment. This may include the upgrading of technology such as computers or computer systems, enough space to work at the maximum capacity and maintain equipment. Also I think that arrangements should be made so that the use of live videoconferencing can be used to communicate effectively to other CMCs across the island to maintain order and workflow without the need to travel far distances. Videoconferencing could also provide the opportunity network & communicate with CMCs across the NATION to solidify a voice among ALL COMMUNITY ACCESS TELEVISION advocates.

Keeping in mind that PEG Access is ALL ABOUT THE COMMUNITY I hope that, in order to build stronger communities, TWO Statewide channels should be made in addition to the channels allocated to O'ahu Access Programming so that Access Television can have a larger impact on communities across the state. This will truly bring back the mentality that PEG Access is OUR VOICE! It's 2009 and I intend to see to it that for the next 20 years our voices be heard. Through this letter, and for the sake of Community Access Television as **I** know it, I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and

user of PEG Access, and would like to see it thrive throughout the life of the new contract and is why I ask you once again for all of the above concerns to be taken into consideration and hopefully followed through with action to support ALL of them.

Mahalo,

Thorne-Michael Kahele-Fontanilla

Anela Casayuran

92-1268 Makakilo Drive Kapolei, HI 96707

(808) 723-9252 e-mail: anela2@hawaii.edu

09-10-09

To the Director of the D.C.C.A.:

My name is Anela Casayuran-Skoverski; I am 19 years old and am a user of the Community Access Television, otherwise known as P.E.G. Access. I am writing this testimony in regards to Oceanic's Franchise Renewal and the quality of PEG Access on the island of O'ahu as well as the state of Hawaii. Having quality PEG Access services is important to me because it is an opportunity for my neighbors and I to convey our individual opinions of the world around us.

PEG Access, be it Olelo or not, should continue to provide the same services they currently have and maintain the quality of it. Preserving these current PEG Access resources will provide at least the minimum of what I believe to be quality services; but it does not provide adequate support to keep up with the constant change of technology. In the new contract, I believe that the following services should be added as requirements for PEG Access:

First of all, there is a limit on the maximum funding Olelo receives as the P.E.G. Access provider to the state of O'ahu that I would like to see removed in order for Olelo to continue supplying the community with the current services they have and give the opportunity for Olelo to increase the number of services they can provide while still maintaining the overall quality of all of their other services.

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Next, P.E.G. Access literally stands for the Public, Education, and Government sectors that make up Community Access. It is a fact that if the P.E. & G. sectors were to separate then the Public sector would suffer the most. As a beneficiary of the Public sector of Community Access, I would like for it to be put in the Contract that the PEG Access Provider keep all the three sectors together. This isn't just to benefit the Public sector but all three by sharing a mutual relations hip of dependency with each other. If we work together we can do it.

I also believe that the current Franchise Agreement should be met concerning the Picture Quality requirements of Access channels and should be at least equal to that of local network affiliates' channels. Also I strongly advise that Access channels should be as accessible as local network channels because there is another concern that lesser viewed Access channels will be made only by accessing a specific system similar to "on-demand" services and will take much more time to access than just turning to the channel you know will be playing the program. Although very convenient for those who may have missed the program, it is much more of a hassle to try and go through layers of menus just to get to maybe a 10-minute program.

I believe that Capital Funding should be made available to support Olelo's migration to High Definition Television and Oceanic should upgrade Olelo's current fiber connection to support ATSC Standards which include captioning and metadata streams. In addition to that, Olelo should also be provided with updated technology in the means of, not only equipment but, office supplies as well as computer applications that are up to date; such as the current version for word processing, Power Point presentations, spreadsheets, etc. This is also why the cap for funding should be lifted. More funds could also help to supply more staff, equipment, and maybe even more Community Media Centers to communities who need them, if not every community, to improve the overall quality and use of Access Television.

Finally, concerning the creation of new Community Media Centers (CMCs) I think all of the current CMCs should be looked at for either relocation to it's own center, remodeling, or improvements as needed in order to supply the hard working staff with a positive, productive, and efficient working environment. This may include the upgrading of technology such as computers or computer systems, enough space to work at the maximum capacity and maintain equipment as I have mentioned earlier.

Keeping in mind that PEG Access revolves around the community, two statewide channels should be made in addition to the channels allocated to O'ahu Access Programming so that Access Television can have a larger impact on communities across the state. This will truly bring back the mentality that PEG Access is our free voice. I hope to see that for the next 20 years our voices can be heard.

I support the Franchise Renewal between Oceanic and the State, but only because I am a strong supporter and user of PEG Access, and would like to see it thrive throughout the life of the new contract. Which is why I ask you once again for all of the above concerns to be taken into consideration and hopefully followed through with action to support ALL of sectors of PEG Access.

Mahalo,

Anela Casayuran-Skoverski

Anela Casayuran-Skoverski

"Boniface K. Aiu"
<boni.jane@hawaiiantel.net>

09/16/2009 11:25 AM

Please respond to
"Boniface K. Aiu"
<boni.jane@hawaiiantel.net>

To <cabletv@DCCA.hawaii.gov>, <ewilliams@olelo.org>
cc <Minister_of_Interior@hawaiiankingdom.ws>
bcc
Subject NO MORE THEN FIVE YEARS WITH OCEANIC

Dept of Commerce & Consumer Affairs
Cable Television Division
PO Box 541, Honolulu, HI 96809
Fax is 586-2625.

Aloha DCCA,

I strongly recommend no more then a 5 year contract for the new Oceanic Time Warner cable contract.

A grave mistake is ahead if the proposed 20 year contract is Carried out.

NO UNION IN HAWAII WOULD EVER ENTER INTO SUCH A MISTAKE.

DOES THE DCCA LACK THE WISDOM OF OTHER LEADERS OF HAWAII?

The children of today will suffer from such an inconsiderate action. You might not be here in ten or twenty years but our children will and they will carry the brunt and burden of your mistake.

Think about who and what is at stake.

DO NOT APPROVE ANY CONTRACT FOR MORE THEN FIVE YEARS.

BE WISE!

Aloha
KeAloha Aiu
Writer/Producer

FREE Animations for your email - by IncrediMail! Click Here!

To: Department of Commerce and Consumer Affairs
State of Hawai'i

From: Ruth Y. Hsu, Ph.D
Associate Professor of English
University of Hawai'i, Manoa

Date: September 16, 2009

Re.: Community input re: Time-Warner Oceanic Franchise Renewal

1. In light of the current state of cable television and internet technology in global terms, Time-Warner Oceanic offers inadequate services at exploitative rates. Franchise renewal, if granted, should be for no more than five years and only if TWO agrees to the following improvements to services:

2. Capital funding should be made available to support 'Ōlelo's migration to High Definition Television and Oceanic should upgrade 'Ōlelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams;

3. The original cable franchise requires that 10% of the operational channels be available for Access use. This original requirement and in anticipation of changes in technology, 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use;

4. FULL 5% Franchise Fee should be given to Public Television and Media Access with nothing to HENC, which takes Public Access franchise fees but IS NOT OPEN TO THE PUBLIC;

5. DCCA, remove revenue CAP that you have imposed on the current Access provider;

6. Revenue sharing from all Oceanic Time-Warner subscriber fees, pay for view, advertising, etc.;

7. Access Channels should be accessible in the same manner as the local network affiliate channels;

8. Picture quality of Public Access Channels should be at least equal to that of the local network affiliate's channels;

9. The current network that connects 'Ōlelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Ōlelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall;

10. In order to build more functional and healthier local communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.

Ruth Hsu
<rhsu@hawaii.edu>
09/16/2009 12:31 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Tme-Warner Oceanic franchise renewal community comment

"Knowing your own darkness is the best method for dealing with the darknesses of other people"
~~ Carl Jung ~~
****

Ruth Hsu, PhD
Associate Professor of English
University of Hawai'i, Manoa
Kuykendall Hall 402
Honolulu, HI 96822
(Voice) 808 956 3049
(Fax) 808 956 3083

9-15-09 DCCA.pdf

gerryntom@aol.com
09/16/2009 12:32 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:Olelo Community TV

The Christian Science church, First Church of Christ, Scientist, Honolulu, is grateful for the years of community service that Olelo has provided for our inspirational programs. The staff at Olelo have always been helpful and very friendly in assisting us with our programs. Community outreach provided by Olelo is extremely valuable and needs to be continued for the benefit of Oahu in years to come. Thank you..

Tom and Gerry Thompson
Contacts for First Church of Christ, Scientist, Honolulu
1508 Punahou Street
Honolulu, Hawaii 96822

"mediatewithlh@mediate.com" <mediatewithlh@mediate.com >
Sent by: mediatewithlh@mediate.com

09/16/2009 12:33 PM

Please respond to mediatewithlh@mediate.com

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo is an incredible gift to the public

Aloha:

Many thanks for the support given to Olelo over the years. I'm asking and recommending continued support. I and a number of my colleagues and actors are voluntarily giving of our time to produce a series on avoiding, preventin, and resolving conflcit in business with business, business with clients, and interpersonal relationships. We woudl not be able to produce this series without Olelo. But consider the tremendous value this can bring to our public if we can grow peacefully resolving conflict!

Please renew Olelo as it offers an invaluable service to Hawaii and in our case helps us encourage and promoting getting along by avoiding, preventing, and resolving conflict by reaching out to the public via Olelo.

With Aloha, Leo Hura
Producer of Series

jon gordon
<jjeeggg@hotmail.com
>

09/16/2009 01:20 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Support for Olelo

Just wanted to add my voice to those writing in supporting Olelo.

My personal experience: I was able to create and produce many programs through the facilities of Olelo when I was living on Oahu several years back. This organization is so important that I still keep up with its situation even though currently living off island.

While on Oahu, I was able to produce and broadcast several half hour segments of a wonderful little magazine show called Try Stay that was locally focused and centered around cultural, musical and artistic events important to island residents. Also, a medical series featuring some of the most notable doctors in the state.

The way in which Olelo teaches media literacy and supplies hands-on experience plus the vast diversity of programming that grows out of this is a great learning opportunity for residents and a positive resource for the state and people of Hawaii. Especially in this age of media literacy, this resource is a rare treasure that needs to protected and continually developed.

Even here in a city like Los Angeles, one of the major media centers of the country, there are no public access opportunities here for residents that even remotely come close to those provided by Olelo.

Please support this valuable resource at the highest level possible.

This link is to my site on YouTube where there are over forty clips, many of the produced through Olelo.
This particular link will take you to six parts of a half hour program I created and produced covering the first Tahiti Nui International Dance Competition held in March of 2003 at Waikiki Shell. Music, dance, excitement, color and fun!

http://www.youtube.com/watch?v=LKUEnGBggPg&feature=PlayList&p=2FB9BFC0FD5567CD&index=0&playnext=1

Thank you for your support of Olelo.

Sincerely,

Jon Gordon

"CANDACE MANEWA"
<candy.3@hawaiiantel.net>
09/16/2009 01:51 PM

To <cabletv@dcca.hawaii.gov>
cc <waianae@olelo.org>
bcc
Subject KEEP OLELO IN WAIANAE!!!

Director of DCCA
Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom it May Concern:

PEG Access and Olelo as Oahu's PEG Acess provider are great assets in the Waianae community as well as in all the other locations on Oahu as it is now, however there is still a great need for additional facilities and all the necessary resources to run those facilities in more of our communities. The training offered and provided are invaluable and helps producers to put out quality programming. Even when we are first learning they continue to support our efforts by working with us and mentoring us consistently until we feel confident in our skills that help us to exercise our First Amendment.

PEG Access in general allows us to participate in the democratic process and helps us to be more informed about what is going on and what affects our communities. Olelo itself has educational, informative, inspirational and even entertaining programs submitted by the public of varying ages that are highly valued by many when they are aired. Olelo teaches and encourages people to connect with the world. In order to do this we need to have the resources to provide high grade quality infrastructure, network, equipment, facilities, staff and resources. When OTW does its own upgrades, PEG Access should also be on the same standard and quality so that the quality of the programs will not suffer, nor will the accessibility to these programs by the general public.

The many awards, acknowledgements, and recognition Olelo has received for its good works is too precious to put a dollar sign on, but deserve to be acknowledged. The staff and volunteers are like family and make us feel welcome, secure and valued. The centers and facilities are a place that people can come to gather, share ideas and just enjoy each others company. We can laugh, work, and enjoy what they are doing, but still accomplish our goals and be productive citizens.

Please keep PEG Access and therefore Olelo alive, available, and around till the end of time.

Thank you very much,

Candace Manewa

David Henkin
<davidlhenkin@yahoo.com>
09/16/2009 02:12 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warner cable franchise renewal

To Whom It May Concern,

Whether in my capacity as a Neighborhood Board chair, as a public-interest attorney, as a candida or as a citizen of this community, I have benefitted repeated and substantially from the impressive provided by 'Olelo. We are blessed to have such a professional, committed provider of Public, Ec Governmental Access (PEG) services, which helps ensure a healthy democracy by promoting disc information exchange regarding issues of public concern.

In order to ensure that the people of O'ahu receive the level of PEG services they deserve, I urge tl that any renewal of the Oceanic Time Warner cable franchise include the following:

1. An increase in funding to open more Community Media Centers (CMCs) on O'ahu and to ensu CMCs are not closed;
2. Capital funding to support 'Olelo's migration to high definition television;
3. An upgrade of 'Olelo's current fiber connection to support Advanced Television Systems Comn standards, which include captioning and metadata streams;
4. 10% of total services (not just 10% of operational channels, as in the original cable franchise) o be available for public access use;
5. Access channels should be accessible in the same manner as local network affiliate channels (\ channels should not be discouraged by requiring the public to navigate to get to them);
6. Requirements that the picture quality of access channels should be at least equal to that of the l affiliate's channels;
7. Upgrade of the network that connects 'Olelo and different sites to handle high definition video simultaneously;
8. Expansion of the number of connected sites to include all of 'Olelo's facilities, more schools, a such as the Blaisdell Arena and Concert Hall; and
9. To build stronger communities, two statewide channels (in addition to the channels allocated t programming) should be made available for access programming.

Mahalo for your consideration of this testimony.

Sincerely,

David Henkin
47-856 Kamehameha Hwy.
Kane'ohe, HI 96744

Kyle Kajihiro
<KKajihiro@afsc.org>
09/16/2009 03:06 PM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc "info@olelo.org." <info@olelo.org.>
bcc
Subject O'ahu Cable Franchise

Hawai'i Area Program
2426 O'ahu Avenue ▯ Honolulu, HI 96822 ▯ Phone 808/988-6266 ▯ Fax 808/988-4876
Website: www.afschawaii.org ▯ Email: afschawaii@afsc.org

American Friends Service Committee

Aloha Kakou

My name is Kyle Kajihiro. I am the Program Director for the American Friends Service Committee Hawai'i Area Program. The AFSC is a Quaker peace and social justice organization, a recipient of the Nobel Peace Prize and an active organization in Hawai'i since 1968.

I am submitting this testimony in response to Oceanic Time Warner's application for the cable franchise renewal. AFSC has relied on 'Olelo to get out information about issues and events of concern to the community, but that were overlooked by the commercial media. 'Olelo is a media outlet where the public on O'ahu can get information and perspectives that would not be available through other media. We have participated in the production of a series for the last four years and have been guests on many other series and specials. We strongly support Public Access television as a vital element in an informed and active community.

1. Keep Public, Educational and Government programming together under 'Olelo. Separating these functions would result in duplication of efforts and a waste of resources.

2. An increase in funding should be made available to open more community media centers on O'ahu and to ensure that the current community media centers remain open and viable. The community media centers have been one of the best innovations on O'ahu in terms of media accessibility, community empowerment and civic participation. The quality of the training and accessibility of the service has made an enormous difference in the lives of many individuals who volunteer, as well as the communities served by these centers.

3. Capital funding should be made available to support 'Ōlelo's migration to High Definition Television. Oceanic should upgrade 'Ōlelo's

current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.

4. 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use. This is in keeping with the original intent of cable franchises that required 10% of the operational channels be available for Access use and takes into account the changes in technology

5. Do not change to the way the viewers access the Public Access channels. Viewers should be able to tune into public access channels in the same manner as the local network affiliate channels.

6. The picture quality of Access Channels should be at least equal to that of the local network affiliate's channels. This requirement should retained under the new cable franchise.

7. We request an upgrade to the current network that connects 'Ōlelo and different sites to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Ōlelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.

8. In order to build stronger communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming. We often send programs to neighbor islands to air, but the duplication of programs in different video formats and postage is a significant obstacle to sharing programming between islands. Having Statewide channels will enrich the programming throughout the islands and improve the quality of public information and participation.

Thank you for your consideration.

Sincerely,

Kyle Kajihiro
Program Director

FREDERICK A. DODGE, MD
86-024 GLENMONGER STREET
WAI'ANAE, HAWAII 96792

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 16 P 1:31

A___E___P___S___

FILE_____

September 15, 2009

TO: cabletv@dcca.gov
Cable Television Division
Department of Commerce & consumer Affairs
PO Box 541, Honolulu, HI 96809

Aloha:

I am a Family Physician who has lived and worked in Wai'anse since 1975.

I have seen first hand the enormous good that community based TV and community channels have done. These are treasures that must not only be preserved but expanded. Oceanic Time Warner's request to limit and/or bury these channels must NOT be granted.

Public access channels can and do improve the health of communities. Therefore, at least 2 or more channels should be provided that would be available on all the islands.

Inter-island connectivity should be provided. Oceanic ought to be required to install a high capacity broadband network that would allow video conferencing between islands. This would allow guests from other locations to interact on the same program or meetings or even hearings, without the expense of airfares and car rentals, etc.

Upgrade our network. Oceanic is busy installing the latest technology but has no plans to upgrade public access. Olelo is not able to provide high definition programming or embrace future technology. Oceanic should not be allowed to pass this cost to their subscribers. They should use their enormous profits to enhance our public access network for the use of our public right of way. This should include the transmission of live broadcasting from our centers.

Hawaii Education Network Consortium ("HENC") must NOT be allowed to take any more money away from Olelo. In fact they should be restricted. HENC is asking to be separated from PEG (Public, Education, Government). Across the nation, whenever education is separated, the public suffers. Olelo is doing a great job of servicing our youth and schools. HENC would not fill this void. Olelo would have to close its Community Media Centers because of the loss of these funds.

Thank you for the opportunity to offer this testimony.

If further information is needed, I can be reached on the web at makuakauka@hotmail.com, or by phone at (808) 696-4677.

patricia blair
<cris6369@yahoo.com
>

09/16/2009 06:38 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo

Hawai'i has a unique situation that greatly serves the public through the Olelo facility programs. I do not wish to see anything changed with continued provision of 6 channels. Considering what is on the regular programming channels, increasing public access channels would be a benefit. Thank you very much. Pat Blair, Kailua

Laulani Teale
<laulani@gmail.com>
09/16/2009 06:20 PM

To cabletv@dcca.hawaii.gov
cc situbusit808@live.com
bcc
Subject 5pam:

Aloha kakou,

I am writing today to ask all of you at the Department of Commerce and Consumer Affairs to support `Olelo Community TV in every way possible. Time Warner cable has an obligation to the people of O□ahu to continue full public access. The support it currently provides is minimal in consideration of the public resources used by this commercial venture -- along with the privilege of a virtual service monopoly on O□ahu -- and Time Warner MUST meet this obligation.

Even in a challenging economy, it is in the best interest of Time Warner Cable, as well as the Department of Commerce and Consumer Affairs, to do what is pono. In this case, that specifically means the continuation of all public access resources. To do less would not be pono, and would therefore have long-term repercussions on both company and community well-being. Conversely, meeting the challenge of community obligations despite the hardships involved will have long-term benefits that are crucial to the success and recovery of both TWC and Hawai□i□s economy and our community□s cohesiveness and stability.

When I received my bachelor□s degree in Communication (telecommunications) in 1991, there was only one public access channel. This one channel was crucial for the dissemination of arts, culture, political information and other programming that would otherwise never have made it to public eyes. At the time, there was an intense struggle to maintain and expand this one resource. And the number of public access channels did increase -- as the total number of channels and other media cast into the public□s world increased as well. To do less would be less than fair to the public, who are the supporters AND market of TWC□s entire commercial endeavor in Hawai□i.

Hawaiian culture, like native cultures throughout the world, is in continual danger of disappearance, destruction, appropriation, and corruption. Public Access television is an important resource for the perpetuation of culture and the often-unseen front-line efforts to protect our land, water, and people. To reduce this important resource is wrong, just as threatening any other resource needed for Kanaka Maoli well-being is wrong.

Please support the continuation of all public access resources, and the requirement that Time Warner Cable meet its obligation to the people of Hawai□i in full.

Mahalo nui loa me ka □oia□i□o,
Laulani Teale, MPH

luwella leonardi
<phonicsworks@gmail.com>
09/16/2009 04:30 PM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo--Testimony on the Oceanic Time Warner cable franchise renewal

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809
September 16, 2009

Dear President and CEO Keali'i Lopez,

The Hawai'i State Department of Commerce and Consumer Affairs (DCCA) is currently negotiating their Franchise and has asked for testimony on what the new franchise is to include. If that is the 'true' question, I strongly believe the franchise should not only continue what we have, but build on it's foundation a 21st Century communication center for communities in Hawaii.

I would like to take this time to thank Oceanic for providing funding and support to Public since 1988 for I have benefited from many programs aired on Olelo. In my community we have generations that have benefited from the training, access to equipment and operations which led to life long careers in the TV industry.

Basically, I teach in the Waianae area and communications are multilevel because of our diverse languages spoken in our community. I have experienced transformations across generations as well as different cultures when stories produced by our Olelo community are aired. It is people living in this community that are the producers. Their direct contribution generates community interest and transfers their service to global understanding because of our diverse community.

It is with great interest that we build on the imaginations of our community citizens that are diverse are speakers of different languages. I do not know of any other commercial entity that cares to market or produce services that are unique to Hawaii, more specifically Waianae.

Building upon the already existing public access since 1988 benefits careers are a basic transformation of diverse cultures. Direct viewing of aired productions on Olelo stations does transfer an understanding of our diverse community. It's about caring and reaching a market that are unique to Hawaii as well as smaller communities.

Sincerely,
Luwella Leonardi

Sheena_Alaiasa/KING/HIDOE@notes.k12.hi.us

09/16/2009 03:58 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject Olelo

To Whom It May Concern,
I would like to personally share our story with you of the positive influence Olelo and public tv has brought to our school. We have been fortunate enough to have Olelo housed on our campus and since their opening this year, our teachers and students have used the media to voice many issues regarding the daily life of teenagers and what has been happening here at our school. We find it a valuable tool in which to express these issues in a positive and uplifting way. We would like to continue using this public access. Please note that without this resource available to our school, students and community it would be huge loss in sharing the views of those who use it as well as a loss for our school without an access to share the great programs running here at King.

On behalf of King Intermediate, would be extremely grateful to have these services continue as we know that together we are making a difference in our young peoples' minds and hearts.

Thank you for your time.

Sheena Alaiasa
Principal

Thought for the Week: Things work out best for people who make the best of the way things work out. (John Wooden)

KING's ACES
(Accelerate + Collaborate + Elevate = Success)
"Confidentiality Notice: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and/or privileged information. Any review, use, disclosure, or distribution by unintended recipients is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message."

Polly Grace
<pgrace_granny@yahoo.com>
09/16/2009 03:57 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject

ALOHA KEALII,
MAHALO FOR YOUR RESPOND. . .II'M VERY SORRY I COULD NOT BE THERE TO POU
OUT. . .MY ILLNESS LIMITS ME. . .YES . . THAT IS WHY OLELO IS VERY IMPORTANT
LIKE ME .
.
WHERE WE ABLE TO REVIEW WHAT IS HAPPENING AND WHAT HAS HAPPENED IN
COMMUNITY. . .FOR WHAT, WHY, WHEN AND HOW COME. .

OLELO TOOK OUR HIGH SCHOOL CHILDREN UNDER THEIR WINGS TO TRAINING,T
UNDERSTANDING. . . HOW TO BE RESOURSEFULL IN OUR COMMUNITIES. . TO
UNDERSTANDING OUR NEEDS AND WANTS. . ..THEY DID'NT ONLY STAY IN OUR C
THEY WHERE GIVEN THE OPPORTUNITIES TO ALL COMMUNITIES EVERY I GO.
...
I'VE SEEM AT MEETINGS AND AT FUN EVENTS. . .I'VE SEEN THEM WHEN.THEY WE
AND NOW GROWN, INTO GOOD PROUD RESOURSEFULL CITIZENS FOR OUR COMM

MAHALO OLELO I'M VERY PROUD OF YOU FOR TAKING THE TIME AND PATIENCE
OUR STUDENTS AND ESPECIALLY FOR PLACING THE OPEN LINES OF COMMICATIC
ARE LEADERS. . . LEADERS ARE WHAT EVERY COMMUNITY NEEDS.. . . AGAIN MA
SHARING AND CARING. . . .
ALOHA KE AKUA AME
MALAMA PONO

Polly "Granny" Grace

Scott Baehrens
<baehrens@hawaiiantel.net>

09/16/2009 06:59 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Franchise Renewal

Dear members of the Department of Commerce and Consumer Affairs:

As a volunteer judge for Olelo's Youth Xchange video competition, I was able to see first hand how Public, Educational, and Governmental (PEG) access can greatly inspire the leaders of tomorrow. Olelo Community Media's work with Hawaii's students and teachers goes far beyond airing their programs on access channels. I've seen Olelo staff engaged in nurturing and encouraging students to speak out about their concerns and work to better their community.

It seems to me that public access and educational access have found a great partnership in Olelo. Olelo has done a superior job in maximizing their resources to serve all. I strongly encourage the DCCA to make sure this work is not threatened in any way. If you do not protect Olelo's ability to serve our community, and especially our students by allowing for budget restrictions or grave changes in how PEG access is currently run, you will be destroying the foundation of what Olelo and the community has spent 20 years building for our island.

As an entity deemed to protect the consumer, what you should be doing is balancing Oceanic TWE's growing billion dollar profit with the growing needs of community access, and therefore supporting more growth for PEG access.
Here's how:

Help PEG access thrive by assuring that over a lucrative 20 year franchise, PEG access has the ability to review their needs annually or at least every 5 years, to negotiate for more support if needed.

Don't split up P, E and G. Not only does that not make sense business-wise, what with the redundancy of resources needed to operate separately, but by splitting these sectors, so many existing services and partnerships would suffer tremendously or, at worst, be cut completely. And if funds are diverted from one sector to another, existing Media Centers that serve ALL sectors would probably have to shut down.

Make sure the people have a voice by supporting the channel space needed for ALL local programs to be seen. Each program on Olelo represents

someone's
voice. To put any limitation at all is to not support free
speech. As
Oceanic makes billions of dollars using the public rights of way,
the
people's voice should be worth more than the few million they
currently
provide. More channel space so that people's voices can be heard,
not just
once but several times so they can reach their audience (I don't
think Olelo
can repeat a program enough to beat OC 16's record of program
repeats).
Also, put access channels together with the other local channels
so that
viewers can find their community in the same sweep of channels.
Have
Oceanic provide support to make sure the signals are as clear,
strong and
vibrant as the commercial channels, and have Oceanic promote PEG
channels
and what's on them. This is the least Oceanic can do to support
the voice
of the people who either pay for their services but at minimum
allow them to
use the public rights of way.

In short, MAKE SURE PEG ACCESS IS WELL FUNDED FOR ALL THE CURRENT
SERVICES
THEY OFFER, INCREASE FUNDING FOR FUTURE TECHNOLOGICAL UPGRADES,
GIVE PEOPLE
A STRONG VOICE BY ASKING FOR MORE CHANNELS AND BETTER PLACEMENT OF
PEG
CHANNELS, AND KEEP PEG TOGETHER SO THAT THE FUNDING RESOURCES YOU
NEGOTIATE
FOR ARE SMARTLY SPENT.

Hawaii has got to be one of the most lucrative markets for Time
Warner
Cable. They will be making billions of dollars over the next
twenty years in
exchange for using our Public Right of Way. As Oceanic profits,
it is
critical to our community, and to our democracy, that PEG access
also
thrives, and it is my belief that the DCCA is responsible for
making that
happen.

Sincerely,
--
Scott Baehrens
Twin Chimneys Entertainment
449 Kaimake Loop
Kailua, Hawaii 96734
Phone (808) 262-2420
Fax (808) 262-9408
Mobile (808) 386-2421
baehrens@hawaiiantel.net

"Mori"
<amori@hawaiiantel.net>

09/16/2009 07:32 PM

Please respond to
"Mori"
<amori@hawaiiantel.net>

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Time Warner cable franchise renewal

Dear Sirs/Madams:

I do not think that we are alone in assuming that Oceanic Time Warner turns a tidy profit on their cable service in Hawai`i. Is it too much to expect that they should provide adequate community access for `Olelo Community TV? Is Oceanic so unaware of the need for proper community access TV or of the vital function that `Olelo TV performs in our community?

If Oceanic does not understand, they must be made to understand. Please don't disappoint us.

Sincerely,

Val and Art Mori
571 Hao St
Honolulu, HI 96821
373-4396
amori@chaminade.edu

Christine Ho
<technosaavy@gmail.com>
09/16/2009 08:14 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Save Olelo Community Media!

My name is Christine Ho, and I have been teaching for 16 years. I teach digital media at Farrington High School, the largest public high school in the state, with 2,600 students.

Olelo Community Television has supported me ever since I took classes at the Mapunapuna Center in 2000. Through them, I became a certified producer, editor and field tech. In 2006, when I started teaching Digital Media at Farrington High School, they lent me professional equipment and lights when I had none.

In the past 3 years, they have traveled to Farrington High School with all their gear to teach various classes about video production and editing. They ran classes during the school breaks for Kalakaua and Farrington students and even a class for teachers. They helped our students film the last 3 graduations and Farrington Film Festivals.

When I had the dream of having a TV studio in my classroom, I asked for and received needed advice about construction and equipment.

My students and their families have greatly benefited from Olelo Community Television's well- run organization. However, we need more funding to survive.

Sincerely,
Christine Ho
Digital Media teacher
Farrington High School

D A
<dabuel247@gmail.com>
09/16/2009 08:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Travesty to all

To whom this may concern:

It was brought to my attention that Olelo's funding and renewal is being threatened.

There's more detailed information on Olelo's website:
www.olelo.org/franchise

WHATEVER the case may be, Olelo has always offered services in the past allowing many students to learn about new technologies in the filming industry. The improvement of their story telling skills have help many of them communicate through words and media where our failing system in society can't keep a consistent language for students to learn or hold on too.

English as you know is a complex form of language that is forced upon people to learn to communicate. Not that it's bad but not everyone can be proficient at it. Today the language has expanded and american english has many dialects and the standard is no longer a standard as media has help change the language.

One thing that has not changed is looking at pictures, creating pictures, watching people, observing people, listening to communications, trying to communicate. Many of these I've mentioned is taught not in the english classroom, it is taught in media and the filming industry. It is expressed through art, music, and dance.

Please help Olelo continue rather than cut anything that may hurt their program.

Mahalo for your time,

Dwayne Abuel

jddorrough@gmail.com
09/16/2009 09:05 PM
Please respond to
jddorrough@gmail.com

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Public Hearing on CT Franchise Renewal

Good Evening,

John Dorrough here, I am watching the hearing on the cable TV franchise renewal on 'Olelo 49. The speakers that offered testimony did a great job of demonstrating the need for Olelo and the benefit to the citizens of Hawaii that Olelo provides.

I am in favor of the renewal of the franchise. I also watch the programs aired on 'Olelo channels.

The public are served very well by the efforts and programming offerd by 'Olelo.

Sincerely,
JD
Sent via BlackBerry by AT&T

Judi Clark
1710 Young St. #202 • Honolulu, HI 96826

16 September 2009

Cable Television Division
Department of Commerce & Consumer Affairs
P. O. Box 541
Honolulu, HI 96809

Re: Oceanic Time Warner franchise renewal

Aloha Kakou,

I am a local public affairs program producer. I have worked with computing, broadcast, telecommunications, and Internet technologies for over 25 years. Currently I am organizing a six part series of hour-long public television shows about ecological sustainability efforts and technologies in Hawai'i. This series features a group of young adults who interview experts in wind and solar power, wave and ocean technologies, land management, and other related areas. As my project currently has no budget and is designed strictly as a community benefit, 'Ōlelo is helping me produce this set of programs.

DCCA represents the public's interest in the franchise renewal negotiations. I hope you will have *as your guiding priority* the **diverse needs in health, safety, civic information, and general welfare of the Hawaiian community** that you serve. Oceanic Time Warner's priority is their corporate shareholders, most of whom do not live or work in this state. The economic benefits of receiving a profitable cable provider's fees from a franchise agreement *must be balanced* by our community needs and values.

I understand that Oceanic Time Warner seeks a 20 year renewal on their franchise agreement with O'ahu. However, Oceanic has not identified any procedures or methodology by which 'Ōlelo and our community interests will be kept technologically current, reflecting changes in viewer interactivity, video technology or broadcast capabilities during that time. It would be extremely short-sighted of DCCA to assign the future growth and development of 'Ōlelo's—and therefore O'ahu's citizen voice—to what we are capable of today. Technology changes much faster than that timeframe reasonably reflects. Therefore I strongly suggest that the **franchise renewal be granted for a maximum of five years**, with a review and update to reflect changes in technology, interactive capabilities, and program delivery at that time.

'Ōlelo's services are a valuable and recognized community resource. The citizen-produced programming on 'Ōlelo reflects beneficial community development and personal empowerment. Using 'Ōlelo community media centers, O'ahu citizens—from homeless mothers, to teachers at all levels of education, to citizen reporters, and to business people—are finding their voice and reflecting their community interests and values. Enrollment in 'Ōlelo's broadcast-related activities (especially program production, video equipment techniques, and video editing skills) is on the rise.

This should not be a surprise to you as home-based computer and Internet applications are similarly empowering computer- and video-enabled user voices—hence the rise and popularity of web sites like YouTube. It may be worth noting that YouTube has about 190,000 videos available on the subject of "Hawaii." This is **not the time to cut back on community media centers or available broadcast channels**. Instead I urge you to bargain for an **increase in funding** to support additional community media centers, rather than a decrease in funding and capabilities. Practical experience is valuable.

Additionally, I strongly support keeping PEG (Public, Education and Government) coverage of island residential and NGO interests and concerns under 'Ōlelo's management. While I have no doubt that various Educational groups have substantial interest at the bargaining table, determining which programs are "educational" for purposes of one administrative need or another becomes unduly complicated from a community perspective. For example:

- Is my Sustainability series Educational in nature? Yes, it certainly is. We explore what sustainability is, why it is of interest to our viewers, and various ways to achieve it.

- Is it also Pubic interest? Yes, as many members of the public and business community are participating. Also it helps the citizens of Hawai'i reduce our collective need for scarce resources such as oil and gas.

- Is this series Governmental? Yes, as we'll be covering public policy matters when looking at the practicality of sustainable energy technologies and practices.

If you separate out the educational component, how will we decide which broadcast group should help us? What if there is a conflict in funding or programming? Therefore I strongly support **keeping the PEG services together** under 'Ōlelo's management. Moreover, **additional funding should be allocated** to help train and develop citizen journalists who can assist with educational and news gathering about community events and concerns across the island chain.

Finally, I wish to remind you that Oceanic Time Warner's franchise license is granted over *public spectrum* and into *private property* as a very profitable service. Congressionally mandated obligations should serve as advisory minimums. Make no mistake: Hawai'i, and specifically O'ahu, is a *very desirable market* for our cable providers. The benefits to the public should not be represented or taken lightly. Therefore I thank the DCCA for their efforts to fully negotiate on behalf of the public interest in good faith and with best efforts.

Mahalo for your time and consideration.

With best regards,

J Clark
<judic@manymedia.com>

09/16/2009 09:41 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject my testimony re: Oceanic Time Warner Franchise Agreement

Aloha Kakou,

Please see my attached testimony in the matter of Oceanic Time Warner's
Franchise Agreement.

Mahalo for including my submission in this process.

Judi Clark

FranchiseTestimony.pdf

Julianne King
<JulianneKing@hawaii.rr.com>
09/16/2009 10:49 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony

Aloha,

I support the Olelo Franchise renewal!

I believe that public access is vital to our democracy, the health of our community and a right that needs to be protected. These resources belong to the public.

Many issue that are presented on Olelo are critical to supporting the health of Hawaii's children and families.

Mahalo,

Julianne King

Beautiful Son Foundation, Director
Beautiful Son Documentary, co-director/co-producer
julianneking@hawaii.rr.com
(808) 262-2552 home office
(808) 265-5519 cell

320 Po'opo'o Place
Kailua, HI 96734
808-262-2552

JimBrewer Reneeing
<jimbrewer_reneeing@
yahoo.com>
09/16/2009 10:42 PM

To DCCA <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony Re: Oceanic Franchise Renewal with Olelo

To: Department of Commerce and Consumer Affairs (DCCA)
From: Renee Ing, POB 23094, Honolulu , HI

Re: Oceanic Time Warner Cable Application --- Renewal of Franchise
SUPPORT FOR OLELO PUBLIC ACCESS TELEVISION

I am a Community Producer producing a public access show at Olelo's Palolo studio called News&Views. My most recent shows have been about universal healthcare---giving information about a very affordable, quality health system currently in place in other advanced nations--which the U.S. corporate health industry wants us to ignore.

My show is a good example of what public access is about, and why its so important to the community. The health care debate raging on commercial TV does not give the American public the information we need to have an informed debate. I recently shot a show with Dr. Stephen Kemble, and got the feedback that it gave the kind of information we should have more of on TV.

The public is starved for real information about what's going on in our local community and in the nation. About social issues and culturally important issues, among other things, that are not covered at all, or adequately, by the commercial media. This is the reason public access was created in the first place.

Community people fought for public access and input in TV offerings decades ago, when the TV and cable industry began using a valuable public resource---our public rights-of-way and public airways---for their private gain. In return fr using these public resources, the industry was mandated---required by Congress---to give back to the public by giving the community public access.

Community producers create public access programming---at our own expense, out of our own pockets---on a very wide and diverse range of topics generally unavailable on commercial TV---from the alternatives to Congress' idea of healthcare for all to Light Rail alternatives to the $5.6 Billion Steel Rail to Hawaiian Language programming in the native tongue.

To maintain this valuable public resource---public access TV---in this renewal process for Oceanic Time Warner, I ask the following of DCCA:

1. That DCCA continues to give Olelo the 3% franchise fee for PEG access to maintain Olelo's services---which are actually presently underfunded. I'd like to note, by the way, that though naysayers like to talk about an apathetic public, it's interesting that when Olelo gave communities a voice by putting studios right in their community, there was a surge in community programming giving voice to many important public issues. This requires a commitment, at the very least to keep the present funding---and moreover to relax the cap on funding.

2. Unlike Oceanic's request that Olelo have five (5) channels, I request that DCCA gives Olelo a commitment to the six (6) channels it presently fills, and I request that the 10% cap on channels be reinstituted for future needs.

With all the technological advances in recent years, it would be an advantage to the state to have---in that 10% of channels---capabilities such as data and information sharing; such as two-way communication which could get testimony from (for instance) neighbor island testifiers in real time during hearings such as this one. Or to do live call-in programming with callers able to ask Dr. Kemble questions about universal healthcare.

And please do not allow Olelo to be moved further down the TV "dial" and buried out of the public's view.

3. I ask that Oceanic be required to give Olelo the improved technological capability and connectivity Olelo requires as Oceanic says it "will continue to introduce new and improved technology to address the changing market."

In keeping with this intent and with rapid changes in technology in the recent past, I ask that 10% of the total services (not just channels) being offered by Oceanic should be made available for public access also.

I understand that Kauai 's franchise agreement requires that the cable company provide and maintain connectivity infrastructure at no cost to the state.

I request that you commit to this requirement for Oahu also.

4. I ask that DCCA give Oceanic a five (5) year contract to be reviewed after five (5) years. This will allow DCCA to take into account new technolo-ical advances and to tweak the contract accordingly. It will also allow other providers an opportunity to enter the market to create better consumer choices.

5. And lastly, I ask that DCCA require that the $15 "Basic Rate" cable subscription---which DCCA regulates---is advertised in all Oceanic publicity so the community knows that affordable cable is available to them.

Thank you for this opportunity to give testimony.

[This is the written version of the oral testimony I gave at the hearing 9/15/09]

seekingphd@aol.com
09/16/2009 09:48 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo TV

Aloha,

Please consider my request to maintain the current operation in which Olelo TV is conducting business.

It was a major consideration for me retiring here on the island of Oahu.

sincerely

Greg Thompson

381-7722

/

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 26

A___E___P___S___

FILE_____

Roberta W. S. Chang
4389 Malia Street #111
Honolulu, Hawaii 96821
Telephone: 218-7210
E-mail: changr017@hawai'i.rr.com

September 16.2009

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, Hawaii, 96808

Dear DCCA officials,

I wish to express my concern regarding our ---OLELO's airspace --- jeopardized by Oceanic intrusion of our public right of way.

I was at the oral presentation on Tuesday September 15, 2009 and agree with the speakers pointing out the need for DCCA to protect the services at Olelo. I have been a subscriber of Olelo's services for 14 years, starting from scratch. The immense growth in my ability to give back to Hawaii Community is shown in the productions I did for the benefit of our island culture.

Looking around me when I am there at Olelo, I am impressed at the number of older persons contributing to the Island wide cultural knowledge of our way of life. It produces understanding and harmony in Hawaii. Not only Olelo's services help the young and contribute to public education, but Olelo also reaches out to the older community, preserving our heritage. After they are gone, we will lose a great deal of our valued past if they are not helped in documenting what they know of the foundation of Hawaii's unique place in the world.

Please help us retain our air space.

Roberta Chang

Roberta Chang

Annak ti Kailokuan Iti America

(Sons and Daughters of Kailokuan in America)

Lakeside Coronet • 3230 Ala Ilima Street #403 • Honolulu, HI 96818
Tel: (808) 839-8016 • Cell: (808) 779-6678

CABLE BUREAU
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 26
A___E___P___S___
FILE_____

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Josefa Paragas - *Oregon*

September, 17, 2009

DCCA
P.O. BOX 541
Honolulu, Hawaii 96809

To whom it may Concern:

I am Pacita Cabulera Saludes
Host and Producer of
Ilocaniana Variety Show for several Years now.

O,lelo Ch, 53 display our own ways as well as speacking our very own Language Ilocano. is the favorite channel the Filipinos and non Filipinos too who want to feel the the Filipino Air and athmosphere. This show exclusively present the picture of our community as a Filipino.

Here we display our culture , our arts, our Filipino costu our tradisions and our own language spoken.

We can relate stories,and news about our activities to be known to the public Visitors are being intrduced to the public.

Leaders of the community are invited ti state their agendas Community activities when we have entertainments derived from our own culture.

The Filipino Community is very proud that we have 'Olelo that help promote our activities. It is also a pride of the Filipinos young and old. Their appearance at the Ilokaniana Variety Show change their lives to be more active and alive by presenting their own talent.

We hope that DDD DCCA can help promote a better life better insight of the present and future lives of every race in the state of Hawaii.

The Oceanic Cable Time Warner Cable have been so useful to improve my life, appearing to the public and improved my presentation. I improved a lot in my public appearance. Thanks for everything.

Pacita Cabulera Saludes

Pacita Cabulera Saludes

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 27

A E P S
FILE

Dear DCCA

My Name is Ronson Bobo, and i am a tenth grader at Farrington High school. The reason I'm writing to you is because I care about olelo and how it helps the community and how it helped Farrington High school like help us with the film festival.

sincerly
Ronson
Bobo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 27

A___E___P___S___
FILE

Dear DCCA

My name is Kayla Almasco, and I am a 12th grader at Farrington High School. The reason I'm writting to you is because olelo did a lot for our school by showing our film festival on your channel, gave us student training. Help filmed graduation. So thank-you and continue whatever you do.

Sincerly,
Kayla Almasco

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 27

A___E___P___S___
FILE

Dear DCCA,

My name is Charmaine Capili, and I am a senior at Farrington High School. The reason I'm writing to you is because Olelo did alot for our school. They gave us student training, helped us film Graduation and the film festival. Please give us more proper funding.

Sincerely,

Charmaine Capili
Charmaine Capili

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 27

A___E___P___S___
FILE

Dear. DCCA,

My name is Latisha Castillo im a 9th grader at Farrington Highschool. The reason im writing to you is because i care about Peg access in Hawaii. Olelo has helped FHS because they help us film the film festival. ~~Than~~ We thank them to show our activitys in the community that is on air. Please let them support us in the following activitys.

sincerly

Latisha M. Castillo

LATISHA M. CASTILLO

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 28

A S
FILE

Dear DCCA,

My name is Kilika Gonsalves and I'm in the 12th grade at Farrington High School. The reason I'm writing to you is because I care about the future of PEG access in Hawaii. You helped us film our graduation and our Farrington Film Festival, and for that I'm very thankful,

Sincerely,

Kiliika Gonsalves

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 28

A___E___P___S___

FILE_____

Dear DCCA,

My name is William and I'm a 9th grader at Farrington High School. The reason I'm writing to you is because I care about the future of PEG access in Hawai'i. You guys helped us film our graduation. And I'm thankful for that.

Sincerely,

Wi[illegible] M. Di[illegible]

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

A___E___P___S___
FILE

Dear Dcca

My name is Garrett Higa and I am a Sophomore at farrington high School. The reason why I am writing to you because we need PEG to fund olelo, because without olelo we couldn't film our graduation, they helped us with our classroom studio, and the helped with the film festival

Sincerely,
Garrett Higa

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

A___E___P___S___

FILE

Dear DCCA,

My name is Chadsen Maxilom, I am a 9th grader at Farrington Highschool. The reason I'm writting to you is because Olelo did a lot for our school. Thank you for giving students training. thank you for helping us film the film festival. Also for helping us film Graduation day.

Sincerely,
Chadsen Maxilom

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 39
A___E___P___S___
FILE

9/14/09

Dear Dcca,

Hi my name is Anthony I am a 10th grader in farrington high school. The reason why Im writing to you is because olelo did alot for our school. They helped us on filming graduation, film festavle, and other things. we Thanks you for alot of thing that you guy help us out. We hope our fundrazing for you guys are helpful for the funds. Everything you are doing is very great and olelo is a great show to watch to it really helped us out alot. We all hope that you guys will film our schools film festavle since it would help our school and you guys show everyone about the student in the farrington film festavle. We all thank you alot especially me. Hope you keep helping us and thanks you again.

Sincerely,

Anthony Gleshenko

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

A___E___P___S___
FILE

Dear DCLA,

My name is Jacob Naumul, and im a 9th grader ~~at Farrington~~ high school. The reason why I'm writing to you is because I care about the future of the Public, Educational & Governmental. Another reason why im writing this is because they need us film Farrington highschool graduation and ever the film festival. we need more funding to help us film these things.

Sincerely,
~~Jacob~~ Naumul.

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

9/14/09

A___E___P___S___
FILE

Dear DCCA,

My name is Justin Sagadraca, and I am a 12th grader at Farrington High School. My reason for writing this to you, is because I care about the future of PEG access in Hawaii. From the PEG access (Olelo) FHS got student training, filming graduation, and helped us during the FHS film festival. The concern is that the funding for Olelo has been reduced to a third many other schools have been affected by this change. That means that this program isn't just educational, but in a sense connects the communities through math, sports, english, technologies and etc. That is why we need the funding not only for us, but for the whole state of Hawaii.

Sincerely,

Justin Sagadraca

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
10-14-09
2009 SEP 17 A 10: 39
A E P S
FILE

DEAR DCCA,

MY NAME IS JUSTIN FERRER A ~~SENIOR AT~~ FARRINGTON HIGHSCHOOL. I AM WRITING TO YOU BECAUSE I CARE ABOUT THE FUTURE OF PEG ACCESS IN HAWAII. COMMUNITY CHANNELS ARE VERY IMPORTANT TO THE PEOPLE. IT IS A WAY A CITIZEN SUCH AS I, TO EXPRESS OURSELVES TO EVERY VIEWER. ONE PERCENT OF FUNDING IS NOT ENOUGH.

OLELO HAS HELPED FARRINGTON IN MANY WAYS. OLELO HAS HELPED FARRINGTON STUDENTS WITH VIDEO PRODUCTION. OLELO HAS FILMED OUR GRADUATION AND POST OUR VIDEOS SUCH AS PSA'S ON TELEVISION. PLEASE RAISE THE FUNDING TO HELP BETTER THE QUALITY OF SERVICE THEY PROVIDE. I AM VERY GRATEFUL TO WHAT THEY GIVE TO US. THANK YOU FOR YOUR TIME

SINCERELY

Justin Ferrer

Justin Ferrer

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

A 9th E grapter S at
FILE

Dear DCCA,

My name is Jessica Romualdo, I am a 9th grapter at Farrington High School. I am writing to you ~~because I am~~ concerned about the future of Olelo and we need more funding. Olelo helped Farrington High School by helping us film the Graduation and the film festival. They also gave student training. Olelo did alot for our school. I hope you continue to fund Olelo because it's really important and I care about Olelo.

Sincerely,

Jessica Romualdo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 39

A___E___P___S___
~~AMA~~
FILE

DEAR, DCCA,

MY NAME IS MARK VIEJO, AND I ~~AMA~~ 9 GRADER AT EARRINGTON HIGH SCHOOL. THE REASON I'M WRITING TO YOU IS BECAUSE OLELO DID ALOT FOR OUR SCHOOL LIKE THEY HELPED US FILM GRADUATION AND THEY HELPED US FILM THE FILM FESTIVAL.

SINCERELY,
MARK VIEJO

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

September 14, 2009

2009 SEP 17 A 10: 39

Dear DCCA,

My name is Timothy K. Vigilla Jr., and I'm a Senior at WRFILE Farrington High School. I'm writing because I am concerned about Olelo's future and PEG access. Olelo has done many things for our community, schools, and our people all together. As for our high school Olelo had a big hand in making our Farrington Film Festival possible. It has helped many students gain a better understanding and appreciation for media. We hope that Olelo can continue to support us as we support them.

Timothy K. Vigilla Jr.

Timothy K. Vigilla, Jr.

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10:41

A___E___P___S___
FILE

Dear DCCA,

My name is Jojo Mae Milmao, and I am a senior at Farrington High School. The reason why I am writing to you is because I care about free speech and the future of PEG access in Hawaii. They helped us with FHS graduation and the film festival.

Sincerely,
Jojo Mae Milmao

Dear DCCA,

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 41

A E D S
FILE

My name is Adayna Wong-Sagiao and I am a 11th grader at Farrington High School. I am writing to you because I care about the future of Olelo. Olelo has helped us in many ways, from training my fellow classmates to helping us film graduations. They have done soo much for us, and we appreciate it. I ask you to please continue supporting Olelo.

Sincerely,

Adayna Wong-Sagiao

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10:41

September 14, 2009

Dear DCCA,

My name is Christine Recalido ~~& I'm a senior~~ at Farrington High School. The reason why ~~I'm writing to~~ you is because I care about the future of PEG access in Hawaii. I really appreciate everything you people have done for our school. Our school was been filmed & showed on OLELO which I think is awsome! My video was showned in the film festival & I think my friend saw it on tv so I thought that was cool too!

Sincerly,

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A___E___P___S___

FILE

Dear DCCA,

My name is Ava Agapay, an i'm a 12 grader at Farrington High School. I'm writing you because of Peg Acces, i'm concerned about Hawaii's Peg Access. As a student I feel we should give money to Olelo. I think Olelo is doing a lot of good in Hawaii. I think that Olelo is important because they are helping us in school. They allow us to share our videos in Olelo. Thank you for your time, and consideration.

Sincerely,

Ava Agapay

Ava Agapay

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A___E___P___S___

FILE

Dear DCCA,

My name is Russelle Berowilla and I'm 12th grader in Farrington High School. I'm writing to you because I'm corcern about the Hawaii PEG access. Olelo is helpful to students like us.

For a highschool student like us, Olelo is really a big part of our high schools. I hope you will support olelo.

Sincerly,

Russelle Berowilla

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A E R S
OLELO
FILE

Dear DCCA,

My name is Josie and I am in the 11th grade at Farrington High school we should keep OLELO because it has helped our school with everything on filming. we are concerned about Hawaii's PEG Access because other companies are trynna take over it and OLELO has been here longer and is more organized. They have trained us well on filming and I just want you to increase the amount of money going to PEG. Please we love what OLELO is doing do not take that away from us. We need more funding!!!

Sincerely,
Josie Faaiiga
Josie Faaiiga

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A E P S

FILE

DEAR DCCA, My name is Mason Helsham. I am In the 9th grade. Im writing to you because Im concerned about the future of Olelo & PEG Access. Im concerned because olelo is so well-run that we don't need anybody else to run this Media. Olelo is Joined with my school because they Have been giving us good opportunities And Even Helped our School to Make our own Studio with Lights and Important things too. I Really would Like you people to Listen to me. Thank you,

Sincerely,

Mason Helsham

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

REG (Public
A E S
FILE

Dear DCCA,

MY name is Abigail Lazo and I'm a 10th [illegible] in farrigton high school. I'm writing to you about educational governmental) access. As a student ~~we should~~ contiue to keep Olelo. Olelo has been with us from the start, and my school has been supporting Olelo for years. Olelo has been helping our school, sometimes they even do it for free. A way to give back to Olelo is to fundraise and give them the money.

Sincerely.

Abigail Lazo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A E P S
FILE

Dear DCCA,

My name is Denny Moreno, and im a sophmore at Farrington High School. I am writing this letter to ask for your support in the OIELO funding. The reason why im writing this letter is because im glad that OIELO provides information for the public.

Denny Moreno

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 42
A___E___P___S___
FILE

9/14/09

Dear DCCA,

I'm Jimmy Dale Pader and I am in the 9th grade at Farrington High School. I am writting to you about Olelo. Olelo has been giving us students a chance to learn and study about Digital Media. They have given us a studio in our classroom and it really gave us a chance to enhance our experience in learning about media. We need more funding!

Sincerly,

Jimmy Dale Pader

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

Dear DCCA.

My name is Mary Leivi Piso. As a 9TH Agroecer PATS Farrington. And I am writing to you about Olelo. Olelo has help our school a lot and also supported other schools also. The student programs in Olelo are very helpful to many people mainly those who needs help in their education. With Olelo many people have improved in their education. Olelo also had provided us to do many events in their studio which is very helpful of them. Olelo is very special to many students, without it, I don't think that people would be able to have fun. So please help funding for Olelo. But anyways thanks for reading this letter. It means alot.

FILE

Sincerely,

Mary Leivi Piso

Mary Leivi Piso

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

FILE

Dear DCCA,

My name is Pauline Potauaine and I an a ninth grader at Farrington High School. I am writing to you because I am concernd about the future of PEG Access in Hawaii. As a student I feel that olelo is doing a lot for Hawaii and our schools. I like what olelos doing here. In my class we have a studio and they help us a lot, For Free. They're organized and help with the filming of events in our communities. Let olelo have more fundings because they've really helped us.

Sincerely,
Pauline Potauaine
Pauline Potauaine

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A___E___P___S___

FILE_____

Dear DCCA,

My name is Ayah Salameh, and I am a freshman at Farmington High School. Im writing to you because Im Concerened about the future of Oleio. As a student I believe that Oleio must give more money to schools, so that we can have good equiptment for the students to use. In the future, I want to become a directer, and digital media is really helpful. So If you could Please fund more money to all schools, that would be very, very helpful. Thank you so much for your time.

Sincerely,

Ayah Salameh

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

September 14, 2009

2009 SEP 17 A 10: 42
A E P S
FILE

dear DCCA,

My name is Tiyani Saren and I am a senior at Farrington Highschool. I am writing to you because I am concerned about the PEG access ~~Olelo.~~ I think that we should give more funding to Olelo because they have done so many good things. They give people the opportunity to show case their media on television. They also educate and help people get certified. Olelo is also helpful to our school because they help us with our student programs in digital media. The PEG access is important to the future of Hawaii and we need more funding. Thank you for your time.

Sincerely,

Tiyani Saren.
Tiyani Saren

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 43
A ___ P ___ S ___
FILE

Dear DCCA,

My name is Amanda Sistoza & I am a freshmen at Farrington High school. I am writing to you because I am worried about Olelo's PEG Access. I think ~~you~~ should give more funding to Olelo. Olelo helps with students with training. They had helped our media class get our equipments & helped the students learn how to use the equipment. Olelo is helping us with our studio in media, with lighting & technical aspects. Olelo is really helping students & schools around the island. Thank you for having time to read my letter.

Sincerely,

Amanda C. Sistoza

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A___E___P___S___
FILE

Dear DCCA,

My name is Ghima. Im a 10th grader in farrington. Im writing to you because Im concern about Olelo community Media. We need your support in funding to Olelo. Olelo is a great organizatio for us because it gives us opportunity to others to speak up pursuing what we want to do like Media and all those stuff. Olelo is really important to us because my school is partners with them and we need all the help from there. I hope you are considerate of how we feel. Thank you so much for your time.

Sincerly,

Ghima Taclan

Ghima Taclan

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A E P S
FILE

Dear DCCA,

My name is Brittany Yadao, I am ~~a senior~~ at Farrington High School. I'm writing to ~~you about~~ PEG access. I am concerned about the future of Olelo running the PEG access. Olelo already runs everything so smoothly, they are helping out the students of Hawaii and right now they are not getting enough money to run this program. Other companies are offering to run this program ~~b~~ at a cheaper price, but Olelo is the one who really take care of the schools in Hawaii. In fact they helped pay for the lights and the studio in our digital media class. They've done so much more than that for so many other schools. Can you guarantee that a company running PEG access at a cheaper rate will run things as smoothly as Olelo? Can you guarantee that they'll care about Hawaii's schools and it's students as much as Olelo has? I doubt it. So please increase funding for Olelo's PEG access. We need to support Olelo.

Sincerely,
Brittany Yadao
Brittany Yadao

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A Eat P S
FILE

Dear DCCA,

My name is Zsazaré Jasmin, and I'm a freshman Farrington High School. I am writing this letter to ask for your support for their funding. The reason why I want to help save Olelo is because they provide information for the public and they help students of all ages in Hawaii. Olelo are also partners with us a FHS. They helped us build the small studio located in our room and it is very helpful when we need to do camera shoots. So this is the reason why I want Olelo to not go out of business but continue doing what they do.

Sincerely,
Zsazaré N. Jasmin

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
9/14/09
2009 SEP 17 A 10:43
A___E___P___S___
FILE

Dear DCCA,

My name is Kaila Alvarez, ~~and I am~~ a 10th grader at Farrington High School. The reason I am writing to you is because I care about the future of PEG access in Hawaii. Dont stop Olelo because we need the training. I value Olelo community Media. Olelo helps our school and students learn about video. I care a lot about free speech. We also need a lot of more funding. Olelo trains students to use media equipment.

Sincerely,

Kaila Alvarez

Kaila Alvarez

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A E P S
FILE

Dear DCCA,

Michael Boyd

My Name is ~~[illegible]~~ and I ~~[illegible]~~ am ~~a 9th~~ grader a farrington high. The reason I m writig ~~to because~~ I care about the Peg access in Hawaii in the futer. One Thing I value in the Olelo comunity media. olelo help ave School learn about vidoe help vilm are school events. I care about free speach. we need alot more funding. So pleeaese help olelo because it helps up.

Sincerely

Michael Boyd

DCCA

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A___E___P___S___
FILE

Dear DCCA,

My name is Mitchel Boyd and I am a 9th ~~grader a farring~~ton High School. The reason Im writing to you is because I care about the futrue peg access in Hawaii. I value olelo community Media because I want the futrue peg channel to be able to show what we are doing in ave community. Olelo helps our School and students learn about vidio and digital media and helps us explore technical Sofware. I care alot about free speach because it express what we have to say. We need alot more furd so that we can keep the channal on olelo and have more channel to express what we have 2 say. Thank you for you time

Sincerely
Mitchell Boyd

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A___E___P___S___
FILE

Dear DCCA,

My name is Jane Bruno, and I am a junior here at Farrington High School. The reason I'm writing to you is because olelo helps our school and students learn about video. However, here in Farrington High School, I am in a digital media class and I would really appreciate everything you do and we need a lot more funding. I also care about the future of PEG access here in Hawaii.

Mahalo,

Jane Bruno
(Jane Bruno)

~~DCCA~~

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 43

A___ E___ P___ S___
FILE___

Dear DCCA,

My name is Christian Bumanglag and I am a 9th grader at Farrington High school. The reason I'm writing to you is because I enjoy watching Olelo, I value it. Olelo allows us to do more in school. It helps us with a lot of programs in school. Without Olelo we wouldn't be able to do our programs like the Film Festival which we students enjoy. We need Olelo.

Sincerely
Christian Bumanglag

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 44
A E P S
FILE

Dear DCCA,

My name is Cheyenne Hoopii, and I a 9th grader at Farrington High school. The reason I'm writeing to you is because I value oleio community Media. I like it alot when I first watched it. I still want it still be on because I know that in the future people will summit video's about the community, high school. They need money just to keep it on. We need it.

Sincerely, Cheyenne Hoopii

Cheyenne Hoopii

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 44
A E P S
FILE

Dear DCCA,

My name is Emilia Iopu, and I am a 7th grader at Farrington High School. The reason im writing to you is because I want Olelo to stay on tv. I think olelo is great and I thank them for leting us free speech. I also thank them for filming the Samoan Heritage week. I hope you keep Olelo. Give olelo money!

Sincerely,

Emilia Iopu
(Department of Commerce and Consumer Affairs)

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 44

A E I M S
FILE

Dear DCCA,

My name is Joshua Laborte, and I am a 11th grader at Farrington High School. ~~The reason~~ that I'm writing to you is because the digital media class will need a funding in order to allow us to show the creativity of each individual student. They will reciere a clear understanding of what it takes to create a video and express themselves. Without it, we won't be able to do everything we're learning now

Sincerely

Joshua Laborte

Joshua Laborte

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 47

A E P S
FILES

Dear DCCA,

My name is Kristina Maugalei-Nardo and i am a 11th grader at Farrington High school the reason why i am writing to you is because i enjoy and value Olelo community media. I am taking digital media classes and Olelo is a big thing for students to learn about video. a Mayjor thing for me is free speech i love to express myself so yah and we also need more funding so that we can continue alot of the ativities so please take this in to consideration thank you for your time.

sincerly,

Kristina Maugalei-Nardo

Kristina Maugalei- Nardo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 47

A E P S
FILE

Dear DCCA,

My name is Victoria, and I am a 9th grader at Farrington High School. The reason I'm writing you is because Olelo helps our school and students learn about video. It helped our teacher when she didnt know much about digital media things. It would be really great if you would give their funding back.

Sincerely,

Victoria Mckay

Victoria McKay

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 15 A 10:47

A E P S
FILE

Dear Department of commerce and consumer Affairs,

My name is Andrew Quiocho, ~~and I am~~ a 10th grader at Farrington High ~~school~~. the Reason Im writing to you Because I care about the Future of P.e.G. accessin Hawaii also Olelo helpsour school and students learn about video.

Sincerly,

Andrew Quiocho.

Andrew Quiocho

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 47

A___ E___ P___ S___
FILE___

Dear DCCA

My name is Brian and I am a 10th grader at Farrington High school. The reason I'm writing to you is because I care about the future of PEG access in Hawaii.

Sincerely

Brian Tampon

Luvino Viki

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 47

A E P S
FILE

Dear DCCA,

My name is Luvino Viki, and I am a 10th grader at Farrington high school. The reason I'm writing to you is because Olelo helps our ~~school and~~ students learn about video. Also, olelo helped our school and teaches the public how to do things.

Sincerely,
Luvino Viki

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 47

A___E___P___S___
FILE___

Dear DCCA,

My name is Kesha Unciano, and I am a 11th grader at Farrington High School. The reason I'm writing to you is because I care deeply about PEG access in Hawaii. What makes Hawaii different from all the other states is that we all treat each other like Ohana or family. With PEG access in Hawaii, we have a chance to be more informed about what is going in our island. This makes us feel more like a tight-knit family which is exactly how we should feel. In conclusion, I would like to thank you for your appreciation.

Sincerely,

Kesha Unciano

September 14, 2009

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 19 A 10:49
A E P S
FILE

Dear DCCA,

My name is Jacqueline Espejo and I am a 9th grader at Farrington High School. The reason I'm writing ~~to you is~~ because I value the Oleio Community Media. Many people rely on Oleio to have videos and announcements shown. We need the programs and the teaching from this. It helps our school and my fellow students learn about video and the digital media. Please, do not have this program cut out.

Sincerely,

Jacqueline Espejo

Jacqueline Espejo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 28

A___E___P___S___

FILE_____

Dear DCCA,

My name is Tiffany Joy and I am a 9th grader at Farrington High School. The reason why I'm writing to you is because I car about the future of PEG access in Hawaii. Also because I care about Olelo and how they helped my school do alot of things. For example they helped us Film graduation also Film festivals and gave students training.

Sincerly,

Tiffany Joy Duran

Tiffany Joy Duran

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 42

A___ E___ P___ S___
FILE

Dear DCCA,

My name is Huong Nguyen. I am ~~in a~~ 12th grade at Farrington High School. I'm writing to you because I am concern about the Peg Access. As a student, we need your support to help us more. We would like to learn about studio. We all thank you for your help ~~the~~ and the support.

Sincerely,

Huong Nguyen

Huong Nguyen

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 A 10: 4

A___E___P___S___
FILE

Dear DCCA,

My name is Jhonalyn Cuestas and I'm a 10th grader from Farrington High School. I'm writing to you because I'm concerned about the future of PEG access. As a student, I believe that you should give more funding to Olelo. They gave us many opportunities and helped out many of the schools in our state. It means a lot if you would do it because PEG access is very valuable to us. Thank you for your time.

Sincerely,
Jhonalyn Cuestas

TO DCCA

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 17 A 10: 44
FILE

My Name is James Hashimoto, and I am a 9th grader at Farrington high school. The reason why I am writing to you is because Olelo helps our school and students learn about Video. Also you help not only our school but a lot more other schools.

Sincerely

James Hashimoto

DCCA

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

B01409

2009 SEP 17 A 10: 47

A E P
FILE

Dear DCCA,

My name is Demiliza Saramosing ~~and I am~~ currently a senior at Farrington High School (FHS).

Olelo gives people the opportunity to express themselves through media. FHS' Digital Media Class creates many PSAs that are broadcasted on Olelo. It gives us a chance to show people what we students are concerned about. Olelo has been a great help for our community. Why should it be stopped now? Please do your best in supporting Olelo.

Sincerely,

Demiliza Saramosing

DEMILIZA SARAMOSING

DEPARTMENT OF PARKS AND RECREATION

CITY AND COUNTY OF HONOLULU

KAPOLEI HALE, 1000 ULUOHIA STREET, SUITE 309 • KAPOLEI, HAWAII 96707
Phone: (808) 692-5561 • FAX: 692-5131 • Internet: www.co.honoluu.hi.us

MUFI HANNEMAN
MAYOR

LESTER K.C. CHANG
DIRECTOR

RICHARD HARU
DEPUTY DIRECTOR

September 11, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, Hawaii 96809

Dear DCCA:

I have been a Recreation Director for the Department of Parks and Recreation for many years. After being assigned to work at Palolo Valley District Park in September 2005, I soon discovered the Palolo 'Olelo Community Media Center nearby. Over the years since, the folks at Palolo Media Center have supported our programs in several ways.

'Olelo has graciously provided access to the latest in professional level camera equipment, modern computers with cutting edge software to edit my productions, time in their studio to conduct interviews, and accessories such as screens, projectors, and sound equipment to present my finished productions. 'Olelo also provided me expert training on how to best use these resources.

With 'Olelo's help, I have produced video reviews of our Summer Fun Programs which we have presented much to the delight of the hundreds of Summer Fun participants, their families, and friends who have attended our end of Summer Fun Finales each year.

'Olelo has also partnered with Palolo Valley District Park's computer center personnel to train and guide our park youths in making their own productions, using "blue screen" techniques and other special effects. This was a summer project that resulted in several productions by our youths, which were presented at an awards ceremony in our gymnasium.

Each young person involved was extremely proud having their creation presented in front of family, friends, and political dignitaries. Councilmen, State Legislators, and local celebrities volunteered their time to attend and make award presentations to the youths. 'Olelo, as they readily have through the years, provided projector, screen, and sound equipment to help make the event a special experience and memory for so many.

In these economically challenging times Parks and Recreation programs' funds are diminishing. With greater unemployment and other diminished resources an average person's ability to afford these studio services and equipment is also becoming more and more limited.

It is critical that these services not only continue, but also must improve and expand to offset these obstacles which we all face. This positive action absolutely needs to happen for the welfare of the community.

Therefore, I urgently ask the Department of Commerce & Consumer Affairs to adopt the following:

- The DCCA will include provisions for a review of PEG services every 5 years.
- Keep PEG – Public, Education, and Government together.
- Provide an inter-island high capacity broadband network.
- Provide Community Media Centers like Palolo the capacity to transmit live television.
- Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all the islands. Keep the channel numbers for public access as low as possible and adjacent to local broadcast channels.

I can't stress enough how critical your consideration is in these matters. The lifeblood of our community depends upon your support.

Mahalo and Aloha,

Bert Fishman Recreation Director
Palolo Valley District Park
2007 Palolo Avenue
Honolulu, Hawaii 96813
733-7358

dcca/DCCA
Sent by: Esther Zukeran/DCCA

09/17/2009 07:02 AM

To Patti K Kodama/DCCA@DCCA
cc
bcc
Subject

----- Forwarded by Esther Zukeran/DCCA on 09/17/2009 07:02 AM -----

Bert Fishman
<fishforpeace@gmail.com>

09/16/2009 06:54 PM

To dcca@dcca.hawaii.gov
cc
Subject

In Support Of Olelo-09.doc

September 16, 2009

Cable Television Division

Department of Commerce and Consumer Affairs

Re: Oceanic Time Warner Cable Franchise Renewal

(cabletv@dcca.Hawaii.gov)

PO Box 541

Honolulu, HI 96813

This letter is submitted in support of keeping Public, Education, & Government (PEG) together.

Funding for OLELO would be reduced substantially should the Hawaii Education Network Consortium (HENC) be allowed to separate from PEG. My understanding is that as much as 1/3rd of OLELO Community Media Center's funding would be lost. This would diminish the ability of OLELO to continue to provide the training and support services and program services to our community. Closures of Community Media Centers may likely occur.

It is extremely important to assure that funding for OLELO, Community Media Centers continue at the current level at the least. The necessity to upgrade network and equipment, due to rapid and ever changing technology, means that additional funding should be considered.

Training in Camera, Editing, and to be a Producer have been provided by the Windward Oahu OLELO staff, at their facility. Those training and through use of their equipment, have given me a wonderful opportunity to do a community interest video. (Completed and shown last year) I am currently near the end of completing a second video with a third one having already been started. How would I be able to continue reaching consumers, interested in viewing community interest video's if CMC's were to close due to lack of funding?

I strongly urge the Department of Commerce and Consumer Affairs to support keeping PEG together.

Sincerely,

Francis T. Kubota

47-713 Hui Io Place

Kaneohe, HI 96744

Phone: 808 398-8538 ©; E-mail: kubotaf001@hawaii.rr.com

The Windward Oahu OLELO Community Media Center and staff has been a great resource .

"Francis Kubota"
<kubotaf001@hawaii.rr
.com>

09/17/2009 12:17 AM

To <cabletv@dcca.Hawaii.gov>

cc "Donna Ylen" <dylen@olelo.org>, "Neal Rivera" <nrivera@olelo.org>, <info@olelo.org>, "Francis Kubota" <kubotaf001@hawaii.rr.com>

bcc

Subject September 16.2009.dcca.oceanic.time.warner.cable.franchise.renewal

DCCA,

Re: Oceanic Time Warner Cable Franchise Renewal.

Aloha, FK September 16.2009.dcca.oceanic.time.warner.cable.franchise.renewal.doc

Friends of Kaiser PTSA

PTSA

*every*child.*one*voice.

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809
Email to: cabletv@dcca.hawaii.gov

My name is Dwight "Skip" Hill. I am a lifelong Hawaii resident and live in Hawaii Kai. I am the current President of the Friends of Kaiser PTSA organization. My views represent those of myself as well as those of our PTSA organization by resolution dated 9/15/2009 at our monthly meeting.

We think Oceanic Cable should increase its commitment to community programming over the next 20 years, rather than stay with the status quo. In particular we would like to see Oceanic expand Community Media Centers. Rather than take one channel away from PEG access, Oceanic should be willing to expand the number of channels committed to community television programming. It is our belief that not all funds for educational programming should to go the Hawaii Educational Network Consortium (HENC) but some funding should be kept within 'Olelo's coffers for serving schools and their individual needs at the grassroots level. We are particularly appreciative of the unique long-standing partnership between 'Olelo and Kaiser High School that has included annual training of our students in the use of the mobile van covering major school events.

☐ We, in particular, support the opening of a Community Media Center (CMC) on the Kaiser High School campus: an after-school project-based learning environment, where student and community members could create video programming on issues of concern to them. As it is now, Hawaii Kai residents must go either to Kane'ohe or Palolo to access the nearest Community Media Center. We would like to see one in Hawaii Kai. The interest and the community need is there. We firmly believe that a community the size of Hawaii Kai would utilize as well as benefit from a CMC.

It is our hope that Community Media Centers of the future will do the following:

1. act as videoconferencing hubs with the ability to go live.
2. offer Internet access with enough storage and bandwidth to support multiple media services.
3. have HDTV equipment and the capability to transmit HD programming.
4. provide connections that allow PEG programs to be exchanged over a state-wide fiber network.
5. keep pace with changes in technology.
6. have access to remote production vans
7. provide server-based editing with large server capacity.
8. expand community training to include video production, media literacy, culture, etc.
9. provide services targeted toward senior citizens

We share the concerns that the outcome of the new Oceanic Cable franchise will be far-reaching and will determine the resources that will be made available to the community for the next 10 to 20 years. As the sole provider of cable access for our community, this franchise agreement can have an impact on funding support for not only new and improved technology but resources that can provide profound opportunities for learning for our youngsters.

Dwight "Skip" Hill
President
Friends of Kaiser PTSA

skip.hill@att.net
09/17/2009 07:33 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony

Please accept my testimony for the renewal of the Oceanic franchise agreement. It can be found in the attachment.

Dwight "Skip" Hill
President

Friends of Kaiser PTSA media center talking points[1].doc

"hawaiian kealoha"
<kealohasf49ers@yahoo.com
>

09/17/2009 07:57 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject 5pam:Support public television

Please continue to support n provide funding for public tv olelo.

"kapiolani kealoha"
<hula_grl_maui@yahoo.com>

09/17/2009 07:59 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Public tv

Please continue to support n expand public t v

Ben Shafer
<bdshafer@gmail.com>
09/17/2009 08:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony in support of Olelo and its expansion and update

Aloha DCCA,
I am full support of doubling the number of Olelo's stations; and doubling the expansion of school base stations; initiate live feeds for live viewing of live programs. Olelo needs up to date facilities for all stations. I also fully support a two year review on Oceanic's commitments to the communities. Oceanic Cable services are not cheap. I should know as I have a huge monthly bill. Time Warner-Road Runner is a billion dollar business. It makes good business sense to expand Olelo's programs and stations.

Respectfully Submitted,
Ben Shafer

September 11, 2009

To Whom It May Concern,

The purpose of this letter is to express my support for O'lelo Community Television and the community learning centers they have established. I recently learned that the current contract between the State of Hawaii and Time Warner Oceanic Cable is being renegotiated.

From October 2002 till February of 2008, I was the principal of Waianae Intermediate School. During my tenure at Waianae Intermediate School, our students and staff had the opportunity to work with the staff of O'lelo. They provided a foundation of expertise not available to the students from any other source. More important than the technical expertise, was the opportunities they provided to students to learn and develop as future contributing members of our community.

We enjoyed a close partnership with O'lelo on multiple levels. They were grant partners with the Waianae and Nanakuli Complex schools through the Native Hawaiian Education Grant and the Kellogg Foundation. This collaboration led to a summer enrichment program. Furthermore, O'lelo with its "Youth Xchange" program provides a venue for the only state wide video competition for elementary and secondary students in the State of Hawaii. They also made available the center to students during the evenings and weekends. This allowed students to continue their work outside the normal operating hours of schools.

In addition to the school partnership for educators and students, they provide an important service to the community at large through public access stations and programming. I would like to encourage the following:

- Enable the return of 10% of the channels for public access.
- Remove the cap on funding and restore the full 5% subscriber fee.
- Not provide separate funding to Hawaii Education Network Consortium out of the University of Hawaii. Instead, enable a partnership between the consortium and O'lelo.

It is important for communities like Waianae, Waipahu and Kahuku who are generally underserved to be provided with increased levels of public access. In my opinion, it would be an injustice to the communities who currently receive these public access opportunities to have them reduced or disappear.

Sincerely,

John Vannatta

John_Vannatta@notes.k12.hi.us
09/17/2009 08:35 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony

Attached is my testimony regarding the new franchise agreement between the State of Hawaii and Oceanic Time Warner.

(See attached file: September 11.docx)

Thanks,

J. Vannatta September 11.docx

Charles Noland
<gentledoveministries@yahoo.com>
09/17/2009 08:37 PM

To cabletv@dcca.hawaii.gov
cc gentledoveministries@yahoo.com
bcc
Subject Oceanic Time Warner Cable Franchise Renwal

September 17, 2009

Cable Television Division

Department of Commerce and Consumers Affairs

Re: Oceanic Time Warner Cable Franchise Renewal

(cabletv@dcca.Hawaii.gov.)

PO Box 541

Honolulu, Hi 96813

This letter is submitted in support of keeping Public, Education, & Government (PEG) together.

Please do not allow Hawaii Education Network Consortium be separate from (PEG). If that happens 1/3rd of Olelo Community Media center's Funding will be lost. AUAWE! Programs and services to the community will no longer be available. I ask you to continue Funding for Olelo Community Media Center.

Mahalo,
Carol Noland
2905 Lae Lae Way
Honolulu, Hawaii 96819

Charles Noland
<gentledoveministries@yahoo.com>
09/17/2009 09:02 PM

To cabletv@dcca.hawaii.gov
cc gentledoveministries@yahoo.com
bcc
Subject Re: Oceanic Time Warner Cable Franchis Renewal

September 17, 2009

Cable Television Division

Department of Commerce and Consumer Affairs

Re: Oceanic Time Warner Cable Franchise Renewal

(cabletv@dcca.Hawaii.gov

PO Box 541

Honolulu, Hawaii 96813

This letter is submitted in support of keeping Public,Education, & Government (PEG
Together.

Funding for Olelo Community Media Center have provided Light of Promise Ministries,and
Community Training to use Camera, Producing,and Editing of Church services and community Events.
It has given us a great satisfaction. Windward Olelo Community Media Center Staff,has given us the confidence to get involved in community media.

Thank-You,
Pastor Noland

"Nancy L. Hedlund, Ph.D."
<nancylhedlund@yahoo.com>
09/17/2009 10:14 PM

To Department of Commerce and Consumer Affairs <cabletv@dcca.hawaii.gov>
cc info@olelo.org
bcc
Subject The Need to Support and Expand Public Access Television Including 'Olelo

Cable Television Division
Department of Commerce and Consumer Affairs
TO: cabletv@dcca.hawaii.gov
cc: info@olelo.org.

To DCCA:

I offer testimony in support of the important work and community contributions of public access television, as in the work of ʻŌlelo here in Hawaiʻi. ʻŌlelo has made, and seeks to make in the future, immense contribution to the public good through initiatives and actions that increase community connection, information sharing, knowledge building, and participation in community decision making.

Examples of the futuristic public possibilities envisioned by ʻŌlelo for our community are the operation of a media center at a local school that would enable citizens to give testimony on a city decision, or the engagement of a student in dialogue with scientists on a research mission, or a video recording and production of a dance performance or lecture that could be watched at multiple different times on the local access station.

Oceanic Cable has promised innovations to the public but they do not commit to actions consistent with this promise – no new technology is proposed that would expand access as we need here in Hawaiʻi. For example, new community media centers are needed. More channels should be established to abide by earlier agreements, including statewide channels.

Instead of improving access as well as technology, Oceanic seeks to restrict access by making it more complex and difficult. Access is additionally limited by failure to meet requirements for numbers of channels and their intention to remove wording that would require them to assure picture quality at least equal to local channels. Finally, great possibilities for the future are actively blocked by failure to improve sites so they can handle high definition and video at the same time.

I have personally been benefitted by the opportunities created by 'Olelo.. A Nobel Prize winning scientist came to lecture at my school. We were able to film this lecture and it was subsequently broadcast multiple times on 'Olelo so that we could assign this program to students as part of various courses. We so wish that public access would be expanded to a wide range of community sites so that events could be filmed and or viewed more widely at schools, local entertainment venues, and public gathering places.

The public interest is not served by Oceanic's restrictive intentions and practices that are aimed at diminishing the potential of local access television to benefit our communities.

Respectfully Submitted,

Nancy Hedlund
Honolulu, Hawai'i
nancylhedlund@yahoo.com

To Whom It May Concern:

I am writing in regards to the franchise renewal that is currently being considered. I have been with Olelo as a freelance videographer and director for one year and, in addition to creating programs for Olelo, I am a classroom teacher.

I have come to use Olelo as a supplement for teaching and assessing my students. I have noticed how the students in my second grade classroom have greatly benefited from creating videos and having these videos display on PEG channels. That being stated, I would like to committee to consider keeping the PEG channels as accessible as possible. Many of the parents enjoy watching their child's work off of the Olelo channels and the students begin to build self-esteem as they watch their constructed program on the television as well. If PEG channels become difficult to access by the public I fear this would make what I do in the classroom less relevant to the students and thus create a lack of motivation for learning. Please continue to keep all PEG channels as accessible as possible to the public.

As a freelance director, I have enjoyed using video equipment from the Waianae CMC. Since I work at Makaha Elementary School, having a CMC in Waianae has been quite beneficial. I do not need to worry about traveling outside of my community to pick up the equipment and I can have my projects completed in a timely manner. I believe if the franchise were to consider to continue to fund PEG channels and programs, then the community will be able to continue to express themselves (both young, like my students, and old alike) because the convenience to do so remains possible. Lack of funding for all CMCs would create inconvenience for all people who enjoy creating programs and videos for the public to view. Please consider to keep funding all CMC and a possibility to open up new centers in other remote locations so Olelo may continue to thrive from the general **local** public.

Finally, in regards to equipment, upon checking out equipment from the local CMC, I noticed that many of the cameras still continue to use video tapes. As technology evolves, so does video equipment. I had a small conversation with a fellow videographer about why Olelo continues to use video cameras that require video tapes? Why not upgrade to cameras that have a 40 Gigabyte (GB) hard drive? Imagine how much time that would save for tech-savvy personnel as myself? I would no longer need to return to the CMC to download my tapes to a hard drive computer (which takes a good hour or more to accomplish, depending on the project), nor would I have to worry about trying to find video tapes to record my shoot with. With an internal hard drive camera, I can go to my shoot, download and save my work on my own personal computer and finish my project a few hours earlier than it would take at the current rate. Thus I am asking your committee to consider allocating funding for equipment upgrade. Equipment upgrade is essential to continue to provide quality programming to all PEG channels. Sure, we may not be professionals, but we are learning and through our own motivation and

inspirations we can move to a higher quality product that all who enjoy watching community PEG channels will witness.

I am proud to be working with Olelo and creating videos with much alacrity. It would be a shame to see any CMC closed or continue to see the quality of video equipment lowered (or technologically behind) because of the current situation regarding funding. I am looking forward to the outcome of this situation and am hopeful that the committee makes a decision that will benefit everyone. Thanking you in advance for reading my testimony and hopeful for the future of Hawaii's PEG channels.

Sincerely,

Spencer Harris.

Harris Yakumo
<hisensei808@gmail.com>

09/18/2009 03:14 AM

To <cabletv@dcca.hawaii.gov>, 'Olelo Community Media <info@olelo.org>, Sharlette Poe <sharpoe@gmail.com>

cc

bcc

Subject Franchise Testimony

Please read my testimony. Mahalo. PEG Testimony.doc

AHawaiioff@aol.com
09/18/2009 08:38 AM

To cabletv@dcca.hawaii.gov
cc AHawaiioff@aol.com
bcc
Subject Yes to Oceanic's application for renewal

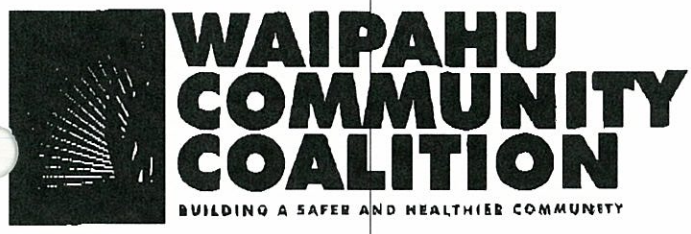
Aloha....

My name is Soloali'i Faalepo, Jr the producer of the Samoan programs at Olelo for many years. I am the Director of the American Samoa Government Office in Honolulu.
I have been in Hawaii for over 38 years and never seen anything like getting to produce and create our own Samoan tv programs every week. We have been airing our Samoa mo Samoa program on Olelo for about 21 years now. This is the only visual connection for our Samoan people here in Hawaii for many years. I feel this is a very important part of our Samoan community here in Hawaii not only to perpetuate our culture but to show case our customs.

Here are some of the main reasons why I feel that the application for renewal of the Oahu cable television franchise, is to continue a variety of all different ethnics tv programs on Olelo.

1. Training of our own Samoan people at Olelo to become producers, cameramen, editors, etc.
2. The only chance to air our Samoan programs free of charge.
3. It is a great opportunity for every ethnic groups to produce their own programs.
4. The vital part of our spiritual life is to watch our religious programs on Olelo.
5. The exchanging of programs from KVZK-TV in American Samoa and Olelo TV.
6. Samoan Heritage week was a great success when we were able to air programs on Olelo throughout the week, as well as airing these programs on public tv in American Samoa KVZK-TV.
7. Asian and Pacific Islanders were able to show case their programs on Olelo every week.

I thank you very much for the opportunity that Olelo gave our Samoan people to produce and air our own programs. Thanks for the great service all these years and hopefully it will continue for the next 10 to 20 years. Our Samoan community say faafetai tele lava. Thank you very much!



CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 P 3:46

A___E___P___S___

FILE_____

September 15, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Re: Oceanic Time Warner Franchise Renewal Hearing:

Aloha,

I am Barbara Tom, Chair of the Waipahu Community Coalition, and a Public Health Nurse with the Department of Health. I am testifying on behalf of the Waipahu Community Coalition Members; 50 members from government, agencies, nonprofit groups, faith based churches, and community members. We would like to advocate for expansion of the PEG Community Media Centers in capacity and funding. The Coalition has benefited greatly from our partnership with Olelo being in our Intermediate School. All of the Coalition's drug free messages through events and health programs have been taped on Olelo. This has helped us to build capacity and awareness and a safer and healthier community. .

In this time of budget constraints and a down turned economy, there are opportunities for voices of the community to be heard. The Coalition would like to recommend that in addition to an increase in CMC sites, consideration be given to having these sites in more Schools across the state so that other communities can also benefit. Students and individuals can produce messages for their communities as well as learn about other issues from other communities in Hawaii and even out of State. This can be also improved on if the local network that connects Olelo and different sites can be upgraded to handle High Definition video and data simultaneously. Again, we encourage that these sites be expanded to include all of the Olelo facilities, more schools and public facilities. We are also asking that Oceanic Cable upgrade Olelo's current fiber connection.

In conclusion, in order to build stronger healthier communities, with voices, two Statewide channels should be made available for access programming. These two channels should be in addition to the channels allocated to Olelo Access programming.

We appreciate this opportunity to share with you our suggestions on improving the current Community Media Centers, and we hope that this hearing is not just for hearing sake but that you really listen to the voices of the community and their suggestions for improvement.

Mahalo,

Barbara Tom

Barbara Tom,
Chair, Waipahu Community Coalition
94-275 Mokuola Street #101
Waipahu, HI 96797
Phone: 392-5946

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 17 P 3:46

A___E___P___S___

FILE___

Date: September 13, 2009

To: Department of Consumer & Commerce Affairs
Re: DCCA Refranchise Oceanic Time Warner for next 20 years.
FAX 586-2625

Fr: Dahlia Asuega
Mutual Housing-Palolo Homes Resident
2199 Ahe Street #29C
Honolulu, Hawaii 96816
Ph. (808) 216-7310

Aoha,

I live in Palolo Homes and a huge supporter of Olelo and all they do for Hawaii in giving us a voice to tell both sides of a story.

Our SUCESS of becoming the first State owned public housing privatized by Mutual Housing Association of Hawaii was started by voicing our "rights"on Olelo.

I personally feel Olelo is getting ripped off while Oceanic tries to push them to the curb. People of Hawaii need both services, but no need to get greedy.

I say Oceanic give Olelo 10% of their revenue. Give Olelo the needed funds for technical expansion, equipment and staff. Olelo needs to provide ordinary people like us in the community extended education through true media.
My voice stands with Olelo and support them on all the issues they raise as follows;

- I Demand that the Department of Commerce & Consumer Affairs (DCCA) Include provisions for a review of PEG access services every 5 years. This will insure our services keep pace with technology. Do not give Oceanic the 20 year contract they are requesting. They have not offered to provide additional funding for Olelo to upgrade its network and equipment and stay current with current technology. Funding

- Keep PEG – Public, Education, Government together. Olelo on Oahu is considered by many, the number one public access facility in the nation. A big reason for this ranking is because PEG is together and this protects the Public portion. The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's. Education

- Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances, provides easy public access for legislative testimony, and open entry to needed meetings. Connectivity

- Provide Community Media Centers like Palolo the capability to transmit live television. Live programming allows for current and alternative news with interactive call in shows. Services

- Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all islands. Channel numbers provided for community access should as low as possible and adjacent to local broadcast channels. Many Olelo viewers are initially attracted to Olelo programming by channel surfing and therefore the channels need to be easily accessible. This would be perceived by viewers as the local broadcast series of channels. Channels

Sincerely,

Keith Akana
<kalaniakana@yahoo.com>
09/17/2009 12:27 PM

To cabletv@dcca.hawaii.gov
cc Kalani Akana <kalania@oha.org>
bcc
Subject Oceanic Time Warner Franchise Renewal Hearing

History: This message has been forwarded.

Dear Director of DCCA,

Aloha. I am a long-time producer of thirteen years at OLELO, a beneficiary of the OTW Franchise agreement and future renewal. As such, the franchise renewal has been and continues to be of vital interest to me and the community that I serve. I produce "Manaleo" which is aimed at the Hawaiian speaking community.

Again, I want to reiterate my strong support for OLELO and its mission and the stellar way in which it has met its public mandate and mission. I would like to see continued support of OLELO without compromise and diminishing of services. In fact, I would like to advocate for you, the Director, to allocate the full amount allowed by law and to remove articial caps placed upon them so that they can grow. The new francise renewal should accomodate growth in population because this growth reflects growth in cable subscribers. For example, with new subdivisions cropping up on the 'Ewa Plains, the Waipahu Community Media Center (CMC) is now inadequate to serve that growing population and another CMC is direly needed.

OLELO has been very helpful in transitioning my program into digital platforms but I know that technology has changed and the franchise renewal must account for these changes. One change which I know needs upgrading is providing for systems and structures and supports to include HDTV.

Lastly, I would like to advocate for improve connectivity in systems. It seems rather "old school" to take a tape at the Capitol or City Hall and then convert these to programs. There are ways to shoot live and create programming on the spot from public venues. The franchise agreement should ensure this. In addition, rules and policies regarding other cable companies prevent interconnectiveness , especially between islands. This also seems outdated and "old school". The franchise renewal should look forward into the future and begin by connecting island communities together with statewide cablecast capabilities which will make it easier to share programming and not harder as it stands today.

Thank you for your time.

'O wau,

Keith Kalani Akana
Producer, *Manaleo: Preserving the Native Hawaiian Voice for Generations*

Margo Vitarelli
<margomhc@hawaiiantel.net
>

09/17/2009 03:25 PM

To cabletv@dcca.hawaii.gov
cc technosaavy@gmail.conm
bcc
Subject Olelo support

Hello,
I have watched Olelo off and on for some time now. I thoroughly support its continuation and development.

Olelo offers programs by and for the local community. It serves to educate residents as to what is happening in our state, culturally, politically, economically and personally. On Olelo, I have learned about what farmers are doing, have heard interviews with local leaders, I have listened in on community meetings, I have been educated on many issues and topics that are not at all available on regular mainland stations that we get. Olelo also helps me understand different sides of the issues regarding Native Hawaiians and sovereignty.

Olelo is educational, inspirational and home-grown. It helps us be better citizens by letting us know what is happening on the grass roots level.

Olelo also supports our own local film makers. Amateur and beginning filmmakers have a rare opportunity to be heard and get a start in the business.

Keep Olelo going. it keeps Hawaii informed, proud, unique and active in guiding our own affairs. It invites participation, which is important to the community.

Mahalo for listening,

Margo Vitarelli
Education Director
Manoa Heritage Center
Honolulu, Hawaii
96822

margomhc@hawaiiantel.net

"Kuiee, Ursula"
<ursula.kuiee@heco.com>
09/17/2009 02:37 PM

To Cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise Renewal

Dear Franchise Renewal Committee:

You're have an important and far reaching decision.

I support a Franchise Renewal of 5 to 10 years due to the "fast paced and ever changing digital technology", especially the current discussion of "Bandwith".
I support additional Media Centers to enhance our children's learning.
I support additional Educational Channels under Olelo's direction so that our children could be "at school, while at home". With the current budget cuts to the Department of Education and the University of Hawaii, this may be a solution to our Educational quandry. This would also be advantageous in the event of a Pandemic Flu, like the Swine Flu or SAR.

Olelo is the "voice of the community". It has also provided many people, such as myself, the skills to film, edit, produce and broadcast a program.
They deserve more than their current budget. They've shown their capability to encourage, mentor and create viable business, such as the Waianae Searider Center.

Please keep the Community voice alive.

Thank you,
Ursula Kuiee
1343 Kamehameha IV Road
Honolulu, Hawaii 96819

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Julie_Lockyer/KING/HIDOE@
notes.k12.hi.us
Sent by:
Julie_Gonzales/KING/HIDOE
@notes.k12.hi.us

09/17/2009 02:20 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo

To Whom It May Concern,
I'm writing to ask you to please help Olelo stay at King Intermediate. They are such an asset to our school. Our students as well as adults are learning so much from Olelo. It helps the students to communicate to others. Being in the media class helps bring out their talents and brings some of them out of their shell. It is so wonderful to see the students engaging in such a creative way with each other. Oleo helps our school keep connected with the community, and is an outlet for people who are interested in sharing information. Working in partnership with Olelo helps to open career possibilities and serves as a career guidance. Thank You, Julie Lockyer (Educational Assistant)

Lynnette Fukumoto
<lfukumoto96797@yahoo.com>

09/17/2009 01:34 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Time Warner Contract Renewal

I am one of the many Olelo facilities user and am quite concerned about Time Warner Cable's upcoming contract renewal. The Olelo facilities offer such a variety of services to the Community, from training, equipment usage, studio and edit facilities as well as program air time.

Please look at all the services the Olelo Media Centers offers and not the number of viewer audience. They have Media centers in communities where the children of these communities have the opportunity to broaden their future career choices. For example Waianae and Waipahu. Olelo Media centers have trained many adults and children who have gone on to produce excellent programs and public service announcements.

I heard that Time Warner wants to convert only two of the six channels to Digital. What happened to the 10% of the cable channels that was a requirement in the original Oceanic contract? Time Warner has other avenues of income for example, advertising and pay per view, telephone and subscriber fees.

Please do not take away the people's voice on Community Television by letting Time Warner cut their funding to Olelo. Please bring back the 10% public access channels.

Mahalo,

Lynnette Fukumoto
Supporter of Olelo Community Television

"Evangeline Aona-Ueoka"
<evaonau@alulike.org>
09/17/2009 01:14 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject 5pam:

Aloha,

OCEANIC CABLE PROVIDES AN ESSENTIAL SERVICE TO HAWAII'S COMMUNITIES.

TO INFORM, EDUCATE, ENTERTAIN, AND TO CONNECT OUR PEOPLE OF HAWAII.

WE NEED TO KEEP OCEANIC AND ITS SERVICES ACCESSIBLE TO ALL OF THE PEOPLE OF HAWAII.

THIS IS A WAY THAT ALL OF THE DIFFERENT CULTURE'S DIVERSITY IS UNDERSTOOD AND CELEBRATED.

WE KEEP INFORMED ABOUT OUR COMMUNITY, CITY, COUNTY, & STATE ISSUES THROUGH OLELO.

WE LEARN FROM THE EDUCATIONAL PROGRAMS.

STUDENTS OF ALL AGES ARE TAUGHT AND LEARN ABOUT TECHNOLOGY THROUGH THEIR COMMUNITY STUDIOS.

VIEWS AND CONCERNS OF ALL PEOPLE AND PERSPECTIVES CAN BE SHARED ON OLELO.

CONTINUE TO SUPPORT AND EXPAND OLELO, ITS GOALS, AND OBJECTIVES.

WE THE PEOPLE DEMAND THAT THIS SERVICE CONTINUES FOR OUR COMMUNITY AND STATE.

MAHALO,
E. Kawai Aona-Ueoka

Janette Sargent-Hamill
<windwardproductions@hawaii.rr.com>
09/17/2009 01:02 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Renewal of Oceanic Cable Contract

To Whom it May Concern,

I am an Oahu resident and Olelo veteran. Personally, I have found the services that Olelo offers to the community of great value not only by offering a wide variety of valuable programming but as importantly, training community members to speak FREELY through the power of television. The community partnership with Oceanic Cable is an important piece of this process.

I attended classes at Olelo in 2004 and due to the skills I learned from their wise staff, I continue to video and document elder and family history for future generations to appreciate and enjoy. I have produced at least 6 elder histories that have been broadcast on Olelo via Oceanic Cable.

This is a valuable community resource that should be continued.

Aloha,

Janette Sargent-Hamill
Windward Productions
44-121 Laha St. #3
Kaneohe, HI 96744
808-206-9274

"Mullahey, Ramona" <RAMONA.MULLAHEY@hud.gov>
09/17/2009 12:29 PM

To "'cabletv@dcca.hawaii.gov'" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Franchise

I am writing to share my experience with working with Olelo Community television. For the past four years, Olelo has supported HUD's efforts to provide outreach on the Fair Housing Act. Every April, which is Fair Housing Month, HUD launches a month-long observance with a 1-hour program on various issues of Fair Housing that is produced through the use of the equipment and facilities at Olelo.

We have also recorded the video on dvds which is distributed statewide as a training tool for Fair Housing advocates in local government.

Access to Olelo has been quite a boon for outreach in an area crucial to preventing discrimination in housing. I have certainly appreciated the support and competence of the staff of Olelo.

Ramona K. Mullahey
Operations Specialist
U.S. Department of Housing and Urban Development
HUD Honolulu Field Office
500 Ala Moana Blvd., ste. #3A
Honolulu, HI 96813
Ph: (808) 522-8185 x249
Fax: (808) 522-8170
ramona.mullahey@hud.gov

"Lela M. Hubbard" <lmhubbard@hawaiiantel.net>
09/17/2009 12:24 PM

To <
cc "Donna Mercardo Kim" <senkim@capitol.hawaii.gov>, "Marcus R Oshiro" <repmoshiro@capitol.hawaii.gov>
bcc
Subject Testimony on Time Warner Franchise, Page 2

Such a valuable commodity owned by the taxpayers should no longer be subjected to what amounts to a Waikiki lease---a penny on the dollar. The percentage of the gross revenues used to operate our only community media voice, where all points of view can be heard, where there is cultural, musical, and artistic learning and much more should be 5.5% in this down economy. The current rate of 3% is basically stealing from the public, and to cap the percentage at 3% is gross neglect of you fiduciary duties. The franchise should be negotiated every five years. A businesswoman suggested the percentage should climb at least to 8%. No one in business keeps the same rate for 20 years unless they are giving away the store.

There should be users of Olelo on the negotiating team to insure the public receives what that access is really worth.

Antiquated equipment must be replaced. The many students who attended the hearing know their education at Olelo can prepare them for work opportunities.

The request for two more channels can set up communications with the Neighbor Islands, an exciting prospect which can save the government and taxpayers money.

You deny the public adequate time to testify on Time Warner's response to your terms which have only been posted on your website for a week before the hearing.

Lela M. Hubbard
Na Koa Ikaika
487-2311

Jill_Namba-Mauricio/KIPAPA/HIDOE@notes.k12.hi.us

09/17/2009 12:03 PM

To cabletv@dcca.hawaii.gov
cc rshibuya@olelo.org
bcc
Subject 2009 Oceanic Time Warner Franchise

To: Hawai'i State Department of Commerce and Consumer Affairs (DCCA)
From: Jill Namba-Mauricio
GT/Enrichment Teacher
Kipapa Elementary School
Re: 'Olelo Television's Impact on Education

Kipapa Elementary School's Enrichment Program has been participating in 'Olelo Television's Youth XChange Video Competition since 2006. Our students have greatly benefitted from their participation in this outstanding annual video competition. It is one of the few video competitions open to elementary students in Hawaii. Aside from the fact that the video production process actively engages our students in practicing their researching, writing, speaking, and technology skills, the competition allows the students to have a "voice" in the community. This competition is unique and powerful because it gives every entry valuable air-time on television. It makes a huge difference when our students know that their videos will actually be aired on television and shared with the rest of the state. The students begin video production knowing that they have the opportunity to change people's attitudes, change people's behaviors, or even provide possible solutions to current problems in our community. This is the catalyst that brings purpose and passion to their learning.

Easy and continuous community access to the 'Olelo stations is very important and must be continued. The students have had a number of people comment that they accidentally came across their videos while casually channel surfing. If these stations were to be placed as "On Demand" channels, many people would miss viewing these students' work.

The 'Olelo Community Media Centers are resources that are available to help students learn how to operate the cameras and editing equipment, as well as provide assistance in creating multimedia productions. This added support to students is very valuable and provides human and technical resources not available in some schools.

Through sponsorships, the Youth XChange Video Competition has helped Kipapa expand our video program. The Sony cameras that were awarded as prizes gave our school equipment that would not have otherwise been possible during these tough economic times.

The Kipapa Elementary School Enrichment Program greatly appreciates the work 'Olelo has done to support our educational efforts to provide our students with real-world application of their knowledge and

skills. We genuinely hope that 'Olelo receives the funding necessary to allow them to continue these meaningful and critical partnerships with the schools in Hawaii.

Quala-Lynn Young
<qyoung@tcmhi.org>
09/17/2009 11:21 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo and education

To whom it may concern,

Please continue to fund public access TV (Olelo) and the education services they offer to the community. I have seen first hand the wonderful educational impact that Olelo has had on Farrington HS students. The work done there is something to be proud of. With arts funding being cut the continuation of your services is more important than ever! I realize this is a hard time economically, but please find a way to keep something as enriching and important to our community as Olelo.

Sincerely,

Quala-Lynn Young

--
Quala-Lynn Young
Curator of Education
The Contemporary Museum
2411 Makiki Heights Drive
Honolulu, HI. 96822
(808) 237-5217
qyoung@tcmhi.org
808.526.1322 Main
808.536.5973 Fax
www.tcmhi.org

Special Offers: Twenty Something? - Free Entry for anyone 20-29-years-old with ID through September 30, 2009.

...

"Michael Steiner"
<MSteiner@SteinerAssoc.com>

09/17/2009 10:44 AM

Please respond to
<MSteiner@SteinerAssoc.com>

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject DCCA: Cable Television Division - Franchise Renewal

Cable Television Division
Department of Commerce and Consumer Affairs
Via Email: Cabletv@dcca.hawaii.gov

On behalf of Citizens for Fair Valuation, a non-profit tenant organization representing members in the Mapunapuna, Sand Island and the Kalihi Kai areas of Oahu, we speak in strong support to continue and expand the availability of public access television and to further expand the number of channels that comprise Olelo Community Television.

My name is Michael Steiner and, as the Executive Director of Citizens for Fair Valuation, is Olelo Community Television has:

1. Provided my organization the opportunity and avenue to air our content to the public in a time sensitive and professional manner. Olelo was able to broadcast community based relevant information that would not have otherwise been made available.

2. Though the services of Oceanic, Olelo and their talented staff allowed my organization the ability to reach audiences beyond our means. We were able to disseminate timely information in a medium and manner that benefited the community.

3. My organization received positive feedback from the community with regard to the services that Olelo provided. Working with Olelo was a rewarding and positive experience. The expertise of everyone involved was first rate and something of which the community is proud.

4. Public access television is crucial to our communities. It provides myriad public and governmental groups to air their messages and Olelo is perfectly situated to handle the diverse needs of our island communities.

Please do not diminish public access, expand it. Expand the public highway of expression and information that Olelo is able to bring to the community. Expand broadband speed and upgrade the quality of equipment and resources needed to provide meaningful programming. Olelo provides public access television and they should be retained to continue the valuable programs and services they have provided for us – the public.

Michael A. Steiner
Executive Director
Citizens for Fair Valuation
841 Bishop Street, Suite 1500
Honolulu, HI 96813

Phone: (808) 221-5955
Email: MSteiner@SteinerAssoc.com
Web: www.FairValuation.org

Rhea Moore
<rhea.moore@gmail.com>
09/17/2009 09:24 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony Concerning Oceanic TWE Franchise

Dear members of the Department of Commerce and Consumer Affairs:

As a volunteer judge for Olelo's Youth Xchange video competition, I was able to see first hand how Public, Educational, and Governmental (PEG) access can greatly inspire the leaders of tomorrow. Olelo Community Media's work with Hawaii's students and teachers goes far beyond airing their programs on access channels. I've seen Olelo staff engaged in nurturing and encouraging students to speak out about their concerns and work to better their community.

It seems to me that public access and educational access have found a great partnership in Olelo. Olelo has done a superior job in maximizing their resources to serve all. I strongly encourage the DCCA to make sure this work is not threatened in any way. If you do not protect Olelo's ability to serve our community, and especially our students by allowing for budget restrictions or grave changes in how PEG access is currently run, you will be destroying the foundation of what Olelo and the community has spent 20 years building for our island.

As an entity deemed to protect the consumer, what you should be doing is balancing Oceanic TWE's growing billion dollar profit with the growing needs of community access, and therefore supporting more growth for PEG access. Here's how:

Help PEG access thrive by assuring that over a lucrative 20 year franchise, PEG access has the ability to review their needs annually or at least every 5 years, to negotiate for more support if needed.

Don't split up P, E and G. Not only does that not make sense business-wise, what with the redundancy of resources needed to operate separately, but by splitting these sectors, so many existing services and partnerships would suffer tremendously or, at worst, be cut completely. And if funds are diverted from one sector to another, existing Media Centers that serve ALL sectors would probably have to shut down.

Make sure the people have a voice by supporting the channel space needed for ALL local programs to be seen. Each program on Olelo represents someone's voice. To put any limitation at all is to not support free speech. As Oceanic makes billions of dollars using the public rights of way, the people's voice should be worth more than the few million they currently provide to PEG access each year. More channel space so that people's voices can be heard, not just once but several times so they can reach their audience (I don't think Olelo can repeat a program enough to beat OC 16's record of program repeats). Also, put access channels together with the other local channels so that viewers can find their community in the same sweep of channels. Have Oceanic provide support to make sure the signals are as clear, strong and vibrant as the commercial channels, and have Oceanic promote PEG channels and what's on them. This is the least Oceanic can do to support the voice of the people who either pay for their services but at minimum allow them to use the public rights of way.

In short, MAKE SURE PEG ACCESS IS WELL FUNDED FOR ALL THE CURRENT SERVICES THEY OFFER, INCREASE FUNDING FOR FUTURE TECHNOLOGICAL UPGRADES, GIVE PEOPLE A STRONG VOICE BY ASKING FOR MORE CHANNELS AND BETTER PLACEMENT OF PEG CHANNELS, AND KEEP PEG TOGETHER SO THAT THE FUNDING RESOURCES YOU NEGOTIATE FOR ARE SMARTLY SPENT.

Hawaii has got to be one of the most lucrative markets for Time Warner Cable. They will be making billions of dollars over the next twenty years in exchange for using our Public Right of Way. As Oceanic profits, it is critical to our community, and to our democracy, that PEG access also thrives, and it is my belief that the DCCA is responsible for making that happen.

Sincerely,

Rhea Moore

Oahu Resident

"Katherine Leota"
<kleota@UHFCU.com>

09/17/2009 09:11 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject A voice calling out from the wilderness

To whom it may concern:

Aloha and thanking you for allowing my written testimony to be accepted
and heard today, as I was unable to make it to the rally at McKinley on
Wednesday evening to express myself about the wonderful impact Olelo has
birthed into our culture, our environment... and into our homes.

Over 1000s of volunteer hours with Olelo Mapunapuna,urs in producing,
shooting, ...and working with numerous individuals of all walks of life,
personalities and ethnic backgrounds along with Olelo (Staff, media
Center, Client Counselors...) in getting our message out to the
Christian population.

Sincerely,

Katherine Leota
Member Relations Consultant
Kleota@uhfcu.com
808.983.5500

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cooperation.

Tom Shiu
<toms@lca-anthology.com>
09/17/2009 08:57 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Please continue Olelo's funding

To whom it may concern:

Without Olelo Community Television, there will be many who will be left behind because Olelo is their only possible access to such facilities and programs. Our community truly benefits from Olelo. Please continue funding Olelo Community Television.

Mahalo,

Tom Shiu

Linda and John Noey
<mauka638@hotmail.com>
09/17/2009 08:04 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony

Dear Sirs:
The Olelo program in Hawaii is totally unique. The opportunities the community studios offer to the people of Hawaii to meet with each other, to share experiences, and to know what is happening in their neighborhood are fantastic.
I have visited the Kahuku facility with my husband when he has been using the editing suite. I have been impressed with the students, the classes, and the professional quality of the staff and the productions.
Diminishing the reach of Olelo would not be in the best interest of the people of Hawaii.
Please do not cut the programs.
Mahalo, Linda Noey

Ready for Fall shows? Use Bing to find helpful ratings and reviews on digital tv's. Click here.

Christina Macias
<macias.christina@gmail.com>
09/17/2009 07:59 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olello Community TV

09/17/09

Aloha,
My name is Christina Alicia Macias. I am writing in support of Olelo Community Television. I have been involved in the arts for over 15 years and just recently became a certified producer, and editor through Olelo.
I greatly appreciate the ability to have the community view art demonstration by our wonderful local artists. Through Olelo TV, viewers can not only look at art, but learn the creative process. I believe art is truly a treasure and is meant to be shared.

Olelo TV has been an asset for me personally learning another media has been a very positive experience. Without Olelo I might have never had the opportunity to study this field. I look forward to continuing learning process with film. I greatly support the continued funding of Olelo community TV. Thank you for your time.

Mahalo,
Christina Macias
754-1274

Nathan Kurosawa
<nmkurosawa@earthlink.net>
09/17/2009 07:03 AM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject 5pam:Olelo Franchise Renewal

Aloha DCCA,

I can't say enough about the importance of supporting cable public access, especially the outstanding programs provided by Olelo here in Hawai'i.

One group that has benefited from Olelo's outreach and support is our keiki. As a judge in a few of the Youth Xchange Student Video Competitions, I can honestly say that the support, encouragement, and generosity of Olelo through this program has clearly enabled the kids to create and submit videos with higher production values year after year.

Our keiki are our future. Please allow them to speak their minds and communicate with the help of Olelo's student outreach programs for decades to come.

Mahalo for considering the necessity of Olelo's franchise renewal.

Nathan Kurosawa
writ./ prod./ dir., "The Ride"

Val Loh
<vallohfoto@gmail.com
>

09/17/2009 01:30 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Keep Strong Cable Access - Support PEG

To Whom It May Concern:

I am an appreciative viewer of 'Olelo programs and ask that you retain PEG Cable Access for the following reasons:

1. Retain our six channels and keep these closer to the major networks. Provide two more channels that would be available on all islands. That way you do not have to submit separate shows to other islands.

2. Upgrade our network. Oceanic is busy installing the latest technology but has no plans to upgrade public access. Olelo is not able to provide high definition programming or embrace future technology. Oceanic should not be allowed to pass this cost on to their subscribers. They should use their enormous profits to enhance our public access network for the use of OUR public right of way.

3. Provide inter-island connectivity. Oceanic must be required to install a high capacity broadband network that would allow video conferencing between islands. You can have guests from other locations on your show. The community can testify at hearings and have meetings without the cost of air fare.

4. Live Broadcasting. Oceanic must provide the cable to transmit live television from our centers. This would allow you to do current news, alternative perspectives and interactive call in shows.

5. Do not allow HENC (Hawaii Education Network Consortium) to take any more money away from Olelo. They are asking to be separated from PEG (Public, Education Government). Across the country, whenever education is separated, the public suffers. Olelo is doing a great job of providing service to our youth and schools. HENC would not fill this void. Olelo would have to close Community Media Centers because of this loss of funds.

Thanks very much for your time and attention to this important matter.

Aloha,

Valerie Loh
2552 Peter Street, Honolulu, HI 96816

September 17, 2009

Dear DCCA's Cable Television Division,

My name is Maryann Bontog. I'm fifteen years old, and currently attending Aiea High School as a sophomore. I am also a member of the Puuwai Momi Youth Program's Tech Club. I really enjoyed attending the Parents And Children Together (PACT) Community Teen Program's Fashion Show at Kuhio Park Terrace. I enjoyed the fashion show because the show was a new experience for me. Since I was a camera person I needed to learn a few things I didn't know. This was how `Olelo was helpful because I learn new things from `Olelo, and the equipment was helpful as well. We went to classes that made us learn, and be familiar with the camera. Things I learned from the camera was white zebra, zoom, focus, and more. These things came really handy when recording the fashion show. Also, they let us borrow camera, tripod, and more equipment so we could have the opportunity to record the fashion show. I thank `Olelo for everything that they have done for the PACT Teen Centers.

Sincerely,

Maryann Catherine Bontog
Puuwai Momi Youth Program
488-6705

Dear DCCA's Cable Television Division,

'Olelo is a place where the community bonds to help out each other and make videos to express their thoughts and feelings. I went to 'Olelo in 2006 and learned how to run and operate a camera and how to edit. This lead me to teaching the children of the Community Teen Program in KPT. Now we host an annual fashion show and I'm not the editor, nor am I the cameraman, not that I don't want to be, but because the younger ones are taking part in community participation. For this year's fashion show, I was in charge of audio. I think that 'Olelo should stay the way it is because it brings together people, who bring together their communities in which they live in.

Sincerely,

Solomona Pula
PACT/Community Teen Program
842-1843

September 17, 2009

Dear DDCA's Cable Television Division,

It's so sad that `Olelo may have the possibility of losing their support of funding and access to the public. It was really fun working with them. I learned a lot of things while working with the cameras. Thanks to `Olelo, I was looking forward to joining a tech production. I wanted to join because they have inspired me to try different things besides just dancing. I really hope that they do not lose their existing centers and staff because I really enjoyed working with them. I hope that in the near future, I can still work with `Olelo.

Much Aloha,

Shanice Cullen
Puuwai Momi Youth Program
488-6705

September 17, 2009

Dear DCCA's Cable Television Division,

I really learned a lot from `Olelo. I learned how to edit videos, and do other interesting things like voice overs and also learning how to use the computers. I also learned how to use the cameras. I enjoyed working with them a lot. They inspired me to teach others what they taught me. So I hope that they don't lose anything because they can also teach other people who can also get inspired!!!

Aloha,

Jayleen Jud
Puuwai Momi Youth Program
488-6705

Christine Hanakawa
<teenchanakawa@pacthawaii.org>
09/18/2009 11:31 AM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc "info@olelo.org" <info@olelo.org>
bcc
Subject 'Olelo testimonies

Aloha!

Attached is our written testimonies from myself and teens who have worked on video projects through `Olelo Community Television. If you have any questions, please feel free to contact me via email or call at 842-1843 or 488-6705.

Thank you!

Sincerely,
Christine Hanakawa
Project Specialist

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Parents And Children Together, 1485 Linapuni Street, Suite 105, Honolulu, HI 96819

jayleen olelo letter.doc shanice olelo letter.doc

o is a place where the community bonds to help out each other and make videos to express their thoughts and feelings.doc

maryann olelo letter.doc letter for olelo educational support.doc

"myron anderson"
<andersonm007@hawaii.rr.com>

09/18/2009 10:48 AM

To <cabletv@dcca.hawaii.gov>

cc

bcc

Subject Fw: Continuing the Need for Olelo programs

Aloha, I am Myron (Andy Anderson) Retired CE0, Hina Mauka Recovery Center, which is one of, if not the largest not for profit agency treating addiction and related issues, in the state. Each year Hina Mauka sees and treats 2000 plus persons, including families, adolescents, those with co-occurring disorders, women incarcerated at the Women's Community Correctional Center in Kailua and at its outpatient clinic on Kauai. We also have treatment available at IHS and shelters. Hina Mauka has 20 adolescent outpatient programs in public middle and high schools on Oahu and Kauai.

Mahalo for the opportunity to press my case for the need for continuing the Olelo programs as is and expanding the services for those communities, persons and non profits that don't have other ways or means to advocate for the sick, mentally challenged, addicted, homeless, veterans, families and children dealing with domestic violence.

Without Olelo, who will advocate for these citizens and families? The State, not hardly!
What will be the cost in dollars to say nothing of the cost in human suffering and possibly long term hospitalization, incarceration, and needless fatalities if there is no advocacy or outreach? What other agency has the capability, locations, talent, and understanding of each community they now serve that provide the talent & skills to train people to develop needed transferable expertise to enter the workforce and with a wide variety of skill sets in media communication technology? What better return is that?

One of the greatest opportunities that I personally was granted, is my training by Olelo staff to become a certified producer, hence giving me the opportunity to outreach directly, on the issues of addiction, treatment, outcomes, resources available, access to treatment for the diverse populations in the state dealing with substance abuse and addiction. Under the Hina Mauka umbrella and sponsorship, we produced with the able guidance of Olelo staff and resources, some 40 productions to the communities served by Olelo. This included major Specials by collaborating with Time Warner Cable, Oceanic, and HBO to air the award winning 14 Part Series on Addiction "Why can't they just stop?" The special aired two times last year on prime time Olelo broadcasting. Prior Specials were of WCCC yearly events such as "The Awakening" a Halau presentation of addiction and recovery. And this year's theme is Domestic Violence, soon to air.

To bring it a bit closer, to press the need, each time my wife and I go shopping, or go to Zippy's or to a Warrior football game, or are just visible at some community event, people/families approach and thank me or ask how to get services for a loved one, and many times it's a recovered addict or alcoholic to say they now have been clean/sober x number of months or years, working and usually paying taxes. What better return is that?

Finally, to be clear, I was not paid additional allowances or fees for producing these episodes, as this was part of Hina Mauka's dedication to advocacy to reduce stigma, and inform our families, friends, and communities about addiction, what it is and what it is not.

Mahalo for the opportunity to testify and stress the need to continue Olelo's programs and expand where possible. Why fix something that is not broke?

M.P. Andy Anderson

Phone 239-2271 andersonm007@hawaii.rr.com

"Denise Snyder"
<scott101@hawaii.rr.com>
09/18/2009 09:46 AM

To <cabletv@dcca.hawaii.gov>
cc <info@olelo.org>
bcc
Subject Cable Television - license renewal

Oceanic has acted in bad faith in trying to reduce what the public is already receiving. Their arrogance is unbelievable. It should be offering more, not cutting back. **The airwaves/cable waves are public property, not private property. They should have a contract of no more than five years.**

I support PEG but I go even farther. We need much better access than we have now, not less access to our critical local programming and non-commercial, outside Hawaii offerings that keep us informed, such as Democracy Now.

As our news media is ever more controlled by giant corporations that refuse to cover the news, local, national, and international, while promoting an ideology that results in ever more poverty and despair for the common people, **it is critical that we can easily access our Olelo type channels through our television (as a free channel), cable boxes and also free access for everyone through the computer.** All people should have free access to this programming, easily and with complete online. For cable subscribers, at least, we need demand type service (free). **All people should be able to access past programs through the computer also and ideally through their television even if they don't pay for cable.**

We need increased funding from the franchise fees (up to at least the maximum (or more, at least the current five percent maximum, not our current three percent). The present fee to be a producer needs to be reduced to no more than $25 so it is affordable and more of our people can participate.

The term of the contract should be the minimum, so our community can see how the current corporation honors its obligations instead of trying to profit at the expense of the community. **It has a lot of room for improvement.**

The **current cable boxes are also quite faulty** and I just got my third box in a couple of weeks, they should have to use more reliable boxes and there should be a **fee ($50) imposed on them and that fee should reduce the subscriber's bill if the box is defective** within twelve months OR more than one box has to be tried in a two year period. What is going on with the boxes???

I also strongly support the following:
More bandwidth should be dedicated to PEG access to ensure that they can use current and future technology.
Increase the number of channels dedicated to PEG programming.
Provide resources to obtain and/or renovate facilities and equipment in each

community that are large enough to handle increasing community use and are expanded and updated throughout the term of the franchise.

Promote inter-Island cooperation and provide connections that allow PEG programs to be exchanged over a state-wide fiber network.

Ensure that PEG equipment keeps pace with changes in technology
- **Fund the replacement of aging equipment throughout term of the franchise**
- Provide **remote production vans** for each community media center
- **Provide a satellite van for mobile live shoots**
- **Support a mobile studio**
- **Video teleconferencing**
- Equip a music recording studio to create music for programs
- **Underwater equipment**
- **Server-based editing (large server capacity)**
- **Equip a mobile learning center/media access lab**

I also support the following:

Channel Capacity/Spectrum for Public, Education and Government (PEG) Access
- PEG channels should be located with local broadcast channels in the lowest tier. Channel numbers for all local channels should be between 2 and 20, if possible.
- **More bandwidth should be dedicated to PEG access to ensure that they can use current and future technology.**
- State-wide channels or channels for State government programs and other programs shared from all PEG access centers in the State, like youth programming, etc.
- **Video on demand should be available at no cost for PEG programs.**
- **Increase the number of channels dedicated to PEG programming.**
- **Equal presentation on digital and analog guide.**

Technical Improvements
- **Increase the ability to go live from multiple points around the island, especially from community media centers and other key locations where the community gathers.**
- **Provide the ability for state-wide video teleconferencing and for live interactive testimony during government meetings. Ability to video conference from Hawaii to other video conferencing centers that could also be used for family members to talk to members in service or prisons on mainland. Community media centers could serve as local hubs for this process.**
- **Provide free Internet access at every community media center, with enough storage and bandwidth to support multiple services.**
- Ensure that PEGs are provided with HDTV equipment and the capability to transmit HD programming.
- Expand the I-Net for use as a distance education tool for prisons.
- **Provide the capability to embed info/data into access programs so that new technologies can be supported (like remote voting).**

• **Provide the technical resources for closed captioning of programs in various languages.**
• Transmission of programs via the most current technology regardless of program origin.
• **Ability for producers to upload programs from home.**
• **Satellite transmission**

Facilities and Equipment Support

• Provide resources to obtain and/or renovate facilities in each community that are large enough to handle increasing community use and are **expanded and updated throughout the term of the franchise.**
• Provide resources to support **Internet archiving of all PEG programs on a long-term basis.**
• Ensure that **enough equipment is** available to fulfill needs in each community

PEG Services Support

• Provide support for local media centers located in every school complex across the island of O`ahu
• Increase funding for services such as Summer Media Programs and Youth XChange.
• PEG to provide job training opportunities for youth
• More support for community outreach and capacity building efforts
• More copyright-cleared music and B-roll footage at no cost for community producers
• **Community radio station**
• Assistive technology and trained staff to help those with disabilities
• **Connect and share resources between existing PEG providers and UH**
• **Collaboration with nonprofit organizations to document and share resources**
• Provide **resources for virtual and live forums**
• Provide resources to support English as a Second Language programs and services at all PEG facilities
• Support programs that assist small businesses
• **Provide more services and tools that are targeted toward senior citizens**
• Expand community training to include video production, media literacy, culture, etc
• More support for multiple language programs including on-screen translations (open captioning)
• **Provide grant funds for community producers that are administered by the PEG provider.**
• **Provide resources so that the PEG provider can more fully function as part of the Emergency Broadcast Network.**
• Expand mentoring program
• Provide free advertising/promotions for PEG services and programming
• **Specific listings in channel guides**
• Expanded training staff for a low student/teacher ratio

Other Related Ideas

• **Increase funding for PEG so that more can be accomplished**
• Offer cable services at a lower cost for low income people
• **PEG channels should be provided FREE to all O`ahu residents, regardless of whether they subscribe to cable or not they should also be available free on the**

internet.

- **Provide free cable service at all access centers so that those in the community who do not subscribe to cable have a place to view the PEG channels.**
- Create a youth position on PEG providers' boards of directors
- Create a media scholarship program
- Support staff development for PEG providers and other agencies
- Showcase and celebrate community productions and producers
- Support media literacy and integrate technology at all schools
- **Provide community meeting space at media centers**
- **Cablecast news from other countries**

Please take your responsibility very seriously and hold Oceanic to the highest possible standards and get the maximum revenue for our community and best access (including free computer access) and best equipment possible and limit the term to five years.

Sincerely,

Denise Snyder
4952 Mana Place
Honolulu, HI 96816

"Alan Johnson"
<ajohnson@hinamauka.org>
09/18/2009 10:20 AM

To <cabletv@dcca.hawaii.gov>
cc <info@olelo.org>, "Dorothee Blotzke" <dsblotzke@hinamauka.org>
bcc
Subject Testimony in Support of Olelo

Hina Mauka, a CARF accredited substance abuse treatment provider, supports Ōlelo and its vision of improving services to the community of Hawai'i. Ōlelo is consistently progressive in broadcasting issues relevant to our community, and affords many non-profits the opportunity to present their agencies and programs, especially those that struggle for recognition in the community.

The current network that connects Ōlelo and different sites would benefit from an upgrade to support High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of Ōlelo's facilities, more
schools and public facilities such as the Blaisdell Arena and Concert Hall.

During the years of 2002-2005 Ōlelo took the lead in bringing timely information on drug use and addictions disorders, resources for assistance and in general topics of benefit to the viewers and communities. In 2003, Ōlelo filmed and produced events such as town meetings, rallies, and grassroots activities that spoke to community needs for substance abuse treatment, prevention, and law enforcement. This media coverage in part resulted in the administration and legislative bodies responding to the voices of the people who called out for help with healing their families and communities.

With expanded connectivity, Ōlelo will continue to reach more people in our communities. We appreciate the opportunity to support Ōlelo and the valuable service it provides to Hawai'i's people.

Sincerely,

Alan Johnson
President & CEO

Hina Mauka
www.hinamauka.org
45-845 Po'okela Street, Kaneohe, HI 96744
Phone 808-236-2600 ext. 225

Hanalei Aipoalani
<haipoalani@yahoo.com>
09/18/2009 09:48 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo - Public Television

Friday, September 18, 2009

Cable Television Division
DCCA
PO Box 541
Honolulu, Hawaii 96809

RE: Public Hearing on Cable Television Franchise Renewal

Aloha no!

Olelo Television is an invaluable public access tool and resource to Hawaii's residents and community-based organizations.

Do not starve our people of public access to television media. If the state favors private interest, over the interest and rights of Hawaii's residents, the state will be accountable for their ill-conceived actions.

Oceanic Cable has the wherewithal to provide and maintain connectivity and infrastructure necessary to sustain Olelo's free public service.

Therefore, support Olelo Television and its need to advance technologically.

Mahalo,

Hanalei

Hanalei Y. Aipoalani, Ph.D., MBA
89-308 Mokiawe Street
Waianae, Hawaii 96792

PACT
PARENTS AND
ILDREN TOGETHER

1485 Linapuni Street, Suite 105
Honolulu, Hawai'i 96819
Tel. (808) 847-3285
Fax (808) 841-1485

OAHU PROGRAMS

COMMUNITY TEEN CENTER

CPS VISITATION CENTERS

EARLY HEAD START/
HEAD START

ECONOMIC DEVELOPMENT
CENTER

FAMILY PEACE CENTER

FAMILY VISITATION CENTER

HANA LIKE HOME
VISITOR PROGRAM

HAWAII FAMILY SUPPORT
CENTER

INTENSIVE SUPPORT SERVICES

KANEOHE COMMUNITY
FAMILY CENTER

KPT FAMILY CENTER

OHIA - DOMESTIC VIOLENCE
SHELTER

RESPITE CARE

MAUI COUNTY PROGRAMS

FAMILY PEACE CENTER

INTENSIVE SUPPORT SERVICES

LANAI INTEGRATED SERVICES

FAMILY VISITATION CENTER

KAUAI COUNTY PROGRAMS

FAMILY VISITATION CENTER

INTENSIVE SUPPORT SERVICES

MEMBER:

WLA

ALOHA UNITED WAY

COA

September 18, 2009

Dear DCCA's Cable Television Division,

My name is Christine Hanakawa and I am the Project Specialist for the Parents And Children Together's (PACT) Community Teen Program (CTP) at Kuhio Park Terrace and Puuwai Momi Housing Projects. Previously, I was the New Communities Project's (NCP) Site Facilitator for the Teen Program for five years, providing educational resources to the youth, ages 5 to 18 years, at these low-income housing projects.

During my years with NCP, I worked with youth on a project called "Health Rocks!" The Health Rocks Team helped youth and adults in the community reduce youth tobacco, alcohol, and illicit drug usage through the creation of public service announcements. After NCP's funding ended, the program continued at CTP and expanded to Puuwai Momi in Halawa. Activities were expanded to include younger youth through the formation of a Junior Tech Club. Our program has submitted several various video clips to `Olelo, borrowed `Olelo's equipment more than 50 times, conducted video production activities for several large projects at CTP (e.g., the annual Iron Chef competitions and the Fashion Show), and reached out to more than 30 youth and teens who have learned how to use a camera, act, produce and/or edit video footage. We have submitted two Tobacco-Free Public Service Announcements, a Fashion Show video, and several 10-Second Positive Messages focusing on nutrition or tobacco prevention.

Our collaboration with `Olelo Community Television has given us the perfect opportunity to accomplish our technology and media production goals for our projects. I envision KPT as a media center site for community members. It will be a place to extend `Olelo's services into the community. Here are some of the positive influences of `Olelo's participation in our project if they were to continue:

- Teens will learn about the process of a video production.
- Teens will experience of producing their own videos.
- Teens will have hands-on learning with equipment used in production (video taping) and post-production (editing).
- Teens will have the opportunity to see and experience possible career choices in the film, video production, and television broadcasting industries.
- Families and community members are able to view submitted videos on the television.

We would love to continue to be able to collaborate with `Olelo and utilize their wonderful services they provide to our youth and the wonderful support of their staff. The staff are a tremendous help with troubleshooting and providing recommendations for us to purchase our own equipment.

Furthermore, our collaboration with `Olelo provides us wonderful feedback to our funders when we have our youth and teens hard work viewed on television, showing off their accomplishments and what they got out of the project.

Please feel free to contact me at teenchanakawa@pacthawaii.org or at my office at 842-1843 if you need any additional information.

Sincerely,

Christine Hanakawa
Project Specialist

Cheryl Johnson
Program Director

sprite@thespritelife.com
09/18/2009 02:35 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic's Community TV Contract

I've attached the following letter to this email so that you can print it but to save you time and irritation I have also posted the body of it as part of this email. Here it is:

****

Recently there was a lot of chatter going on between people who were attending a function that I was also attending. I couldn't help but overhear the mention of DCCA several times. My ears perked up, because I'm nosy like that, as they were talking about something with which I have had a little bit of experience. I couldn't help but ask, "What about DCCA?" Then I ended up asking, "So, where's the beef? Renew the contract and you're done. What's the problem?" Apparently some seem to think there is a sword hanging over the public access stations.

I don't really understand DCCA's role in any of this. Obviously I have much to learn about the Department's functions outside my own areas of expertise. What I can say is that in all of my own experiences with the Department of Commerce and Consumer Affairs I have always been treated fairly and with the utmost respect. I have always known your offices to be fair and to even do a little bit of hand-holding when necessary.

All of that being said, I am asking that the matters concerning Time Warner's Oceanic Cable (I'm ***their*** *client too!) and the public access media providers be handled appropriately and with the utmost care and aloha for all concerned. If the decision-making is left to DCCA, my assumption is that any fine-line judgment calls will be made on the side of the community at large, i.e. the community access channels. It has not been made clear to me that anyone intends to shut down our voices or our avenues to hear what others are doing around us, but the fear is definitely there.*

Please, do not allow us to lose what we have come to expect and enjoy. In some cases, we are only now becoming aware of what is available! Because of these community channels, we are more receptive to others and we are more supportive and understanding of things we otherwise would not have been if that programming had not been there. Please take the concerns seriously - it really does mean a lot!

****

That's it. Just wanted to voice a concern, if I should even be concerned.

Aloha,
Evelyn
HomespunHonolulu.com

To DCCA Date: Fri., Sept. 18, 2009
From: Amy Kimura
Subject: Oceanic Renewal Application Comments

1. I am an 'Olelo viewer only. I do not produce or have anything to do with programs on tv in any way except as a viewer. I have no expertise in tv and do not understand some of the terminology used in the application. However, I do not want to see the public and community tv as I've enjoyed through 'Olelo be diminished in any way.

2. Under no circumstances should the length of the agreement with Oceanic exceed five to seven years. It's already too close to having monopoly control in the state. I was unaware it has now pretty much taken over the neighbor islands as well as O'ahu.

3. If Oceanic used to have 40 channels and 'Olelo had five and now six channels, then if Oceanic now has more than 400 channels, it follows that public/community access should have 60-70 channels, especially in light of how profitable Oceanic has been and how dominant it is on O'ahu, with over 80% of the market, according to testimony I heard at the public hearing on Sept. 15 at McKinley High.

4. If three percent of Oceanic's gross revenues is going to public/community access and Oceanic is making about 40% profit, then a higher minimum percentage of gross revenues, perhaps five percent, should go to public/community access. Public/community access should not be treated as the poor, unwanted step-child of Oceanic. It should receive the same upgrades in technology and advantages as the commercial channels. Three percent should be the minimum. The percentage should be increased as Oceanic's profits or dominance in the market increases.

5. If the three percent is not increased, then cable subscription rates should be decreased. Not only are the shareholders making windfall profits, most of the profit appears to be leaving Hawai'i. The primary corporate office is located in New York City, with major shareholders living on the east coast; the corporations are headquartered in Delaware. Why should subscriber payments be siphoned off to shareholders in other states instead of remaining here to help Hawai'i's economy?

amy kimura
<kimura968@yahoo.com>
09/18/2009 03:31 PM

To cableTV@DCCA.hawaii.gov
cc
bcc
Subject Oceanic Renewal Application to DCCA; my testimony

Attached are my additional comments regarding Oceanic's renewal application.

Thank you for considering my comments.

Aloha,

amy kimura 09DCCAoceanicrenewalappliccomment.doc

PAUL AKAU
<papabuakau@msn.com>
09/18/2009 01:31 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony for 'Ōlelo

Aloha,
I have attached my testimony to this email and have also included it below. Mahalo.
Paul

TESTIMONY TO DCCA
September 16, 2009

To Whom It May Concern:

On behalf of Kupuna Church and the members of Waimānalo and my television viewing audience, I would like to petition that 'Ōlelo continue with the focus and format that it has had for the past 20 years. Without this service, I would not be able to properly minister to my Hawaiian congregation viewing my shows in the Hawaiian Language and using both the *Baibala Hemolele* and the Holy Bible that have been broadcasted on the 'Ōlelo channels over the past 3 years. The broadcast is unique and reaches an audience beyond my churches doors. Many of those who are shut in or whom are kupuna who speak or were raised with the Hawaiian Language would suffer because no other program like it is available anywhere on the public access television stations.
The programming that I do is unique in that it allows the bible to be preached in a manner that includes traditional songs, the Hawaiian language, and the view point of Christianity that is both traditional and cultural. Historical perspectives that validate the Hawaiian culture and epistemology is shared during the broadcast and opportunities for people to share their *mana'o* (thoughts) are shared on the program as well.

Without the ability to access these community stations, the community would be at a disadvantage because the programs on 'Ōlelo is the heart beat and life of the communities. The ability to share community events, social events, and events that are important but limited by time constraints would lose its edge of sharing the information with a wider audience.

As an educator, 'Ōlelo provides opportunities to train students, teachers, and the community about media and how to produce programs and projects to be telecasted on the television. I viewed some of our schools events on the 'Ōlelo channels and appreciated the broadcast because I could not attend the events.

Please continue the format that has been used over the last 20 years because I have seen how it has become a very important member of my community and how our children, teens, adults, and senior citizens have benefited.

Please help to up-grade 'Ōlelo's technical capabilities and their service b upgrading equipment to meet the demands and needs of today's television broadcasting networks.

Mahalo for your kind attention,

Paul Akau
Senior Pastor-Kupuna Church
Teacher-Blanche Pope Elementary
Waimānalo Community Member (Hawaiian Civic Club, Hawaiian Homestead

Association, Youth Collaborative, QLCC-Mālama 'Ohana, Men's Fellowship)
41-339 Manawaiola Street

Waimanalo, HI 96795 ph: 808-259-7161 Olelo DCCA Testimony.docx

szabala@pidfoundation.org
09/18/2009 01:39 PM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject

September 18, 2009
Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96809

Dear DCCA,
Our communities in Hawaii, and more particular on the island of 'Oahu, thrive with public access to our media centers. Not only that, we thrive with the advancements in latest technology. We are empowered to be ethical users of technology, allowing our voices to be heard and capturing essences of our own communities and issues that are important to us. I ask the DCCA to make progressive and conscientious decisions when reviewing the current cable franchise application with Oceanic Time Warner Cable for the following reasons:
Statewide channels need to be available for Access programming and Access channels need have the same quality as local network channels. Attractive, high quality definition catches the eye allowing Access channels to compete for viewership with our local networks! Micro-cosmic fibers keep viewers engaged, and allow brilliant community producers (from elementary, middle school and high school students through our Kupuna) to produce high quality definition productions. It allows them and all of us community folk to actually compete with local network channels. HDTV for Access channels will encourage viewers to not pass over community made productions. Access channels need to be made easily available with the same quality as they are on local TV networks. Viewers should have the easy access to Access channels without having to go through unnecessary steps and procedures which will make the viewer disinterested if access is difficult to obtain.
Our community centers need to remain open with the latest technologies available for our communty. For example, our Kupuna get to use the latest technologies as an extension of their mana' o. They stay connected with their mo 'opuna, their mo 'opuna in turn feel like they can relate to their Tutu Kane and Tutu Wahine. Together, they are in control of sharing what is important to them, to their 'ohana and to their communities. There are intergenerational competencies and bonds that are made through the use and access to our community media centers, especially and critically at the Palolo Community Media Center.
Funding is critical to Palolo, Mapunapuna, Kailua and all our media centers. They must be kept open! Know that closing any one of them, closes doors to access to advancements in technology, inhibits the intergenerational technological learning and sharing, and disrupts learning, and more accurately stunts the intellectual and creative growth of individuals and communities. On the flip side, providing additional funding allows the community open additional CMC, to keep up with the ever-changing advancement in universal technology and strengthens our communities for a legacy of continued technological advancement, achievement, leadership and prosperity.
In closing, I implore the DCC to encourage Oceanic Time Warner Cable to make pono decisions. Have them implement the funding for the latest technological advances and services for all current and

proposed community media centers, provide statewide Access channels and make Access channels easily accessible and keep all our media centers open for the greater good of all people on the island of 'Oahu . Our communities will immediately prosper from your thoughtful decisions and actions.

Respectfully submitted,
Sonya Zabala
Kaimuki community member

Kenny Hultquist
<artmusicvideomaui@mac.com>
09/18/2009 01:39 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Time Warner franchise renewal

Oceanic Time Warner Cable recently applied for franchise renewal in Oahu. Time Warner is supposed to operate in the best interest of cable subscribers and PEG access stations in exchange for using public rights of way. For one, their application is vague as to what specific support Time Warner Cable will be providing to the public after the transition from analog to digital.

It seems that Time Warner will be allowed to provide less access than they are now, reducing the number of channels available and not be required to provide adequate bandwidth for public interest PEG access use, and also reduce or eliminate the funding of PEG access stations for the duration of the franchise.

Time Warners application should be denied unless the DCCA asks for and acquires significant changes in the renewal order as mentioned above. The DCCA needs to require expansion of current PEG access requirements and to assure and inform the public that those changes are in place by scheduling additional public hearings to announce that those changes have been made and are in place. No franchise renewal should be granted prior to these hearings being held.

Time Warner should be granted an extension of the current contract until PEG access and broadband issues are resolved to the best interest of cable subscribers by a public hearing process where a final proposal is presented and PEG access providers are assured of a solid commercial quality broadcast future in the rapidly transforming and expanding public media outsource arena.

Kenny Hultquist
POB 1121
Lahaina, Maui 96767
808.661.8410

"Merritt Sakata"
<merrittsakata@hawaiiantel.net>
09/18/2009 01:16 PM

To "State/DCCA-Cable TV" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject CABLE FRANCHISE RENEWAL TESTIMONY

memorandum

DATE: 18 september 2009
TO: CABLE TELEVISION DIVISION (VIA EMAIL)
DCCA
PO BOX 541
HONOLULU, HI 96809
FROM: Merritt T Sakata
RE: CABLE FRANCHISE RENEWAL TESTIMONY

Thank you for receiving this testimony.

In this era of non-print communication where local newspapers are no longer able to cover happenings in our community EXCEPT FOR THOSE STORIES CONFORMING TO THE "IF IT BLEEDS IT LEADS", commercial print and video media are not to be relied upon as the sole source of "in-depth" and "non-disastrous" stories that have the potential to enlighten and provide understanding to the typical person.

While it may be true that today the hunger for such information may be lacking, the continued complexity of life and necessity to respond wisely to it cannot but result in further demand for such knowledge and a desire to make such information known to those who need it.

Today one of those resources is PUBLIC ACCESS CHANNELS.

It is my understanding that the DCCA through the franchise renewal process is able to, AND SHOULD, provide the mandate and obligation for continuing and expanding (AND hopefully NOT reduction) of funds for such programming.

Where today funding is being made available from Oceanic/Time-Warner to Olelo to provide technical and equipment resources to community members (in particular youth) who gain maturity in the process, even greater expansion in these trouble times provides at the same time the need to evoke critical skills of responsibility. Were there to be a reduction or worse significant loss of such support one can only predict that the creative urges which drive such efforts will not find as constructive an outlet and be expected to vent as graffiti or other damaging rebellious modes.

On the other hand, were there to be an enhancement of such programs who knows what new leadership and commitment to solve the woes of our society might yet be nurtured.

Mahalo!

Merritt T Sakata AIA
Architecture Unlimited Inc
1638-A Kalakaua Ave
Honolulu, HI 96826

Phone: 808-955-2522
Fax: 808-955-2511
Cell: 808-284-0009

image001.wmz

koohan paik
<kosherkimchee@yahoo.com
>

09/18/2009 11:45 AM

To cabletv@dcca.hawaii.gov
cc jay@akaku.org
bcc
Subject testimony re: cable tv

It is wrong and against the principles of democracy for the Department of Commerce and Consumer Affairs (DCCA) to endanger Hawaii's localism by supporting media concentration and the decline of an independent press. The DCCA is on the verge of awarding a 15 year cable franchise to monopoly Oceanic Time Warner w obtaining any firm commitments for meaningful public interest provisions required by State and Federal law

Oceanic Time Warner's application for franchise renewal in Oahu severely diminishes and significa reduces the company's commitment to PEG Access services both in the area of technology and fu at a level way below what was promised twenty years ago. The application is unclear as to what sp support Time Warner Cable will provide in the migration from analog to digital and implies in its filir including the September 9, 2009 Supplemental, that the company will provide approximately 90% reduction in spectrum; make unilateral decisions on the technology and methodology employed to display the channels which may result in substandard service; use improper metrics in the evaluati channels, reduce the number of channels and bandwidth available for public interest use, make no commitment to community broadband and leave the funding of PEG subject to significant reductio outright elimination for the term of the franchise.

The application should be denied unless the DCCA demands significant changes that protect the c PEG-access paradigm and additional public hearings are held. We need robust community communications media in the public interest that can grow our electronic democracy in Hawaii and enhance its evolution, Time Warner's proposal does quite the opposite and is woefully and quantifi deficient in meeting the future needs of Oahu residents.

Thank you,

Koohan Paik

Kilauea, HI

Winston Welch
<winstonwelch@yahoo.com>
09/18/2009 09:02 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:INCREASE funding for OLELO--IT IS VITAL TO ME AND MY COMMUNITY

Dear Regulators,

Olelo is the only decent television on--it IS community. Without it we have NO voice, with it, we have freedom, expression, education, culture, and much much more.

PLEASE INCREASE FUNDING for Olelo. I am a cable TV subscriber and would gladly pay for an increase in my cable fee for this.

Thank you,

Winston Welch
3007 Holei Street
Honolulu, HI 96815

Testimony

When I was first introduced to Olelo I was a high school student at Waipahu High School. Since then Olelo has been a big part of my life. Without Olelo I would not have found my passion to major in the Academy for Creative Media (ACM) at University of Hawaii, my job as a Part Time Video Productions Teacher at Waipahu High School, and most importantly, the importance of community.

I feel that Olelo does not only help give the community a voice, they give *opportunity* to people from a wide range of ages. They gave the opportunity to elementary students, such as my brother and sister, to learn about technology in another way other than typing a paper. They gave jobs and they gave opportunity to friends of mine to get active in the community other than getting into trouble on the streets.

In addition, as a teacher I found that many students who come from rough- family backgrounds end up finding their own individuality from working with Olelo. For example, my students end up finding their own passion from working behind the scenes of video production to interviewing senators. By getting the chance to work with a wide range of different people and environments, they become exposed to another world, the world that they will enter when they graduate.

Olelo is an important part of our community. It has helped not only me, but it has helped people all over the island find a personal connection to their own community. Olelo helps people in the community express their voice however they want to and that is something rare and special.

If you have any questions please call me at 393-4914.

Thank you,

Whitney Shiroma

Whitney Shiroma
<wsms@hawaii.edu>
09/18/2009 06:12 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo Testimony

Hi,
Attached is my personal testimony. Please call me if you have any questions 393-4914.

Thank you,
Whitney Shiroma

Testimony.docx

Aloha Michael Daly
<alohamichaeldaly@gmail.com>
09/18/2009 06:01 PM

To cabletv@dcca.hawaii.gov, 'Olelo Community Media <info@olelo.org>
cc
bcc
Subject ATTN: Lawrence M. Reifurth and Keali`i Lopez

TO:
Lawrence M. Reifurth
Director of Commerce and Consumer Affairs (DCCA)
and
Keali`i Lopez
President and CEO, `Olelo Community Media
September 18, 2008 5:15pm

DEAR MR REIFURTH AND MS LOPEZ,

THIS IS TO SAY HOW DISAPPOINTED I AM THAT I HAVE NOT BEEN ABLE TO VOICE A TRUTHFUL PRESENTATION TO DCCA ON THE OCCASION OF OCEANIC PEG SERVICES REVIEW IN OAHU.

ON TUESDAY I ATTENDED THE ONE AND ONLY PUBLIC HEARING AT McKINLEY HIGH SCHOOL, AND AS THE RECORD SHOWS I WAS #67 SPEAKER. THE CHAIR CLOSED THE MEETING AT #62 BECAUSE HE SAID THE TIME WAS LATE.

I BELIEVE MORE TIME AND MORE PUBLIC MEETINGS ARE NEEDED IN THIS ENGAGING MATTER.

LATER IN MY EMAIL HERE, I MAKE COMMENTS AND COMPLAINTS ABOUT THE CONDUCT AND REPRESENTATION OF THE PUBLIC HEARING. THESE CONCERNS ARE ADDRESSED TO MR REIFURTH AND ARE A PART OF, OR APART FROM, THE SUBMISSION PROCESS AS MY CONCERNS CAN BE BEST FACILITATED IN MY INTEREST.

I FULLY INTENDED TO PRESENT INFORMATION **IN SUPPORT OF THE CONTINUED AND UNMITIGATED SERVICES PROVIDED TO `OLELO BY OCEANIC** IN FULFILLMENT OF PEG REQUIREMENTS AND THE RIGHTS OF FREE SPEECH. I AM AN ARTIST AND THIS GOES BEYOND SPEECH CONTENT BUT TO THE NEED FOR HUMAN EXPRESSION.

I HAVE CONCERNS WITH THE PRESENT PUBLIC ARRANGEMENTS WITH OCEANIC AND I HAVE INFORMATION I WANTED TO HAVE VOICED AND THAT WAS NOT SHARED BY OTHER SPEAKERS AT THE HEARING. IT IS NOW TOO LATE TO DO SO EVEN IN WRITING. I WANTED TO REINFORCE ALMOST ALL THE REASONABLE POINTS THAT THE PUBLIC EXPRESSED, ESPECIALLY DCCA REGULAR SHORT-TERM REVIEWS OF OAHU AND OTHER ISLAND PEG FACILITIES.

I AM UPSET THAT THE HEARING CONDUCTED BY **DCCA** DID NOT REFLECT A POSITION OF AN INTERESTED GOVERNMENT AGENCY HOST, IE: DCCA.

THEIR WERE ONLY TWO PERSONS AT AN UNTITLED TABLE THAT PRESENTERS

ADDRESSED. WHAT ABOUT A BETTER REPRESENTATION (MORE ON THE PANEL) ON SUCH AN IMPORTANT COMMUNITY ISSUE THAT ATTRACTED SO MANY WELL INFORMED, RESPECTFUL AND ARTICULATE SPEAKERS? WHO WERE THESE TWO PEOPLE ANYWAY? THERE WERE NO NAMES OR POSITIONS POSTED IN FRONT OF THE GENTLEMEN.

WHY WERE THERE NO REPRESENTATIVES FROM **OCEANIC** TO ADDRESS CONCERNS OR AT THE VERY LEAST, **EXPLAIN** THERE CIRCUMSTANCES AND POSITION. THIS WAS LIKE A PHANTOM ENTITY AND BRINGS UP THE GRAVE CONCERN THAT THERE PRESENTATION WILL BE CONDUCTED IN PRIVATE.

PLEASE EXPLAIN TO ME IF I AM CORRECT IN ASSUMING THAT OCEANIC HAS ANY REPRESENTATION ANY MORE, BEING THAT SUCH WAS NOT DELIVERED AT THE TUES SEPT 15 2009 HEARING AT McKINLEY HIGH SCHOOL.

ONCE AGAIN MY DEEP REGRET IN NOT BEING ABLE TO SPEAK. I HAVE SOME PERSONAL UPSETS THAT HAVE PREVENTED ME FROM DELIVERING A PROPER WRITTEN TRUTHFUL PRESENTATION IN THE SHORT TIME ALLOWED BY DCCA SINCE THE HEARING. I PRESENT THIS AS A REDUCED COMMENT TO YOU. HOWEVER MY CONTENT SEEMS NO LESS PROFOUND AND SERIOUS IN LIGHT OF THE POOR CONDUCT ON TUES NITE ON THE PART OF OCEANIC AND THE DCCA IN ACKNOWLEDGING THE PUBLIC.

PLEASE BE ADVISED I SUPPORT GOVERNMENT ESPECIALLY AS IT IS SPECIFICALLY EMBEDDED IN THE **P.E.G.** TITLE.

ECONOMIC

I REALISE THE EXTRAORDINARY UPHILL BATTLE IN REGAINING SOME FORM OF DIGNITY AND POWER FOR OUR DCCA. WHILE I AM CRITICAL, **BE ASSURED** THAT I REALISE THAT THE PUBLIC RESOURCES OF BROARD-BAND, HUMAN TALENT, SKILL AND CLOUT IS AT YOUR FULL DISPOSAL RIGHT NOW. DO NOT JEOPARDIZE THAT.

THESE ARE PIVOTAL ECONOMIC AND ECOLOGICAL TIMES WHERE CENTURIES OLD DYNAMICS OF COMMERCE AND CONSUMERISM ARE BEING TIPPED ON THEIR HEADS. JUST AS THE LACK OF PUBLIC HEALTH CARE CAN PUT THE ECONOMY I N BANKRUPTCY SO TOO CAN THE CONSTRICTION OF PUBLIC SPEECH.

ALOHA

MICHAEL DALY

PH 808-3895789

"Wilfredo 'Willy' Pormento"
<Willy@hawaiihomeless.org>
09/18/2009 05:20 PM
Please respond to
Willy@hawaiihomeless.org

To <cabletv@dcca.hawaii.gov>
cc <lfreitas@olelo.org>
bcc
Subject A TESTIMONY FOR OLELO: VOX POPULI, VOX DEI

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809
Email: **cabletv@dcca.hawaii.gov**

A TESTIMONY FOR OLELO: *VOX POPULI, VOX DEI!*

My name is Wilfredo Pormento an Olelo Certified Producer. I also work as a volunteer at the Affordable Housing and Homeless Alliance to help the homeless help themselves.

In one of the meetings which I attended recently at Olelo Mapunapuna, the CEO of Olelo stated that if the financial assistance given to Olelo does not improve, Olelo may close its operation within two to four years. As a matter of fact, one of the actions taken by Olelo management was to close Olelo during Fridays to save on operating expenses.

I believe that Olelo should be revived and adequate funding should be provided to it because it is the only TV station that provides access to the community to exercise their freedom of speech. In short, Olelo represents the voice of the people and the voice of the people is the voice of God. *Vox populi, vox Dei!*

Olelo is different from commercial stations which are influenced by big vested interests that mainly consider their corporate interests in airing commercial programs.

In this connection, I fully support and endorse the seven (7) issues presented by Olelo, namely:

1. An increase in funding should be made available to open more CMCs on O'ahu and ensure that the current CMCs are not closed.

2. Capital funding should be made available to support 'Olelo's migration to High Definition Television and Oceanic should upgrade 'Olelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.

3. The original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this intent and with the changes in technology, 10% of the total services (not just channels) being offered by Oceanic

should be available for Public Access use.

4. Access Channels should be accessible in the same manner as the local network affiliate channels. Oceanic's application is proposing that lesser viewed channels will be made accessible via a system that would take several steps to get to. This would be similar to having to go through several menu layers before finally being able to view the channel. Click here for an example of how AT&T's U-Verse menuing system works for some California PEG Channels.

5. The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. It would be in the public's best interest if this wording was retained and enforced.

6. The current network that connects 'Olelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Olelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.

7. In order to build stronger communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.
I hope that DCCA will consider the public interest and the preservation and promotion of the freedom of speech over and above the interest of the few but powerful vested interests.
Thanks.
Wilfredo "Willy" Pormento
willy@hawaiihomeless.org

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

September 18, 2009

2009 SEP 18 P 4: 16

A___E___P___S___

FILE_____

DCCA Cable Television Division
P.O. Box 541
Honolulu, Hawaii 96809

Dear Sirs,

My name is Louis Agard and I have had the opportunity to work with Olelo in the past on several projects. I believe that Olelo performs a valuable service to the community and would like to see their programming is continued. The information that Olelo provides is a part of the diversity of the community which might not be viewed otherwise. In short Olelo should continue its services uninterrupted as a community program also with all the other programs that can be viewed on the Olelo channels.

Sincerely
Louis Agard

Louis Agard

"Katherine Leota"
<kleota@UHFCU.com>
09/18/2009 04:21 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject RE: A voice calling out from the wilderness

Sorry, I accidentally sent out to you the wrong e-mail yesterday morning by clicking my mouse accidentally. Please let me share my voice with you once again.

I have been with Olelo, Mapunapuna over seven years and have personally and happily given over 1000s of hours in volunteer work-- producing, editing, shooting footage...and working with numerous talents, producers, editors, staff and employees of Olelo to make my vision come to life, and to have my voice heard through the television media Olelo Television Community Public Access offered. As a result of this opportunity given to me, I have been able to reach out to the entire Island of Oahu, freely expressing myself with speeches, expressions, creativity, drama, talent...touching, inspiring and motiving many lives in a positive and productive way.

A few of the projects I have been priviledged to produce are: Holy Warriors at Work (Waipahu), a Youth ministry on fire for the Lord Jesus Christ who does numerous volunteer community-based projects, clean-up activities, homeless feeding/clothing events, Island-wide Prayer Launches and Youth Rallies; Jesus Is The Answer Ministries (Waianae & Leeward-side), a panel of Pastors sharing their views, thoughts...about Hope--Jesus Christ from various denominations throughout the Leeward-side of the Island of Oahu; Olaga Suia, Life Changing Ministries (Waikiki), is an outreach program that goes beyond the four walls of the church and out to the homeless, elderly/widows homes, orphans/foster children homes, hospitals, rehabilitation facilities...from the West to the North to the South and back to the East-side of the Island to offer prayer, hope...words of encouragement...and so much more.

All of what has been produced, edited and aired...has been successful because of the the help and support, time,...direction and team effort of the many countless others and the Olelo Mapunapuna Family. Although the equipment needed was often reserved by others or used for training purposes or to be fixed or maintenanced, we made use of what we had often finding ourselves pressed for time because of the limited edit bays (old system) or waiting list for the final cut pro computers that were reserved weeks ago.

but could certainly ask for more equipment and the more high quality and modern equipment to provide quality work. It is also my prayer that more people are hired for the Media Center, Programming Department, Technicians, Client Counselors to better serve the number. In addition to bodies being filled are the equipment and computer systems needed for upgrade and to be compatible with technology in an effort to delivery quality work

Sincerely,

Katherine Leota
Member Relations Consultant

Kleota@uhfcu.com
808.983.5500

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OOOOPPPPS!!! SORRY, I SENT THE BOTTOM TO YOU IN ERROR.

-----Original Message-----
From: Katherine Leota
Sent: Thursday, September 17, 2009 9:11 AM
To: 'cabletv@dcca.hawaii.gov'
Subject: A voice calling out from the wilderness

To whom it may concern:

Aloha and thanking you for allowing my written testimony to be accepted and heard today, as I was unable to make it to the rally at McKinley on Wednesday evening to express myself about the wonderful impact Olelo has birthed into our culture, our environment... and into our homes.

Over 1000s of volunteer hours with Olelo Mapunapuna,urs in producing, shooting, ...and working with numerous individuals of all walks of life, personalities and ethnic backgrounds along with Olelo (Staff, media Center, Client Counselors...) in getting our message out to the Christian population.

Sincerely,

Katherine Leota
Member Relations Consultant
Kleota@uhfcu.com
808.983.5500

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jeantycarroll
<jteruyc@aol.com>
09/18/2009 04:28 PM

To cabletv@dcca.hawaii.gov
cc jeantycarroll <jteruyc@aol.com>
bcc
Subject 5pam:Franchise renewal

Dear sirs:
Please extend renewal only for 5 years or less. Hold reviews yearly.

Give more money to Olelo to provide for better equipment, program production and personnel.

Prohibit Oceanic from dubbing out sounds from programs like Democracy Now.

"Donald"
<donaldhutton@hotmail.com
>

09/18/2009 08:14 PM

To <cabletv@dcca.hawaii.gov>
cc <info@olelo.org>
bcc
Subject Testimony for Oceanic Time Warner Franchise Renewal Hearing

Aloha,

I have been a producer for Olelo for the past 7 years and wish to give my testimony for the upcoming renewal.

First, I observed what happened to Phoenix, Arizona Public Access TV that I participated in 8 years ago. It was discontinued (see http://ww2.cox.com/residential/arizona/tv/channel-lineup.cox). I want to emphasize that shouldn't happen here and all effort should be made to continue all PEG access channels.

That said, I agree with the following recommendations to be included in the renewal of the franchise:

1. An increase in funding should be made available to open more CMCs on O'ahu and ensure that the current CMCs are not closed.

2. Capital funding should be made available to support 'Ōlelo's migration to High Definition Television and Oceanic should upgrade 'Ōlelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.

3. The original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this intent and with the changes in technology, 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use.

4. Access Channels should be accessible in the same manner as the local network affiliate channels. Oceanic's application is proposing that lesser viewed channels will be made accessible via a system that would take several steps to get to. This would be similar to having to go through several menu layers before finally being

able to view the channel. Click here for an example of how AT&T's U-Verse menuing system works for some California PEG Channels.

5. The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. It would be in the public's best interest if this wording was retained and enforced.

6. The current network that connects 'Ōlelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Ōlelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.

7. In order to build stronger communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to

Mahalo,

Don Hutton

218-1172

channels allocated to O'ahu Access programming.

Wanda Atkins
<lanakila2kailua@gmail.com>

09/19/2009 06:15 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject State (DCCA) Refranchise Oceanic Time Warner

Aloha,
Please accept my support of 'Olelo Community Media and include my testimony.
Mahalo,
Wanda Atkins

Queen Lili'uokalani Children's Center WANDA ATKINS TESTIMONY.doc

September, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

RE: Testimony in support of statewide 'Olelo Communty Media

I am a worker with Queen Lili'uokalani Children's Center at the Honolulu Unit and for the past four years we have been in partnership with the Mapunapuna 'Olelo Communty Media Center to provide media services to our youth beneficiaries and their families. More than forty of our youth from ages nine to eighteen have been provided access to media training and certification, more than twenty of their parents and family members have also received training and certification as a result of their child's participation in our youth media partnership.

We have been fortunate to retain more than 70% of our interns over the period of four years who have returned every summer to further develop their media skills. Through our program we have seen an increase of youth participation from our Hawaiian immersion schools. One of our second year interns, a student of immersion, this past year competed in the 2008 'Olelo's Youth Exchange video competition and won valuable video equipment for the school . The youth training has been exceptional and life changing for our youth, it has been dynamic since the first year of partnership and continues to be vigorous to present day. All of the continual successes of our youth experiences can be attributed to the competent and stellar staff of the Mapunapuna 'Olelo Community Media Center. Queen Lili'uokalani also has another partnership with the Waipahu 'Olelo Community Media Center and the same can be attributed to the 'Olelo staff there.

Most of our media interns that we have recruited in the past four years have been extremely shy and reserved and had under developed communication skills and lacked the confidence and self esteem to express themselves. They were invisible in their school communities. For all interns they lacked organizational and planning skills. Our media partnership with 'Olelo and the training and certification experiences has provided all of our interns opportunities to grow and develop positive self confidence and self esteem. Our youth have established life long relationships with the media staff and with each other from the start of our media partnership. Families have been supportive of the partnership and media program because they have seen positive transformations within their children. The interns consequently have experienced school success in both academic and social arenas. Many can attribute their school success and achievement to the learning and training acquired from the media internship, which is why they continue to return every year for more learning and media training. It has provided them with a "voice" and a presence, a visibility among their peers and high esteem and regard among their families. They have contributed their media skills to benefit their families and their school communities by producing for public television video presentations of family reunions and youth and community issues.

The 'Olelo experience and partnership has provided for our youth and their families but especially our youth an important and significant "sense of place". The children are always regarded and respected and their training and certification honored by all 'Olelo staff at Mapunapuna. Our interns always feel safe and nurtured by the staff and their families are worry free when their children are on property working and contributing and utilizing their training experiences.

We totally support all concerns important and pertinent to 'Olelo Community Media. Especially in the following areas:

1. Statewide Community Media Centers in every school(public, charter & private), Hawaiian Homelands, statewide community centers, access to teachers and students during the day and community afterschool, holidays/weekends.
2. Allow communities to choose their PEG Access provider anywhere in the state;
3. HENC partnership with PEG & community. HENC resources need to reach communities directly and strengthen schools & communities, not only HENC.
4. Revenue sharing from all Oceanic Time-Warner subscriber fees.
5. Remove PEG revenue cap;
6. Charge full 5% franchise fee.
7. 10% of all Oceanic Timewarner cables for PEG to provide adequate channel capacity for community expansion.
8. All Hawaii State PEG channels accessible and viewable everywhere on every island on all cable and satellite provider channels. LIVE from all communities;
9. LIVE capabilities for mobile transmission of remote programming statewide. Onsite and mobile video and robotic video system set up, crewed and maintained by PEG volunteers & staff, managed & maintained by PEG provider. Emergency broadcast capable.
10. Statewide LIVE interactive video-telecom to all CMC sites. Capacity to provide LIVE interactive testimony from CMC's to local, state and federal buildings.
11. PEG community programming, cultural arts preservation library.
12. Hawaiian claims…use of pubic Rights of Way must include revenues and resources generated by use by DCCA franchise with Oceanic Time Warner for cable, internet and phone enrichments. Hawaiians should receive their 20% of revenues and 20% of channels above what is provided to PEG. Channels should be allocated to the Hawaiians as unrestricted for commercial & non commercial use as an economic engine to support native Hawaiian enrichment, development and programs.

Please accept my testimony on behalf of 'Olelo Community Media.

Sincerely,

Wanda Atkins, CDFIV
Queen Lili'uokalani Children's Center, Honolulu Unit

"Charles Ice"
<icec002@hawaii.rr.com>
09/19/2009 10:00 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject 'Olelo Community Access TV

These are the public broadcast bands. They should serve the public, and the decisions should be made on behalf of the public. 'Olelo is the public's forum, defining our own issues, stating our own positions, as it should be in a democracy. It is a sane, deliberative opportunity for constructive community dialog, as opposed to commercial-dominated corporate- slanted programming too full of violence and bullshit.

It is a responsibility of private carriers to accommodate their public charters, and public use must be protected from corporate predation. Keep the community access channels. There is already too much private baloney on the air.

"Cory \(Martha\) Harden"
<mh@interpac.net>
09/19/2009 07:44 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject support public access

Dear Officials,
Please continue at least the prsent level of channels and funding for public access to cable TV.
mahalo, Cory Harden, Hilo.

William Sager
<bsager42@gmail.com>
09/19/2009 05:17 PM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject 5pam:Testimony PEG

PEG is an important tool in the community that you appear to be attempting to throttle. Instead of cutting back on service, PRG should be encouraged to keep current with modern technology.

I have to admit a bias. I have been an Olelo producer for three years. Olelo taught me everything I know about videography. Their facilities have enabled me to produce a series of conservation videos including documenting the dedication of Kawainui Marsh, a HECO conference on the effects of global warming in Hawaii and a short tape on. vermicasting.

Olelo has not only provided a valuable community service, but they have created an ohana of video technicians and have encouraged young people to enjoy videography at both a personal and professional level. What Olelo has created over the past two decades is a modern training facility for anyone interested in using video to get people involved in their community. Those facilities should be expanded and modernized, not destroyed by a new organization having to start from scratch.

Bill Sager, 808-375-1114
http://www.sendoutcards.com/kai
http://www.kumuwaiwai.com
Solar Advocate: Help yourself - Help the earth

"Joann Skudlarick"
<joann.skudlarick@maryknollschool.org>
09/19/2009 03:01 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject

Hello. I am a resource teacher at Maryknoll School. My students have taken part in Olelo student video programs for several years. The incentive of entering a competition increases participation, collaboration, research, writing, public speaking, self-esteem, and skills in technology as students strive to create quality projects. Olelo offers a range of venues and topics, which allows students to have choices in what is of interest to them. I strongly hope Olelo can continue to offer its student video programs.
Mahalo,
Joann M. Skudlarick
Educational Technologist/Trainer

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"Gwen Kalilikane"
<gk2357@live.com>
09/19/2009 07:26 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Letter of comment, testimony, and support for the approval of Franchise renewal contract for Olelo

My name is Gwen Kalilikane and this is my comment, support and testimony letter on the behalf of Olelo- this letter is to stress the importance about the franchise renewal contract to be in full favor for Olelo receiving its 20 year contract and to have the 5 year renewal process approved along with the 3% of profits given to Olelo for all area of improvements towards its goal for future purposes furthermore on increases the 3 percent should be increase every renewal year because of economic situation on improvements and success for obtaining their goals in the near future and to reinforce their mission statement and for the channels to increase from 5 to be considered for channel expansion of every renewal year within the 20 year contract. The benefits it would have on Olelo capacity to empower its wide range of ages and grassroots organizations on education, community, government: concerning issues and to express their talents would be appreciated by all who enjoy watching this community stations that is aired and provided to the public by Olelo this brings the attention to a positive movement towards and within each community reaching its maximum range of viewers to be either educated or informed of information that maybe vital for its viewers. I am in full favor of Olelo receiving its 20 year contract to provide services that are needed my testimony is simple I had the opportunity to create my own video of interest with the professional assistance from one of Olelo facility and Olelo provided excellent help and well educated people to assist in that manner. I would want to see that the franchise renewal approved by the DCCA for Olelo to continue its mission and to either keep up with Oceanic Cable Company or to be just as compatible or better than Oceanic Cable.

Thank You Gwen

Jack De Feo
<jdefeo@hawaii.rr.com>
09/19/2009 08:14 PM

To Lawrence Reifurth <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony

Aloha,

On 9/15/09 I attended the DCCA community meeting held at the McKinely High School, Hirata Hall. I was there to observe and offer my support for Olelo's PEG access and continuing commitment to the community by providing the only viable platform to broadcast voices of vital concerns and issues that would otherwise go unreported or for that matter covered by 'The Media' without the presence of Olelo.

Based on what I heard from those gathered in support of Olelo, it was obvious to anyone listening how important a resource Olelo has become for the residents of Hawaii. It is their life line for information and issues that matter most to the residents of the great state of Hawaii. The emotions and passions expressed by those present for how Olelo has transformed their lives in so so many ways, few of us could imagine possible was deeply heartfelt in the voices of those giving their testimony, both young and old.

The consensus was unanimous that **1.)** PEG access technology and media centers, including channels must be expanded to meet the growing needs of the 21st Century and any effort by Oceanic Time Warner to reduce funding and channels must be absolutely rejected **2.)** Reconsideration of a 20 year lease should be amended to a re-evalution every 5 years to accurately reflect the trust of our public airwaves the community has given in good faith to Oceanic Time Warner **3.)** Our public resource is not to be used to justify Corporate Profit and last but not least **3.)** DCCA must renegotiate and insure that there is an increase to the 3% fee Oceanic Time Warner pays to lease our public rights of way to preserve and expand community access.

In closing let me add that the overriding issue to all of this is to guarantee that the DCCA preserve and protect its commitment to serve the public interest, free from the influence of corporate interest. The DCCA on 9/15/09 was reminded that for the people who are served by the the staff and resources of Olelo, know full well that cable access is a 1st Amendment absolute right and not a privilege to be used as a commodity. I ask that you please keep paramount in your decision making process the concerns voiced

and testimony's sent in as you renegotiate the franchise renewal with Oceanic Time Warner.

Mahalo,
Jack De Feo

<kawaihapai@hawaii.rr.com>

09/19/2009 09:13 PM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject Testimony Supporting Olelo and Expansion of Additional Channels

Aloha Kakou,
Attached is my testimony strongly supporting Olelo and additional channel expansion. Mahalo.

Thomas T Shirai Jr Thomas T Jr - Olelo.doc

Thomas T Jr
P O Box 601
Waialua, HI 96791
Email: Kawaihapai@hawaii.rr.com

September 18, 2009

Cable Television Division/DCCA
P O Box 541
Honolulu, HI 96

RE: Testimony Supporting *Olelo* and *Expansion*

Aloha Kakou,

I am an active community member from *Mokule'ia Ahupua'a* here on *Oahu* and within *Waialua Moku.*. I'm in very strong support of the expansion of *Olelo* because it has given the public an opportunity to keep up with community affairs. Primarily I speak of the airing of *Neighborhood Boards, State Legislative and Honolulu City Council Hearings.* Therefore I respectfully request the following expansion for additional channels and operate 24/7 year round:

1. Since this is *Hawaii,* I'd like to see a dedicated channel for *Current Hawaiian Cultural Issues* and educational programs. The Host Culture is highly deserving of this. Additionally the entity name is from *Hawaiian Language; OLELO.*
2. A dedicated channel for airing of *Neighborhood Boards* 24/7.
3. A dedicated channel for airing of *State Legislative Sessions;* One for the *Senate* and One for the *House 24/7* during the *Legislative Session.*
4. A dedicated channel for airing of *Honolulu City Council Meetings & Hearings 24/7 year round.*
5. *Mahalo Nui Loa.*

"TheJoe"
<thejoe@hushmail.com>
09/20/2009 12:59 PM

To "Lawrence Reifurth" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony

-----BEGIN PGP SIGNED MESSAGE-----
Hash: SHA1

Aloha,
On 9/15/09 I attended the DCCA community meeting held at the McKinely High School, Hirata Hall. I was there to observe and offer my support for Olelo's PEG access and continuing commitment to the community by providing the only viable platform to broadcast voices of vital concerns and issues that would otherwise go unreported or for that matter covered by 'The Media' without the presence of Olelo.
Based on what I heard from those gathered in support of Olelo, it was obvious to anyone listening how important a resource Olelo has become for the residents of Hawaii. It is their life line for information and issues that matter most to the residents of the great state of Hawaii. The emotions and passions expressed by those present for how Olelo has transformed their lives in so so many ways, few of us could imagine possible was deeply heartfelt in the voices of those giving their testimony, both young and old.
The consensus was unanimous that

1.) PEG access technology and media centers, including channels must be expanded to meet the growing needs of the 21st Century and any effort by Oceanic Time Warner to reduce funding and channels must be absolutely rejected
2.) Reconsideration of a 20 year lease should be amended to a re-evalution every 5 years to accurately reflect the trust of our public airwaves the community has given in good faith to Oceanic Time Warner
3.) Our public resource is not to be used to justify Corporate Profit and last but not least 3.) DCCA must renegotiate and insure that there is an increase to the 3% fee Oceanic Time Warner pays to lease our public rights of way to preserve and expand community access.
In closing let me add that the overriding issue to all of this is to guarantee that the DCCA preserve and protect its commitment to serve the public interest, free from the influence of corporate interest. The DCCA on 9/15/09 was reminded that for the people who are served by the the staff and resources of Olelo, know full well that cable access is a 1st Amendment absolute right and not a privilege to be used as a commodity. I ask that you please keep paramount in your decision making process the concerns voiced and testimony's sent in as you renegotiate the franchise renewal with Oceanic Time Warner.

Mahalo,
Joseph Bandalos

o,

-----BEGIN PGP SIGNATURE-----
Charset: UTF8
Version: Hush 3.0
Note: This signature can be verified at https://www.hushtools.com/verify

wpwEAQMCAAYFAkq2s9sACgkQLIIzn+1IGmswtQQAqICJ4W8NCaBCFB8kHn2ZDqRGRv1s
el8tV8/tOlu6kmshqsiRJ+xjuZp8Ys612flG2NnwPvyUxJtrTLDNoQpIqKrUHZ5oNvPw
KzPJiotjeBf8zQ9nFM+BLgSqKs9wILsKEfPD17nXioci94QgB+AyedHJIXUqwkoBaffh
RDGIZWI=
=sEkU
-----END PGP SIGNATURE-----

"Chris Conybeare"
<conybeare@msn.com>
09/19/2009 03:19 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony TWE Franchise Renewal

COMMENTS OF MEDIA COUNCIL HAWAII (formerly Honolulu Community-Media Council)
TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII

REGARDING: TIME WARNER ENTERTAINMENT COMPANY, L.P.
THROUGH ITS HAWAII DIVISION, OCEANIC TIME WARNER

APPLICATION FOR RENEWAL OF CABLE FRANCHISE
ISLAND OF OAHU, STATE OF HAWAII

September 17, 2009

Submitted by:

Chris Conybeare, President
On behalf of: Media Council Hawaii(MCH)

Freedom of expression and the free exchange of ideas are fundamental to democracy and necessary for community education needs. Oceanic Time Warner's application for franchise renewal in Oahu does not sufficiently provide commitment to PEG Access services, technology and funding and the application as currently written should be denied.

Oceanic Time Warner enjoys a monopoly position with regard to cable service and depends on the use of the public's rights of way. Its application appears to reduce commitment to public interest obligations by proposing cutbacks to provisions in support of PEG Access. In response to these cutbacks, MCH is in favor of conditionality such as is recommended by other testimony in these proceedings, to wit:

1. A guarantee that PEG channels will be carried in the same format and with the same signal quality as commercial channels and language about technical feasibility will not be used to diminish public access programming by providing services not less than commercial quality.
2. A minimum of 10% of all spectrum should be set aside for public interest use and use by community anchor institutions and applications including but not limited to: PEG access, public safety, telemedicine, telework,

telepresence, educational, school, hospital and library use, emergency alerts, electric grid management, energy management,wireless communication and other applications in the public interest.
3. There shall be no diminishment of existing analog spectrum available to PEG access in the migration from analog to digital and the PEG access transition from analog to digital should not result in reduced bandwidth, reduced accessibility, reduced quality or reduced features during or after transition relative to any other previously broadcast analog cable and/or IPTV channels.

4. PEG access must remain on the most accessible tier available to all with transparency. PEG channels must not be involuntarily moved from easy access i.e. analog "basic " tier to a "digital" tier requiring special equipment or fees, nor can it reach fewer viewers or be difficult to find, load or view
5.. Should this franchise renewal agreement with the DCCA be superseded or replaced with federal and/or state broadband regulation and/or state video programming/broadband franchises, that equivalent franchise fees or revenue from taxes on broadband revenue will be used to fund local access and programming (formerly PEG access channels) which will be program sources connected to the internet.
6. Prevent any reduction in franchise fee due to a change in franchise fee definition or evaluation by franchise holder and reserve the right to raise franchise fees to 5% or any amount allowed by law.

7. Capital contributions to PEG entities which have not increased in a number of years must be increased from $3.00 per subscriber and should include annual negotiated step up contributions of at least 4% per year for each year of the franchise term.

8. PEG needs for financial and technical support may increase relative to the expense of going digital and it should be provided as a condition of franchise. The ability to assess additional funds for these purposes must be embedded in the renewal agreement. Expenses related to digital transition may include Internet connection and equipment costs, studio, staff and operating costs.

9. Oceanic Time Warner must bear cost of PEG conversion of NTSC signal to digital and the cost of connecting the PEG content provider to interconnect with carrier as a condition of franchise.

10. Free Internet connections and service for public facilities should be requested. PEG access groups should have access to INET and public fiber should be installed alongside commercial fiber.

11.PEG access channel numbers should be stipulated in franchise document and permission to migrate or re-assign must be obtained from DCCA
12. No PEG channel slamming or the arbitrary relocation of PEG channels or aggregating PEG channels under a single channel (i.e. 99) will be allowed as a separate application requiring more clicks to get to the content or making PEG inaccessible to channel surfing.
13. PEG channels on digital tiers must have closed captioning capability
14. PEG channels must remain in main traffic pattern of remote control and not banished to "cable Siberia" where viewers have difficulty locating them.
15. Terms like "efficiency" and "video on demand" methodologies should not be unilaterally used by the franchise holder to diminish delivery of programming and the definition and implementation of those terms and methods of delivery should be at the discretion, direction and under independent control of the PEG entity.
16. PEG channels must not be subject to channel latency. In some markets, those operated by AT&T U-verse for instance, it can take nearly two minutes for PEG content to appear once the correct channel has been selected
17. PEG channels must be recordable. Reportedly they are not able to work with some DVR recording devices
18. Government and Oceanic Time Warner must not infringe upon the PEG access provider in developing and delivering local and hyper-local content and/or programming by any media necessary and should support delivery of fully local PEG access services of interest to diverse communities and groups.
19. Since PEG access channels and services are "electronic public commons" with narrowcast and non market based characteristics, ratings and viewership metrics should have lowest priority on evaluating community communications needs in order to establish channel expansion and/or increased public bandwidth requirements.
20. Net neutrality principles and bandwidth symmetry characteristics should be guaranteed for the duration of the franchise

21. As reported by the Community Ascertainment study conducted in Oahu by Merina & Company at DCCA behest, a "most favored nation" clause should be included in the franchise agreement that would require Time Warner to provide any public benefit service provided by Time Warner Cable in any of its markets at the request of the LFA if it determines the service to be in the best interest of the public.

22. Support for PEG Access services need to be increased and under no circumstances shall PEG access technology, support and funding be reduced from levels currently provided in the existing franchise agreement.

23. Franchise should be revocable for cause after due notice and process for

failure to perform.

Further, DCCA should in the future allow testimony from PEG Access providers and others with non-commercial expertise on an equal basis with that provided by the commercial entity providing cable service to the community.

Media Council Hawai'i was established in 1970. It the oldest of the 5 volunteer Media Councils in the United States. MCH members include individuals from the community and the media industry. It is a non-partisan, non-profit, non-governmental independent group, which seeks to improve public access to information, strengthen public support for First Amendment rights and freedoms, broaden public understanding of the role of the media, and promote accurate and fair journalism in Hawai'i.

Thank you for the opportunity to present this testimony.

Chris Conybeare

President
Media Council Hawaii

COMMENTS OF MEDIA COUNCIL HAWAII.doc

"Katherine Leota"
<kleota@UHFCU.com>
09/21/2009 03:45 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject RE: A voice calling out from the wilderness 3RD ATTEMPT - THIS IS THE CORRECT VERSION (OTHER TWO EMAILS SENT IN ERROR & UNFINISHED) - SORRY!

-----Original Message-----
From: Katherine Leota
Sent: Friday, September 18, 2009 4:22 PM
To: 'cabletv@dcca.hawaii.gov'
Subject: RE: A voice calling out from the wilderness

Sorry, I accidentally sent out to you email twice that was incomplete. Please let me share my voice with you once again.

I have been with Olelo, Mapunapuna over seven years and have personally and happily given over 1000s of hours in volunteer work-- producing, editing, shooting footage...and working with numerous talents, producers, editors, staff and employees of Olelo to make my vision come to life, and to have my voice heard through the television media Olelo Television Community Public Access offered. As a result of this opportunity given to me, I have been able to reach out to the entire Island of Oahu, freely expressing myself with speeches, expressions, creativity, drama, talent...touching, inspiring and motiving many lives in a positive and productive way.

A few of the projects I have been priviledged to produce are: Holy Warriors at Work (Waipahu), a Youth ministry on fire for the Lord Jesus Christ who does numerous volunteer community-based projects, clean-up activities, homeless feeding/clothing events, Island-wide Prayer Launches and Youth Rallies; Jesus Is The Answer Ministries (Waianae & Leeward-side), a panel of Pastors sharing their views, thoughts...about Hope--Jesus Christ from various denominations throughout the Leeward-side of the Island of Oahu; Olaga Suia, Life Changing Ministries (Waikiki-), is an outreach program that goes beyond the four walls of the church and out to the homeless, elderly/widows homes, orphans/foster children homes, hospitals, rehabilitation facilities...from the West to the North to the South and back to the East-side of the Island to offer prayer, hope...words of encouragement...and so much more.

All of what has been produced, edited and aired...has been successful because of the the help and support, time,...direction and team effort of the many countless others and the Olelo Mapunapuna Family. I have nothing but "Praise, grattitude and sincere appreciation" for Olelo, Mapunapuna's staff: client counselors, media center... and programming department. They've been so helpful, fair and hardworking to make our shows workable and presentable for airing on television. From the distribution of air dates, to the advice and training in the production of each series to the availability of equipment, edit bays, studios and the many resources it offers, there is a great need for more. More updated equipment to move along with technology, more bodies to be employed so that volunteers...can get assistance with transactions in an effort to provide "quality" and "standardized" work compatible with what the market out there is using.

Cameras are limited (used by volunteers as well as for training purposes...), edit bays are full, schedules of talent clash with Olelo's hours of operation... and standing in line to wait for an available representative face to face or held on the phone to leave lengthy voice mail messages because of the cut back of employees has added on to the already pressures of getting productions turned in on a timely manner, and not making deadlines primarily because of the lack of funding. Clearly, there is a need in funding to be made available to open more Community Media Centers with enough staffing to assist volunteers...and to ensure that the current CMC's are not closed.

In addition to needed funding for CMC's...is a need for capital funding too. This funding should be made available to support Olelo's migration to High Definition Television and Oceanic should upgrade Olelo's current fiber connection to support Advanced Television Systems Committee standards which include captioning and metadata streams.

And, in the public's best interest the following wording should be retained and enforced: The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. This will certainly enable our viewers to get quality television programs from the privacy of their homes or work place. With the already numerous hours of volunteer work and what Olelo stands for, picture quality holds the key to what we stand for as a community-based organization - - excellence.

Another issue that needs attention is the 10% operational channels for access use. Oceanic should be available for Public Access use since the original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this and with technological changes, 10% of the total services, not just channels being offered by Oceanic should be available for Public Access use. Changes with technology requires upgrade in Olelo Television.

The current network that connects Olelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of Olelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.

Although I play a very tiny part of the whole picture, I believe You can make a difference by hearing my voice and responding in a positive way. It is my prayer that you consider my concerns and provide us, the public, the community, the "voices calling out in the wilderness" with resolutions that will bring about a change to a better future and a better Olelo. Thank you for your time.

Sincerely,

Katherine Leota
Member Relations Consultant
Kleota@uhfcu.com
808.983.5500

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recipient, please note that use, further transmission or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify me as soon as possible, and delete it from your computer without retaining any copies. Thank you for your cooperation.

OOOOPPPPS!!! SORRY, I SENT THE BOTTOM TO YOU IN ERROR.

-----Original Message-----
From: Katherine Leota
Sent: Thursday, September 17, 2009 9:11 AM
To: 'cabletv@dcca.hawaii.gov'
Subject: A voice calling out from the wilderness

To whom it may concern:

Aloha and thanking you for allowing my written testimony to be accepted and heard today, as I was unable to make it to the rally at McKinley on Wednesday evening to express myself about the wonderful impact Olelo has birthed into our culture, our environment... and into our homes.

Over 1000s of volunteer hours with Olelo Mapunapuna,urs in producing, shooting, ...and working with numerous individuals of all walks of life, personalities and ethnic backgrounds along with Olelo (Staff, media Center, Client Counselors...) in getting our message out to the Christian population.

Sincerely,

Katherine Leota
Member Relations Consultant
Kleota@uhfcu.com
808.983.5500

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<hnl-jack@hawaii.rr.com>
09/21/2009 02:47 PM

To cabletv@DCCA.hawaii.gov
cc
bcc
Subject Oceanic Time Warner Franchise

You are tasked with a very important decision in the next few weeks, a decision that will determine what the community receives in return for Oceanic Time Warner's use of public right-of-way to distribute their many services. It is my hope that as the representatives for the community, you negotiate strongly and fairly for the community. Oceanic's media services make available valuable entertainment as well as communications tools for those of us that live in Hawaii. However, as a "for-profit" enterprise they receive millions in revenue and profits for those services from their subscribers. In their proposal they frequently mention subscribers, but rarely mention the community as a whole. The public right-of-way is not just a subscriber issue, it is a community issue affecting land owned by subscriber and non-subscriber alike.

Oceanic Time Warner has proposed to pay very little for the right to use public lands for access, only $3 a subscriber, or under a million dollars a year. The other fees associated with community cable access are passed on to subscribers. This is for a franchise that is worth in the billions of dollars over the twenty years proposed. If the DCCA accepts the contract as proposed, the $3 fee and the limit of community access to five channels with no promise of technical advances for community access, then you have not done your job.

Please demonstrate to the community that the DCCA is capable of negotiating tough, but also fair. The cable franchise has a right to make profits, but the community also has a right to receive the social media services and re numeration for the access that make those profits possible. I would hope your office is up to the task.

John W. Bates
1459 Kalanikai Place
Honolulu, HI 96821

David D Sauer
<dsauer1@campus.hpu.edu>

09/22/2009 01:33 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Franchise Agreement

Public Access Television is very important to me, my family, my community. Please provide additional funding in the Equipment budget so that we can deliver our message in a clean and clear format. Increase funding for our support staff so they can help teach our community the technical skills we need to communicate on cable television. Please include funding for grants and programs that support producers with the cost of programming production.

Our Franchise generates a large amount of profit for Oceanic cable company, we only ask to share in these profits. Because we share our land and rights of way to them.

The new agreement needs to provide large amounts of bandwidth for future use, no matter how much programming is produced. Because if this space is not protected it will never be given back later when we need it.

This is the best television on the islands of Hawaii, FUND it. Support it. Let our local voices shape our community. Give us the tools needed to compete with the corporate programming.

Finally, 20 years is entirely too long to make any agreement in a technology field. A shorter time frame would be better.

Thank you for all the great work, and effort being done to support our cable access programming.

Aloha,

David Sauer

159 Mokumanu

Kailua Hawaii 96734

dsauer1@campus.hpu.edu

Patti K Kodama/DCCA
09/22/2009 02:38 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Fw: Olelo

----- Forwarded by Patti K Kodama/DCCA on 09/22/2009 02:38 PM -----
dcca/DCCA
Sent by: Sandy N Agena/DCCA

To Patti Kodama
cc
Subject Fw: Olelo

09/22/2009 02:29 PM

----- Forwarded by Sandy N Agena/DCCA on 09/22/2009 02:29 PM -----
christopherloves@aol.com

To dcca@dcca.hawaii.gov, Christopherloves@aol.com
cc
Subject Olelo

09/22/2009 02:03 PM

To whom it may concern,

I discovererd Olelo The Corperation For Community Television in 2005 and was absoulutly delighted to discover such an outlet for free speech.

Recently I have heard that the corperation may be in jepordy and I would like to express a few important points.

Do not give Oceanic the 20 year contract they are requesting. Make the Department of Commerce & Consumer Affairs (DCCA) include provisions for a review of their PEG services every 5 years. This will insure our services keep pace with technology. Provide additional funding for community access (PEG) to upgrade its network and equipment to stay with current technology.

• Keep PEG – Public, Education, Government together. Olelo on Oahu is considered by many, the number one public access facility in the nation. A big reason for this ranking is because PEG is together and this protects the Public portion. The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's.

• Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances,

provides easy public access for legislative testimony, and open entry to nee ded meetings.

• Provide Community Media Centers like Palolo the capability to transmit live television. Live programming allows for current and alternative news with interactive call in shows.

• Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all islands.

• Channel numbers provided for community access should as low as possible and adjacent to local broadcast channels. Many Olelo viewers are initially attracted to Olelo programming by channel surfing and therefore the channels need to be easily accessible. This would be perceived by viewers as the local broadcast series of channels.

Thank you for your attention.

;

Christopher Kendrick-Stafford, Producer

"Kalani Akana"
<kalania@oha.org>
09/23/2009 08:06 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject DCCA TEstimony 9.15.09a

Attached is testimony from the office of the OHA administrator. A similar copy was faxed earlier.

DCCA TEstimony 9.15.09a.pdf

OFFICE OF HAWAIIAN AFFAIRS
Testimony

Department of Commerce and Consumer Affairs
Oceanic Time Warner Cable's Franchise Renewal for Oahu.

Date: September 15, 2009 Time: 4:00-6:30 pm McKinley High School

The Office of Hawaiian Affairs (OHA) appreciates this opportunity to provide comment on the cable franchise renewal for Oceanic/Time Warner for the island of O'ahu. The purpose of OHA is set forth in Chapter 10 of the Hawai'i Revised Statutes and this testimony is provided with special attention to:

a) It shall be the duty and responsibility of all state departments and instrumentalities of state government providing services and programs which affect native Hawaiians and Hawaiians to actively work toward the goals of this chapter to cooperate with and assist wherever possible the office of Hawaiian Affairs.

OHA would like to comment on access, funding, and technological advancements.

ACCESS

OHA currently utilizes the services and facilities of 'ŌLELO Community Television as an important vehicle and tool in informing our Native Hawaiian beneficiaries as well as the general public on the work of this agency. OHA's beneficiaries have access to the facilities and community production training at and through 'ŌLELO, especially via its Community Media Centers. The growing Department of Hawaiian Homelands subdivision of Kānehili in Kalaeloa on the 'Ewa Plains also point to the need for more CMCs for growing communities of cable subscribers. Increased funding, therefore, should be ensured so that access to current CMCs are not cut off or curtailed and that future growth needs are met.

Furthermore, Access Channels should continue to be accessed in the same manner as local network channels and not embedded in menu layers as is being employed in some mainland cable franchises. This strategy compromises the intent of Title VII and HRS 440G.

Lastly, OHA advocates for expanded access via expanded connectivity such as an I-net and/or other types of connective systems for 'ŌLELO and its CMCs to include all public facilities and users such as schools as well as public arenas such as the Blaisdell Arena and Concert Hall and Hawai'i Convention Center. It would be greatly advantageous to OHA's public mission to be also included in this network. As a result, our Hawaiian community members in Wai'anae could provide testimony to Trustees of OHA via the network and at the same time hear and participate in "town hall" meetings with residents from Waimānalo, for example.

On a larger scale, our island communities need to be connected via Access programming. It is currently very difficult to get programming from and to the neighbor islands. Therefore, in addition to channels allocated to O'ahu Access programming, OHA advocates for statewide channels that shall be made available for Access programming.

FUNDING

OHA understands that the original cable franchise required that 10% of the operational channels be available for Access use. We therefore suggest that not just channels be available for Public Access use but that this 10% include total services. This will allow for technological advancements such as the incorporation of High Definition video into production and other leading edge technologies yet to be developed in the upcoming franchise period and is in synchrony with the Oceanic application which states that the "Applicant will continue to introduce new and improved technology to address the changing market..."

TECHNOLOGY

OHA believes that High definition televisions (HDTV) as well as video-on-demand (VOD) are just some of the new technologies needing to be incorporated into the franchise agreement. In particular, 'ŌLELO's current fiber option connection to support Advanced Television Systems Committee Standards (ATSC) needs upgrading in order to support its migration to HDTV. Support of ATSC will further enable captioning ensuring access to our disabled community, elderly, and second-language learners. Furthermore, capital improvements will enable upgrades to enable metadata streams and other new streaming capabilities.

Lastly, OHA notes that there may be public land trust revenues owed to the State in connection with the franchise agreement. OHA has an interest in that subject because OHA receives a portion of trust revenues. Mahalo for this opportunity to give comment.

doryobi@aol.com
09/23/2009 02:38 AM

To CABLETV@DCCA.HAWAII.GOV
cc
bcc
Subject testimony

OLELO TESTIMONY09.doc

COMMUNITIES IN SCHOOLS-HAWAI'I

"Where 'Ohana Is More Than A Word"

94-366 Pupupani Street, Suite 303 Waipahu, Hawai'i 96797 Phone: (808)671-4900 Fax: (808)671-4800 E-Mail: cishawaii@aol.com

September 18, 2009

To Whom It May Concern,
I am writing this letter as a member of the P(public tax paying citizenry) E(former Educator by profession,Educator for Life) G (government based on an "enlightened public" to submit testimony and opinion regarding the issue of Franchise to Oceanic Time Warner. Moreover, our organization,Communities in Schools-Hi and the Waipahu Community are beneficiaries of the Waipahu Community Media Center.

It is refreshing to work with people that share the same values and practice collaboration with absolute integrity of the cultural kind! This center has provided an added place of hope, creativity,connection. Through the able and passionate concern of its staff, this center thrives with an increasing number of community members becoming 'ohana. It seems to already be outgrowing its capacity.

Does the D.C.C.A. realize that their decisions regarding this issue may result in either benefits or consequences of unimaginable dimensions. At the recent hearing, it was humbling to hear our elders testify and acknowledge that they may not be around to see the results of the decisions by the D.C.C.A. but was there to benefit the future generations.

I am adamantly against a franchise to Oceanic Time Warner or any other mega corporation that has the capacity to "buy" out what D.C.C.A. must protect-the public interest!!! It is ironic that Oceanic and other mega corporations have been able to thrive on the backs of the public.

It is dangerous to hand over such power for a ridiculous length of time to any one entity which becomes a monopoly. Today , the "gold" of our society is communication. He who controls the media, controls the masses. It is the "drug" that manipulates the character of its citizenry. Like science, the rapidity of its development is faster than the ethics it needs to manage its capability. It causes us to wonder, because you can make it, should you? Also, one must consider how to change something one commits to at a later time. Aren't certain things more difficult to get rid of , than to create?

Public access is where the integrity of our citizenry abides. It is the contemporary source of both privilege and responsibility of an enlightened public. It offers the array of opinion, belief, perceptions of the individuals combined with a sometimes forced transparency necessary in unlayering the façade of governmental politics.

As every institution experiences its total vulnerability, media should not and cannot be "bought" by money and power holding the public hostage for an unreasonably long time.

Therefore, the following conditions of awarding such a franchise are the following:

1) Any franchise contracts should be reviewed every 5 years with ability to terminate if it does not meet the conditions of the public.
2) Restore 10% or more of all channels Analog and Digital back to PEG.
3) Allow for channel space to broadcase ALL PEG Channels and Viewable on ALL ISLANDS.
4) No "E" separation from PEG. Allow schools, districts to develop mutually beneficial MOAs.

5) Allow for PEG Provider to develop Community Media Centers in every School Complex. Allow PEG to deliver direct services and resources to schools and communities statewide.
6) OTW pay full franchise fee allowable by law to Peg Provider
7) Promote Peg access channels on all OTW Cable channels(1000 plays per month per channels.

Allow PEG access media to thrive by allowing all the above to be included in the contract as a minimum.

In closing, I sincerely request that you consider the testimonies not just from an intellectual position but as Hawaiians say, the "na'au"(intestines-which I consider a place where the mind and heart connect). When have you heard such passion from both young and old standing together for something they believe in.

Where else could these young people be rather than the media centers creating important messages, demonstrating their creativity, creating lifelong memories that will be part of the "glue" of families? How would you replace these media centers that compel people of every age to commit their greatest asset, time?

My aloha extend to you who must make decisions that will impact more than one generation and shape our island home. This island home is more than just our home but the model for the future of our island earth.

The answer and response will require courage and insight. My prayers is that you have listened with your eyes, seen with your ears and fearless to read the hearts.

Mahalo nui loa for allowing me to exercise my kuleana as a citizen and makua. Please feel free to call me at any time.at 292-7687.

Kū I ka pono!

Aloha pumehana,

"Aunty" Fay Uyeda, Executive Director
Executive Director

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 23 A 11: 17

A___E___P___S___

FILE_____

350 Ward Avenue, 106-5
Honolulu, Hawaii 96814

September 22, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

To whom it may concern:

I am a concern parent/resident that feels public television plays an important role in our community. It allows invaluable education/resources for the viewers as well as the producers which is key for a healthy community that values the over all environment of the people (community). With our world moving at such a fast pace it is vital to have public television that introduces old and new concepts that allows us to move and grow in a forward fashion while embracing the old ways of our ancestors.

I am a subscriber, as well as a supporter of Oceanic cable, however, I do not support the possibility of losing (PEG) access programming channels. Please consider the ramifications of losing public television channels such as "Oleleo Community TV" that stands as an informative voice and educational tool in our community for it people.

I thank you for this opportunity to speak out and I trust that my voice will be heard as you review the franchise renewal contract with Oceanic.

Yours Faithfully,
Diane Gates-Hawkins

09/22/2009 15:30 8089466941 KEN HAWK SERVICE PAGE 01/01

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2:23

A___E___P___S___

FILE_____

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 15, 2009

Testimony re: Oceanic Time Warner
Cable Franchise Renewal Application
Department of Commerce and Consumer Affairs
Cable Television Division

Thank you for the opportunity to testify before you today. My name is Shannon McMonagle and I am a video production teacher at Kaiser High School at the Communication Arts & Technology (CAT) Learning Center.

What is the umbrella term for PEG access? It's Community Media. That means that the P, E, & G in PEG access ultimately reaches the "me" at the community level. 'Olelo Community Media delivers PEG access so that it does reach the individual at the grass roots level. Most important to teachers is the "E" in PEG access, for educational programming, which must continue to be delivered through 'Olelo Community Media for the sake of our youth. 'Olelo has a track record of reaching out to the schools. I can attest to that with the support we have received every year for the past 15 years as our students have worked with the television van and the team of mentors which come with it to cover our major school events.

At this time, six public schools on Oahu have Community Media Centers which are serviced by 'Olelo, and, if Oceanic Time Warner would increase its commitment to community media, in the next 20 years I can envision many more Community Media Centers, one of them at Kaiser High School where the International Baccalaureate program is now in its first years. This is an internationally-recognized program which mandates a close relationship between classroom and community; a perfect location for a Community Media Centers. These Centers should be considered jewels on Oceanic Time Warner's belt; please take pride in them rather than seek to cut their funding.

Thank you for the support you have shown to community television in the past and we look forward to increased levels of support over the next 20 years.

Sincerely,

Shannon McMonagle

Shannon McMonagle
Teacher
Kaiser High School

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 23 A 11: 09

A___E___P___S___

FILE_____

STATE OF HAWAII
DEPARTMENT OF EDUCATION
WILLIAM PAUL JARRETT MIDDLE SCHOOL
1903 PALOLO AVENUE
HONOLULU, HAWAII 96816

Cable Television Division
Dept. of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

Dear Director Reifurth,

This letter is to share my support for the continuation of funding for the Olelo Community Television via the Oceanic franchise which is up for renewal. As principal of Jarrett Middle School, Olelo has been an integral part of our campus that serves our school and the Ka'imuki, Palolo and adjoining areas. Olelo serves as a hub for community involvement which allows individuals and organizations to share viewpoints, access a vital media center, and take pride in being part of an important network.

I ask that Oceanic continue to provide both the funding and channels for community access to promote the rich tradition of what makes Hawai'i so unique. Even during these extremely difficult economic times, Olelo remains steadfast in their commitment to being part of our ohana, rather than stand separate from the community. It was the Olelo partnership that first provided Jarrett Middle School the resources and technical expertise to plant the seeds for a video production class. Today, the video production class remains a centerpiece for our students to explore media and enhance learning through the visual and creative arts.

Sustained support of Olelo is crucial in an area that represents an extremely diverse community with a range of needs and particular areas of high poverty. The educational and technical services that define much of the work of Olelo are an invaluable resource. The staff likewise is dedicated to excellence in their craft and work diligently to ensure partnerships complement the needs of Jarrett Middle School and the larger community.

It is with great anticipation and a renewed hope that I ask for your unequivocal support of Olelo to continue in its current capacity as well as to provide them with the means to expand their vision for future generations. Thank you for your consideration of this very important matter on behalf of all the students of the public schools in Hawai'i.

Sincerely,

Donna Lum, Principal
Jarrett Middle School

Maile Petrie
<maaaiiillleee@gmail.com>
09/23/2009 04:22 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:Written Testimony.

Maile Au
Waipahu Olelo

35% of funds are being used by another company, & they are leaving the community media centers (C.M.C.) without. Funds are tight, & C.M.C. wants join together with the company, & save. Absolutely nothing is wrong with this, in my opinion. That compromise sounded decent. They can BOTH benefit by that because they won't have to spend TOO much money. A C.M.C. group that I've experienced was Olelo. Not many people can say a story like mines of how a media center possibly changed my future. They have opened a new door in other possible careers I could be in. At Waipahu Olelo, Mr.Sparky once told me, "You have such a creative mind at editing, if you keep it up you could actually get hired by someone to edit." With that, a few things came to mind, "Wow! I'm really talented," & "Wow, could I really be paid to do this, could this be my hobby & possibly could this be a possible career opportunity?" If these types of C.M.C. Studios were to close down how could I benefit from it? What will happen to MY career opportunity? What will happen to the others who wanted the same opportunity? You know, with all the drugs, abuse, violence, & gangs in the communities, this could be their anti-drug, way to speak out, their alternative high, & their open door. Please keep Olelo's doors open. Mahalo!

Paul Okimoto
<paulo@newhopeleeward.org
>

09/24/2009 12:42 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warner's Renewal Application

Please accept this email as testimony in favor of Oceanic's continued presence in our TV community.

As a member of New Hope Pearl Community and now New Hope Leeward, I have been blessed with learning how to get our message on TV. The classes offered to produce, edit, and use of the camera were very helpful. The staff have been helpful and cheerful in all my contacts with them.

Olelo has been a terrific source for sharing our faith. And in reviewing the schedule for people of other faiths and interests.

The current staff and management have done a commendable job and I'd like to see them continue their work.

If you have any questions please contact me.

--
Mahalo & God Bless,

PAUL K. OKIMOTO
New Hope Leeward
808.678.3778 808.678.3774 (f) 808.306.3136 (c)

Sep 18, 2009

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 24 P 2:24

A___E___P___S___

FILE_____

Cable TV Div.
DCCA

re: 20 year license
PEG

The needs and opportunities for local community television within the next 6 years are numerous.

Current successes are taped airing of neighborhood board meetings. To be improved: more taped n. board meetings w/ capacity to go 'live' as selected. Capacity to air all 31 n.b. meetings including closed captioning & gavel-to-gavel coverage (not limit of 2 hrs. & 57 mins. or so).

Another success is Capitol TV & its 'live' airing of briefings, hearings, & floor sessions. Need more: simultaneous airing of hearings, conference comm. hearings, and other off-session meetings.

Need a dedicated "2op-to-it" channel w/ up-to-the-minute listings of what programs are airing

at what time on what channel incl. indicators of "live", repeats, closed captioning, Bill reference nos., title/issue, testifiers, etc.

Dedicated channels for city affairs incl. council meetings, community meetings, committee meetings, various commissions mtgs. and ground breakings.

A dedicated channel(s) for traffic (which now sometimes is not displayed without explanation.) could also pose as conduit for LOCAL weather conditions and civil defense disruptions, messages, information billboards, etc.

Education channels need to identify instructors, name of course, & date of taping (to show relevancy), etc. Community could also received courses from MCC or UH-Hilo; and/or special lectures, guests, ceremonies.

During elections, more detailed debates could be included incl. lengthier coverage for "minor" office candidates/winners & losers on campaign note incl. OHA, BOE, special elections, House & Senate races.

many of which is not covered by local news coverage or newspapers.

During next 6-8 years, the state (and Pacific area) could easily support more PEG channels (with improving access & production quality); easily 5 to 7 channels per segment.

49 Legislative
50 "
51 "
52 "
53 City govt. "
54 "
55 Education
56 Education
57 Community Colleges
58 UofH
59 BOE, OHA, agencies & Public Authorities
60 Commissions
61 neighborhood Boards
62 " "
63 " "
64 " "
65 Churches
66 Churches
67 non-Profits
68 non-Profits
69 Hawaiians
70 PACIFIC AREA(S)
" "

channels could also be used for analysis & commentary simultaneously while a hearing is being conducted - Incl. services provided to blind, deaf, and foreign languages - such as maybe, Chinese translation of a downtown neighborhood board meeting, or Korean translation for a liquor commission hearing -

A voter services channel might even be dedicated for the public to improving voter literacy & better citizenship & understanding of constitutional & civic issues & problems - maybe a multi-lingual debate on homelessness in Honolulu, Hawaii, etc.

Thank you for your visionary decision-making that will follow these disturbing & opportunistic times -

mahalo,

sign me ....

"A couch potato"

Ron Zimardi
<rzimardi@yahoo.com>
09/25/2009 09:32 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:Public Access TV

It is important to include public access when negotiating the advancement of broadband, broadcast and mass communication technologies in Hawaii. I support legislation to continue our public access stations access to funding from Time-Warner.

Dorothy_Hall/KAISER/HIDOE@notes.k12.hi.us
09/25/2009 03:45 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warner Franchise Renewal Application

September 24, 2009

Cable Television Division
Dept. of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96829
E-mail to: cabletv@dcca.hawaii.gov

Testimony re: Oceanic Time Warner Franchise Renewal Application

Hello, my name is Dorothy Hall, and I am the facilitator of the Parent-Community Networking Center (PCNC) at Kaiser High School. I am also a resident of the Hawaii Kai community.

The Hawaii State Board of Education (Parent/Family Involvement Policy #2403) mandates that we establish programs and practices that meet the specific needs of our students, their families, and the surrounding community.

In order to encourage more parent and community involvement on our campus, we would like to become more active with video production as a communication tool. Therefore, we urge Oceanic Cable Time Warner to increase its financial commitment to Community Media over the next 20 years, rather than stay with the status quo.

We envision an expansion of the existing Community Media Center (CMC) program to include additional CMC's at new locations, such as one at Kaiser High School. This would strengthen school programs, family practices, student learning, and community ties. Such a center would play an integral role in helping to involve parents and students at all grade levels. Implementation of a CMC here at Kaiser would help to make parents feel welcome in the school, and would enhance ties between school, parents, and the community at large.

Kaiser High School has benefited from a long-standing partnership with 'Olelo Community Media that has been well-documented in our parent bulletin over the years. We are just one of many such examples of

community programming. Oceanic Time Warner should take pride in this investment and increase its commitment to community media in the future.

Dorothy Hall
PCNC Kaiser High School
511 Lunalilo Home Road
Honolulu, HI 96825
Phone: 808.394.1200 ext. 2250
Fax: 808.394.1245

eMail:
dorothy_hall@notes.k12.hi.us

Kilisimasi Faalemiga
<kilisimiga@gmail.com>
09/27/2009 12:11 AM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Aloha...

Dear Clyde Sonobe,

I Kilisimasi Faalemiga, work at the American Samoa Office, an office that provides services to the Samoan community. My wife and I are also certified Olelo producers who record events and programs to be aired on Olelo Community Media for the benefit of our community.

Olelo also allows us to present videos from Samoa so our community can stay in touch with what is happening in Samoa. We also send our videos produced here in Hawaii to Samoa.

Oceanic Time Warner wants to use our public right of way and they must give back to the community by supporting public access on Oahu We want the DCCA to make sure that Oceanic

- Keep our current six channels and provides two more channels to be available to all islands.
- Make sure that channel numbers for community access are next to local broadcast channels.
- Is not allowed a 20 year contract. They must be reviewed every 5 years for current technology.
- Provide additional funding for Olelo to upgrade its network and equipment.
- Provide an inter-island high capacity broadband network for video conferencing.
- Provide the ability for our community media centers to have live broadcasting.

In addition, you must keep PEG – Public, Education, and Government together. The Hawaii Education Network Consortium (HENC) must not be allowed to take any more of Olelo's funding. They do not intend to and cannot serve our schools and our youth like Olelo currently does.

We thank you for making these requests a part of the new Oceanic Franchise Contract.

Kilisimasi & Faauma Faalemiga

Blake McElheny
<blakemcelheny@hawaii.rr.com>
09/27/2009 12:21 AM

To cabletv@dcca.hawaii.gov
cc governor.lingle@hawaii.gov, LtGov@hawaii.gov, dmdelacruz@honolulu.gov, senbunda@capitol.hawaii.gov, repmagaoay@capitol.hawaii.gov
bcc
Subject Please Support Olelo and PEG - Please Consider Opposing Oceanic's Proposal

Aloha. Hope all is well with you.

Thank you for the opportunity to provide testimony.

I really enjoy viewing Olelo programs. I am also very fortunate to have had some great experiences working with Olelo and their training and production crews. Olelo programming and the opportunity for residents to utilize community media are very important to me and to many people I know.

I believe members of the public will be appreciative if you would consider opposing many of the proposals made by Oceanic Time Warner for their Franchise Renewal. In addition, it is especially important to remove the "funding cap" that significantly limits community access benefits to the community.

Olelo is one of the top community access centers in the country. The DCCA, Oceanic Time Warner, and community members have helped to create a fantastic resource. I am hopeful that we will not undo 20 years of community building and empowerment through media by allowing Oceanic Time Warner to dictate the terms of the Franchise Renewal to the detriment of the public.

Thank you very much.

Take care,

Blake McElheny
Pupukea
808.638.8484

"Ronald Miyashiro"
<ronmiya@aol.com>
09/27/2009 09:12 AM

To <cabletv@dcca.hawaii.gov>

cc <info@olelo.org>, "Amy Tamaribuchi" <atamaribuchi@olelo.org>, <edhuoa@hawaii.rr.com>, "Henry Isara" <henryisara@hotmail.com>, "steve arashiro"

bcc

Subject I support the expressed needs of Olelo Community Televison in the franchise renewal of Oceanic Time Warner

Hi,

I support the expressed needs of Olelo Community Televison in the franchise renewal of Oceanic Time Warner.

For the past eleven years, Olelo has helped the Okinawan community in promoting, perpetuating and preserving the Okinawan culture in Hawaii. I am a volunteer producer of the weekly one-hour show, Hawaii Okinawa Today. A group of us volunteers produce the show for the non-profit organization, Hawaii United Okinawa Association.

We've gone from 1" tape to VHS tape to DVCpro tape to DVD. Tecnology is ever changing. Olelo needs to be provided the means to stay in the mainstream of current changes in technology ... advanced networking, high definition video, on-demand viewing, direct submission of shows, statewide channels ... to name a few.

I'm driven to volunteer my time for the many viewers who are unable to attend or participate in the Okinawan cultural events that we air in our shows. Among these viewers are the elderly Okinawans, some of whom lived in Okinawa like my parents did. I can imagine the nostalgic memories these shows bring to them. It warms my heart to do this for them who have provided us the fruits of their hard labors. Okage sama de.

Thank you,
Ronald Miyashiro
HUOA Video Team
ronmiya@aol.com

"RODOLFO A. OCAMPO"
<rocarate@yahoo.com>
09/27/2009 05:05 PM

To cabletv@dcca.hawaii.gov
cc amy tamaribuchi <atamaribuchi@olelo.org>
bcc
Subject PEG Access

Dear Director Reifurth,
Thank you for this opportunity to address the importance of PEG Access in the Oceanic Time Warner Cable' Franchise Renewal Application.
As a community activist and volunteer, I rely on the services provided by PEG Access to produce programs a my Filipino Community. Due to the positive effects of my programs, I felt that it was necessary to share my \ skills with other community organizations, especially non-profit organizations.
PEG Access needs more funding to keep up with new technology and more programming channels, because still more non-profit organizations yet to be heard. Media is a powerful tool, and it can inspire a whole civiliz It's time for those in government to give the people the optimal opportunities to express their voice. You hav authority, Director Reifurth, to give the gift of empowerment to us- the voices of hope, inspiration, and prosp
□
□
Funly,
Rudi A. Ocampo
Producer: Filipino Specials, Honolulu Festival, Korean Festival, Chinese New Year, Hawaiian Steel Guitar Association ' Legacy of Music'...

Joseph Lo Presti
<joloz@hotmail.com>
09/28/2009 12:54 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Time/Warner Renewal of Cable Franchise/Monopoly

Sept. 26, 2009

To: Cable Television Division

Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

From: GM. JOSEPH LO PRESTI (Computer Systems Engineer)

Regarding: Time/Warner Renewal of Cable Franchise/Monopoly

Only a systems engineer understands integrated technology, and the acceleration of new applications, that will give Time/Wagner the ability to offer, services that sound like science fiction today. Example: Holographic imagery.

The Federal mandate has not been amended. Every building, hotel & resort, has T/W cable hardwired in the walls not satellite and profit are considerably higher, greater than when this contract was last on the table.

It is clear that the DCCA has the obligation to negotiate for more not less of the 5% limit allocated to public access, giving back to the Hawaii community which is our legal right, under the before mention document.
After so much public out cry, testimony, letters, and faxes and alike, I am confidence the DCCA with the backing of the community, shall standup to Big Business, and stand for We the peoples of Hawaii.

Mahalo/Aloha,
GM. Joseph Lo Presti
2144 Kauhana St.
Palolo Valley, HI
Zip 96816
PH 808 551-9241

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CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 24

A___E___P___S___

FILE_____

September 14, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

My name is Adam Kostylo and I'm from the Hawaii Kai community. I'm a junior at Kaiser High School, and I'm currently serving as president of the Junior Class. I have been a student in the Communication Arts & Technology (CAT) Learning Center program for three years now, and after enjoying it so much, I think Oceanic should definitely expand their Community Media Centers to include one at Kaiser High School.

Rather than take one channel away from PEG access, Oceanic should be willing to expand the number of channels committed to community television programming.

But, don't get the impression that we want ALL the educational programming money. We just want enough funds to continue schools and individual needs at the grassroots level. For example, the unique long-standing partnership with 'Olelo and Kaiser High School has included annual training for students and the use of the mobile van covering major school events.

I strongly support the proposal to open a Community Media Center on the Kaiser High School campus. It would create an after school into the evening hours, project-based learning environment where students and community members could create video programming on issues of concern to them. Currently Hawaii Kai residents must go either to Kane'ohe or Palolo to access the nearest Community Media Center. We would all like to see one in Hawaii Kai. There is interest and a community need for our own center.

Community Media Centers of the future should collaborate with non-profit organizations to document and share resources. The outcome of the new Oceanic Cable franchise is far-reaching and will determine the resources that will be made available to the community for the next 20 years. This may be my only chance to stand up and say that Kaiser High School needs a Community Media Center, especially since my time there is limited. There's so much creativity and talent in our community, and this could be that chance to shine.

Adam Kostylo
Student
Kaiser High School

Adam Kostylo

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 24

A___E___P___S___

FILE_____

To:
Mr. Clyde Sonobe
Administrator
Cable Television Division
Department of Commerce and Consurmer Affairs
P.O. Box 541
Honolulu, HI 96809

Testimony Re: Oceanic Cable Franchise Renewal Application

Thank you for this opportunity to give you my view of the future of community television.

I am a fourth year video student at Kaiser High School and I would like to thank Oceanic Cable for its commitment to Community television over the years. Because of the money given to Olelo, I have been able to work on the Olelo television van for the past three years to cover our Homecoming football game and our May Day assembly.

We students like video production very much. I want to major in film studies at the college level, and I like working with the crew members and actors.

If Oceanic would give more money to Community Television, I would like to see a Community Media Center at Kaiser High School. We would not have to go all the way to Palolo to use editing equipment. We can't expect our teacher to stay until 9 o'clock every night, and a community media center would allow us more time to work on our projects.

Please increase the funding levels for community television. Thank you.

Michael Kim
Senior
Kaiser High School

September 14, 2009

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 24

A___E___P___S___

FILE_____

Testimony re: Oceanic Time Warner Cable Franchise Renewal Application

Department of Commerce and Consumer Affairs
Cable Television Division

My name is Ronson Hill. I am from Hawaii Kai, I am a senior at Kaiser High School, I am in the Communication Arts and Technology Learning Center program at Kaiser High School.

I am enjoying the opportunity to work with and around cameras and the video broadcasting process. I myself want to be a Broadcast Journalist. My desire has always been to express and inform, but more than anything, video communication brings people closer together. Movies were created to supplement actually being somewhere and seeing it for yourself. The community benefits greatly from the ability to solidify and commemorate important events throughout our lives.

Oceanic Cable should increase its commitment to the community's ability to bond. It is important that local voices can be heard, with their own local flair. There are people with things to say, if Oceanic Cable would bring a Community media Center onto the high school campus it could give those people a way to say it.

In order to use a Community media center, the people of Hawaii Kai are forced to go to Palolo or Kaneohe. This needs to changed. Over the next 20 years if Oceanic Cable can increase its number of media centers, it becomes the one that benefits. People love to hear their names called, and people like knowing what's going on in the community.

If the Media Centers would expand Community training to include video production and media literacy then the quality of product increases thus increasing the benefit on the community. It all comes down to what Oceanic Cable wants to do for the community.

I see the stories waiting to be told. I see the proud parents wanting to tape their children's sporting events and be able to edit it for a more professional appeal. I see a certain teenager, that loves talking about sports, and would have a lot of fun putting his opinions on T.V and seeing the type of feedback he gets. I see the aspiring director wanting to tell a story, just for the sake of having somebody else listen. I see these peoples' stories ready to be told. Oceanic can help these people have a voice amongst the crowd. They can help by giving Kaiser High school a Media Center and moving toward the capabilities of live video conferencing, providing connections that allow PEG programs to be exchanged over a statewide fiber network and increasing the amount of channels allocated to Community Television. These are things that can be accomplished to further our communities, if Oceanic is willing to provide it.

Ronson Hill
Senior
Kaiser High School

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 24

PTSA®
everychild.onevoice.®

A___E___P___S___
FILE_____

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809
Email to: cabletv@dcca.hawaii.gov

My name is Dwight "Skip" Hill. I am a lifelong Hawaii resident and live in Hawaii Kai. I am the current President of the Friends of Kaiser PTSA organization. My views represent those of myself as well as those of our PTSA organization by resolution dated 9/15/2009 at our monthly meeting.

We think Oceanic Cable should increase its commitment to community programming over the next 20 years, rather than stay with the status quo. In particular we would like to see Oceanic expand Community Media Centers. Rather than take one channel away from PEG access, Oceanic should be willing to expand the number of channels committed to community television programming. It is our belief that not all funds for educational programming should to go the Hawaii Educational Network Consortium (HENC) but some funding should be kept within 'Olelo's coffers for serving schools and their individual needs at the grassroots level. We are particularly appreciative of the unique long-standing partnership between 'Olelo and Kaiser High School that has included annual training of our students in the use of the mobile van covering major school events.

We, in particular, support the opening of a Community Media Center (CMC) on the Kaiser High School campus: an after-school project-based learning environment, where student and community members could create video programming on issues of concern to them. As it is now, Hawaii Kai residents must go either to Kane'ohe or Palolo to access the nearest Community Media Center. We would like to see one in Hawaii Kai. The interest and the community need is there. We firmly believe that a community the size of Hawaii Kai would utilize as well as benefit from a CMC.

It is our hope that Community Media Centers of the future will do the following:

1. act as videoconferencing hubs with the ability to go live.
2. offer Internet access with enough storage and bandwidth to support multiple media services.
3. have HDTV equipment and the capability to transmit HD programming.
4. provide connections that allow PEG programs to be exchanged over a state-wide fiber network.
5. keep pace with changes in technology.
6. have access to remote production vans
7. provide server-based editing with large server capacity.
8. expand community training to include video production, media literacy, culture, etc.
9. provide services targeted toward senior citizens

We share the concerns that the outcome of the new Oceanic Cable franchise will be far-reaching and will determine the resources that will be made available to the community for the next 10 to 20 years. As the sole provider of cable access for our community, this franchise agreement can have an impact on funding support for not only new and improved technology but resources that can provide profound opportunities for learning for our youngsters.

Dwight "Skip" Hill
President

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 28 P 2: 25
A___E___P___S___
FILE

Aloha Director Reifurth,

Thank you for allowing me to submit a testimony regarding the Oceanic Time Warner Cable's Francise Renewal Application.

I am Nina Nguyen producer of VNtv. My show is viewed by the Vietnamese community. It's one of the main resources in which my community receives updated news and issues in the Vietnamese language. My program is viewed worldwide via OleloNet. I am sure this is the most significant way of means to reaching out to Vietnamese anywhere for better education and of course for a betterment of the community.

Please allow for more funding and support to PEG Access. My voice is so important to my community. I help people everyday. My show has inspired many immigrants.

For example…
This happened because they were watching my program.

PEG Access needs to upkeep with the other networks. I would like to see High Definition equipment, and more media centers open so that I have an easier access in producing my shows.

I put everything into my program, because it is my responsibility for my community. As the director for Department of Commerce and Consumer Affair, you are responsible for community and our voices.

Thank you again for this opportunity. My community is grateful for PEG access.

Nina Nguyen

Nina Nhung Nguyen
Director VNTV
President of VNTV-Ohana, 501-c3 Organization

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 23

A___E___P___S___

FILE_____

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 15, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable Franchise Renewal Application

Thank you for the opportunity to testify before you today. My name is Michelle Kapana Baird, and I am a physical education teacher at Kaiser High School. I also teach the Hawaiian Voyaging Class and am in charge of producing the May Day assembly.

In the mid-1990s, 'Olelo Community Television first came to train our Kaiser High School students on how to operate the mobile television van to cover the May Day assembly. The 'Olelo mentors have been coming every year and training our students so they can cover our May Day assembly, Homecoming game and our school play. The van must now be about 15 years old, and it's probably time to purchase another van for use over the next 20 years, because this one gets used so much and there will be an increased need for this type of multi-camera van shoots at remote locations.

In 2005, the students in my Hawaiian Voyaging class helped to make a video documentary about our cleanup efforts of removing alien algae from Maunalua Bay. The video is called, "Na Pua o Maunalua." This video has been shown to visiting teachers from the National Science Foundation. My UH advisor presents it to every single conference she attends regarding place-based curriculum.

Since working with the teachers in the Learning Center I became interested in learning more about video production. I became certified as a producer at the Palolo Community Media Center in 2007 and during my sabbatical leave last year I began editing a videotaped oral history of Wailupe Fish Pond and its sense of place.

'Olelo Community Media gives us a voice to present our educational projects to the community at large. I would like to see 'Olelo be able to provide in the future the capability of direct, live, satellite transmission of video signals directly to the classroom, from remote sites, such as when we do invasive alien algae removal in Maunalua Bay, when we go sailing on the Hokule'a, and when we travel to Kaho'olawe. These are things that 'Olelo could be broadcasting live in the future. This would be an educational tool for students who are unable to participate, who could then witness, live, the environmental cleanup activities on a "virtual" field trip as the events occur. 'Olelo is the resource partner who will enable our students to mentor other students in the classroom who do not meet the DOE's water safety requirements.

Very truly yours,

Michelle Kapana Baird
Teacher
Kaiser High

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2:23

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FILE_____

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 14, 2009

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

Dear Representatives of the
Department of Commerce and Consumer Affairs
Cable Television Division:

Thank you for the opportunity to testify before you today on the future of community television in Hawaii. From my vantage point as an English teacher and Drama/Speech Club advisor at Kaiser High School, I can attest to the power of media to transform our students' lives.

At Kaiser High School, we videotape students delivering speeches in their English classrooms, and we videotape our school play, thanks to 'Olelo Community Television. We videotape our annual Speech Festival and prepare for debates through the use of videotape. The positive feedback that videotape provides helps students with their sense of self-esteem, which is key to the educational process.

The media component to education will grow in the coming decades. I would like to thank Oceanic Time-Warner for its past contribution to community television, and I would like to see an expansion of that commitment to include more Community Media Centers at public schools. With the advent of the International Baccalaureate program at Kaiser, many other teachers at Kaiser High will wish to incorporate video into their curriculum as they and their students reach out to connect with community members on environmental and health-related social issues. A lively integration between teachers, students, parents, and community members would surely exist if such a Community Media Center were established here, with editing facilities open in the late afternoons and evenings. I urge you to keep educational funding channeled through 'Olelo Community Media so that more media centers can become a reality in the future. Keep PEG access funding channeled through 'Olelo. Thank you.

Very truly yours,

Ann Ogilvie
Teacher
Kaiser High School

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
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511 LUNALILO HOME ROAD
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Ph. (808) 394-1200, Fax (808) 394-1245

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 23

A___E___P___S___

FILE_____

September 25, 2009

Cable Television Division
Dept. of Commerce and Consumer Affairs
P. O. Box 541
Honolulu, Hawaii 96829
E-mail to: cabletx@dcca.hawaii.go

Testimony re: Oceanic Time Warner Franchise Renewal Application

My name is Ignacio Melvin Cariaga, and I have been a Spanish teacher at Kaiser High School for over ten years. I strongly recommend that Oceanic Time Warner increase its financial contribution to community television during its next 20-year cable franchise period. There are many of us in the community who would welcome this increased commitment. The tangible rewards of community media are positive, long-lasting, and worthy of continued support.

I consider video production to be an indispensable educational tool. Every year the students in each of my Spanish classes produce between two to three different video productions based on the various grammatical and cultural themes presented in the Spanish language textbook. Students develop their own scenarios in the Spanish language, rehearse these scenarios, and produce short videos which are then shown to the class for their input in the assessment process. The students use their own equipment, and the videos usually are edited roughly, if at all.

Last year we became much more acquainted with video production standards when we produced a more ambitious, 10-minute long news program, entirely in Spanish, which included interviews with our school principal, a movie review, a tour around campus, and interviews with selected students. This experience opened my eyes to the possibility of becoming more involved with video production in the future. The program, "El Colegio Kaiser Presenta," aired on our school's community access television program, "Kaiser High Presents." Commentary from the public was most positive, and therefore we would like to continue programs like this in the future.

'Olelo Community Television has been consistent in its support of educational programming at Kaiser High School over the years. I strongly recommend that Oceanic Time Warner, through 'Olelo, establish new Community Media Centers on Oahu during the next franchise period. If we had a Community Media Center in Hawaii Kai that was open from 3:00 to 9:00 p.m., my students would take advantage of the additional opportunity to improve the quality of their work. Because I assign these videos each year, I can assure you that such a Media Center would be utilized by students in my Spanish classes.

Very truly yours,

Ignacio Melvin Cariaga
World Languages Department
Kaiser High School

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2:23

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FILE_____

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 14, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Franchise Renewal Application

Thank you for the opportunity to testify before you today. My name is Rinda Fernandes and I am the student activities coordinator at Kaiser High School.

I hope that the franchise agreement between DCCA and Oceanic Time Warner will signal a new era for community television with increased levels of funding for educational initiatives. The partnership with 'Olelo Community Media and Kaiser High has been in place for 15 years, and I would like to see an expansion of 'Olelo's role in education, with added channels and elevated broadband capacity statewide. As we embark on the new International Baccalaureate program at Kaiser, which emphasizes community connectedness, we are looking for ways to address technological challenges of the future.

Since 1988, the Communication Arts & Technology Learning Center at our school has initiated Kaiser teachers to the power of media literacy as an educational tool. Integration projects between the Learning Center and core subject areas, including student leadership classes, have encouraged a number of our teachers to incorporate video as part of their assignment options. But video production takes more time and effort than most people realize, and our students need additional facilities and personnel, so they can work on projects into the late afternoons and evenings. If the funding levels to 'Olelo were increased and more Community Media Learning Centers opened, Kaiser High would be an excellent place for one.

I urge you to keep educational funding channeled through 'Olelo Community Media so that more media centers can become a reality in the future. Thank you.

Very truly yours,

Rinda Fernandes

Rinda Fernandes
Student Activities Coordinator
Kaiser High School

LINDA LINGLE
GOVERNOR

PATRICIA HAMAMOTO
SUPERINTENDENT

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 2: 23

A___E___P___S___
FILE

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1201

September 17, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner's Franchise Renewal Application

Dear Sirs;

My name is John P. Sosa, and I am the principal at Kaiser High School. One of our major school goals is to seek ways to improve communication with our community partners and provide improved community access to our school. In addition we are moving towards school wide implementation of the International Baccalaureate program, which includes as part of its mission statement a focus on the development of a "world view" one that goes beyond our community and state and includes the national and international view of how learning and action impacts the larger world view. Therefore we feel Kaiser High School would be an excellent candidate for a future Community Media Center and strongly support its development in this next cycle of authorization. An active media center on campus will increase exposure to this medium and give our students an additional venue to explore communicating on a broader level.

With our community's demographics, we are not privy to grant monies which other schools enjoy. This financial reality does not match the perception that Kaiser High School already has what it needs to meet the technological demands of the future. We need to find ways to partner with others to improve. We would be very please to work expand our partnership with 'Olelo Therefore, I am writing to urge you include new educational initiatives such as additional 'Olelo Community Media Centers at public schools.

Very truly yours,

John P. Sosa
Principal
Kaiser High School

Michael Barros
<koakea@hotmail.com>
09/28/2009 05:16 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo Community Television

Dear Sir,

I am writing in support of Time Warner's application for renewal of its O`ahu Cable TV Franchise. I am the current President of the Mililani Inline Hockey Association, a non-profit organization which promotes the game of inline hockey on Oahu through organized recreational inline sporting events as well as national qualifying competitive tournaments. Our organization recently hosted a statewide tournament in June 2009. We approached the Olelo staff at Leilehua Community Center and recieved professional training which allowed the use Olelo's equipment to tape over 37 games to be aired via Olelo Television.

The support and professionalism displayed by the Olelo staff is to be commended. We hope to continue our relationship with Olelo to promote the sport of inline hockey in Hawaii. I urge you to approve the renewal application and releae the funding necessary to support this excellent program. Technology in the world of Television is changing rapidly and the funding necessary to keep up with these changes is essential.

Again, I urge you to renew the application and fully fund Olelo Public Television. They truly are providing a service to our community. Thank you for your attention.

Michael Barros

President,

Mililani Inline Hockey Association

387-4946

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Microsoft brings you a new way to search the web. Try Bing™ now

Sparky Rodrigues
<sparkyrodrigues@gmail.com
>

09/28/2009 06:11 PM

To governor.lingle@hawaii.gov, ltgov@hawaii.gov, cabletv@dcca.hawaii.gov
cc Sparky Rodrigues <sparkyrodrigues@gmail.com>
bcc
Subject DCCA Franchise testimony deadline 9-30-09, Will it have a positive or negative impact to Hawaii?

Aloha,

Attached find my Testimony to DCCA on the refranchise of Oceanic Time Warner. It contains testimony which includes a potential long term impact for your district and community if concepts are included into the contract language. The Franchise may span 20 years. There may be potential and great opportunities to explore. How do we partner so we all win and get strong together? Will the Public Rights of Way be valued or devalued in these negotiations? Please consider taking a state wide position for the benefit of all.

Mahalo,

Sparky DCCA Refranchise Oceanic Time Warner 9-09.doc

9-25-2009 Mailto:cabletv@dcca.hawaii.gov

Mr. Lawrence Reifurth, Director, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

Mr. Clyde Sonobe, Administrator Cable Division, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

RE: Oceanic Time Warner Cable's (OTW) Oahu Franchise Renewal

Dear Messrs. Reifurth and Sonobe,

Department of Commerce & Consumer Affairs will grant a cable franchise to Oceanic Time Warner. The public rights of way should be valued as any commercial lease, ground rent plus a percent of revenue. Franchise fees are not a tax but a paid subscriber fee. In order to support continued community success and direct access to PEG resources, we want included in the Franchise contract between the State of Hawaii and Oceanic Time Warner for the use of our public rights of way, provision listed below or there should be NO FRANCHISE TO Oceanic Time Warner.

In order to grant a franchise to OTW the below listed provisions must be included:

*Extend technical assistance to all communities who are currently underserved or underrepresented as to the extent, cost and benefit of the OTW Franchise contract. Extend written testimony deadline 30 each time any material facts are introduced that relate to OTW Franchise contract.

*Removal of PEG Provider Revenue Cap

*Restore 10% of ALL channels Analog & Digital immediately available, accessible and unrestricted to PEG providers

*Same quality video & audio signal for PEG as all commercial channels. NO elevated audio during Commercials day or night.

*Capital Funding to UPGRADE to HD & and maintain, Keep current with all Technology for PEG Providers

*NO "E" Separation from PEG. Strengthen our communities by having Education participate with Community. Allow for a democratic collaboration so together we all win.

*NO FUNDING To HENC (Hawaii Education Network Consortium) without community & PEG collaboration. Let's partner and get strong together. HENCs current funding request makes community weaker while they get stronger. All HENC funding and channel request must be outside of PEG Franchise considerations or fees. Note: Kauai included a provision that all government buildings be wired at no cost and not part of PEG funding steam. We need to follow this example.

*Access to ALL HENC Resources for community use by PEG Providers

*OTW 20% REVENUE SHARING to PEG on ALL revenue sources...pay per view & Packages offered & all cable + internet Advertising revenues

*ALLOW for additional channel space to broadcast ALL PEG Channels and Viewable on ALL ISLANDs

*OTW Pay Full franchise fee allowable by LAW to PEG Provider.

*ALL DCCA rainy day funds distributed to PEG provider if not use.

*10% of Internet Access and revenues to PEG providers and available to each Community Media Center for Community & Student use at no cost (Minimum T-3 Bandwidth) (as the same cable right of way is used to a percent of revenues must be included)

*Allow for PEG Provider to develop Community Media Centers (CMC) in every School Complex Allow PEG to deliver direct services and resources to schools, teachers students & Communities Statewide.

*2 way, LIVE interactive from ALL PEG CMCs Statewide.

*PROMOTE PEG ACCESS CHANNELS on all OTW Cable channels (1000 plays per month per channels) promote the good things in our communities. Community decides content.

*Allow for communities to choose PEG service providers. Link all Islands into one contract to negotiate best benefit for each community and for the people of Hawaii. Allow each community not county to decide.

*NO SEGMENTED Franchise contracts, JOIN ALL PEG provider contracts, STATE OF HAWAII into ONE Franchise. DCCA must negotiate from the communities benefit position to enable our communities and not promote civil disability.

* Closed Captioning funding for ALL PEG channels funded outside of PEG funds. All languages on PEG programs.

*OHA or the Hawaiian Government entity (as part of their land claim), to receive a portion of available channel (a minimum of 10 Channels above 10% allowed to PEG providers, Analog & Digital channels & bandwidth at no cost to or restriction to create commercial and non profit programming for broadcast to all islands and beyond. Allow OHA to develop an economic engine to benefit the host culture. LIVE and two way capable.

*Whereas the franchise is Oahu centric and Oceanic Time Warner represents a nearly exclusive provider of cable services State wide, all islands and communities and contracts should be considered. All islands should have technical assistance to provide information understandable to communities. I believe DCCA and it's Cable Administrator has failed to provide the needed information for communities of underserved and under represented communities to understand the value of our Rights of Way, the benefit and potential lost of the pending Franchise contract. Allow more time to educate the value and cost of the OTW Franchise Renewal process and contract. Extend testimony period a minimum of another 30 days to allow input from all stakeholder statewide as we will all be impacted by the resulting contract.

ALLOW PEG ACCESS MEDIA TO THRIVE by allowing all the above provision to be included in the contract as a minimum.

Mahalo,

James "Sparky" Rodrigues
86-222 Puhawai Road
Waianae, Hawaii 96792
696-2823 home

Cc'd to
Governors' office
All Senators
All Representatives
OHA
Community members

Julianne King
<JulianneKing@hawaii.rr.com
>

09/28/2009 07:17 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Renewal of Oahu Cable TV Franchise

Aloha,

I am seriously disappointed and disapprove of the actions of the DCCA regarding the denial of Olelo's request for use of funds that have been collected for PEG services, also known as "the cap".

This issue is of deep concern because not having access to the full 3% franchise fee has already resulted in a reduction of services at the Community Media Centers and could even cause the closure of certain centers in 2010.

Please, give the money back to Olelo which is the community. It is the law and the right thing to do.

Mahalo,

Julianne King

<jmd5@hawaii.rr.com>
09/28/2009 09:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo

Wow... I am not sure where to begin when I think of how Olelo and the team players there have supported me in learning and putting my project of "Getting to Gratitude" on the air. The beginning film/production class was incredible and I was so excited by all that I had learned, I continued on to another project. With the steady help of the staff, their gentle direction and clear instructions while giving the lessons, I've been successful in creating and bringing a dream to life. I can't thank the Olelo community enough for their love and dedication. The best gift Oahu residents could have is to keep the station running... as a matter if more of anything they need was available... that would be the true gift to the people of the islands.

Thanks to all on staff! I could not have done it without you, this much I know is true!!!

Cheers,
June Dillinger
Founder and Creator
The Benefit of the X (Personal Stories of Gratitude)
http://www.benefitofthex.net/

"Don Honda"
<hondad004@hawaii.rr.com>

09/28/2009 10:03 PM

Please respond to
<hondad004@hawaii.rr.com>

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo

To Whom It May Concern:
I have volunteered at community television from the time Oceanic transferred the community television training and management to Olelo.
Through the years I have noticed some trends that Olelo has done to the community. From my observation, ethnic pride has flourished, involvement in government by the general public has increased. From the time I started to now, the amount of people who watch the community channels has increased. When I first started, hardly anyone watched the community channels. Those that watched a program on Olelo criticized the quality and would not watch it again. I have no statistics but it seems like there is no one I meet now who does not know about Olelo or has at least watched some of their programs and they praise the quality of the programs. Olelo reached out to the communities and got so much people involved that it has become part of Oahu and even has affected the other Islands as well. Olelo has truly been the voice of the community. Please ensure that this voice is not silenced.

'O Wau Iho No Me Ka Ha'aha'a,
Don Honda

joey
<joeysurfahsmoodeez@yahoo.com>
09/28/2009 11:03 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Give what was promised and contracted.

I have recently became a student of the O'lelo media program. one of my goals in life is to create, act, direct, write, co-produce one of the greatest movies in history; at least best film of the year. The O'lelo program has given me the oppurtunity to become aware of the basic necesities needed to reach that goal; mainly because I do not have the finances to pay for the best film schools out there.

When I became a student I learned of this political crime of misdistribution through contractual procedures and am aware that lawyers and judges are mostly corrupted and unjust! I have lost my daughters relationship due to a corrupted lawyer and failed child system and of uncaring judges.

I am a person who will speak strongly against corruption to anybody because I have experienced it first hand and I suffer everyday and night because of the corruption. The monies charged to the public should be used and given for it's subjected purpose and not misused or hidden in the literatures of "Bull Shit" contracts; or should I say legal documentations drafted by an array of evil doers in our corrupted systems.

All I need more to say is that we are all humans but not are all humane; and I believe it is because of the anger generated by unjustice and misappropriated funds(monies) promised and broken promises or simply stated "LIES". It will be your choices to make: be fair and consider the trickeries/intentions or be corrupted and ignore everything that someone or many people are hoping for.

My name is Joey

Kaiser High School
PCNC

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 28 P 3: 27

A___E___P___S___

FILE_____

September 24, 2009

Cable Television Division
Dept. of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96829
E-mail to: cabletx@dcca.hawaii.go

Testimony re: Oceanic Time Warner Franchise Renewal Application

Hello, my name is Dorothy Hall, and I am the facilitator of the Parent-Community Networking Center (PCNC) at Kaiser High School. I am also a resident of the Hawaii Kai community.

The Hawaii State Board of Education (Parent/Family Involvement Policy #2403) mandates that we establish programs and practices that meet the specific needs of our students, their families, and the surrounding community.

In order to encourage more parent and community involvement on our campus, we would like to become more active with video production as a communication tool. Therefore, we urge Oceanic Cable Time Warner to increase its financial commitment to Community Media over the next 20 years, rather than stay with the status quo.

We envision an expansion of the existing Community Media Center (CMC) program to include additional CMC's at new locations, such as one at Kaiser High School. This would strengthen school programs, family practices, student learning, and community ties. Such a center would play an integral role in helping to involve parents and students at all grade levels. Implementation of a CMC here at Kaiser would help to make parents feel welcome in the school, and would enhance ties between school, parents, and the community at large.

Kaiser High School has benefited from a long-standing partnership with 'Olelo Community Media that has been well-documented in our parent bulletin over the years. We are just one of many such examples of community programming. Oceanic Time Warner should take pride in this investment and increase its commitment to community media in the future.

Sincerely,

Dorothy Hall
Parent-Community Networking Center (PCNC) Facilitator
Kaiser High School
394-1200 x-2250
PCNC_Kaiser@notes.k12.hi.us

"McGurk, Meghan B"
<mmcgurk@honolulu.gov>
09/29/2009 11:03 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Franchise Renewal Letter of Support

To Whom It May Concern:

Please see the attached documents in support of the Oceanic Cable Television Oahu Franchise Renewal.

Thank you,
Meghan McGurk
In-Motion Program Coordinator
Department of Parks and Recreation
at Farrington High School
mmcgurk@honolulu.gov
Phone: 554-4858

Olelo Franchise Renewal Support.pdf

Oceanic Cable Television Oahu Franchise Renewal

Questionnaire on Community Needs and Olelo's Services

Residence: Are you a resident of the City & County of Honolulu? ✓ yes ___ no

Part A – Community needs. Select the response for each question that best represents your opinion.

1. The number of channels (4 for Olelo, 1 for UH, 1 for DOE) currently used for programming about and by local schools, government agencies, community agencies and individuals by Olelo are:

✓ about the right number, given community needs

___ insufficient; more channels are needed to meet community needs

___ more than enough; less channels would meet community needs

___ no opinion

2. The financial support provided by Oceanic which is "passed through" to subscribers for public, education, and government access facilities, equipment, and services is:

✓ about the right amount, given community needs

___ insufficient; more support is needed to meet community needs

___ more than enough; a lesser amount would meet community needs

___ no opinion

3. As cable service develops in the direction of digital and high definition transmission, how important is it that public, education and government access (Olelo's) programming is provided to viewers with convenience of access, signal quality, and other technical features comparable to those which are provided for broadcast stations (KHNL, KHON, KITV, KGMB, etc.) and other popular commercial programming?

✓ *very* important

___ *somewhat* important

___ *not* important

___ no opinion

4. The current or existing capability of the cable system to transmit live or recorded video programming provided via the Olelo channels from various sites around Oahu is:

✓ *very* important to meet community needs

___ *somewhat* important to meet community needs

___ *not* important to meet community needs

___ no opinion

5. The availability of public, education and government access programs via live or archived video streaming via the Internet (currently provided through Olelo at www.olelo.org) is:

✓ *very* important to meet community needs

__ *somewhat* important to meet community needs

__ *not* important to meet community needs

__ no opinion

6. On a scale of 1 to 5, (5 being the highest), what is your level of interest in having available for viewing the following types of local programs?

Local government meetings, legislative sessions, county council meetings, neighborhood board meetings, special events, schedules and information about various services? 4

Secondary or higher institutional educational programs (UH/DOE), classes, events, long distance learning and other instructional programs? 5

A variety of shows produced by local citizens and organizations on topics of their choice. For example: local hula recitals or performing arts programs; forums for local political candidates; health , nutrition, cooking and fitness shows; local documentaries; video news coverage of community events; a bulletin board of community events; etc. 5

7. Do you, or organizations you belong to, find it of interest to have facilities, equipment and support available for producing television shows about your organization's activities, to show on a local cable PEG access channel (e.g., channels 49, 52, 53, 54, 55, 56)?

✓ Yes __ No __ Don't Know

8. Are there any other matters that you believe should be addressed through the franchise renewal process to help assure that the Oceanic cable system meets community needs? If so, please comment below (use back of last page if necessary):

Part B – Olelo services. Public, education, and government access services on Oahu are currently delivered by Olelo Community Television.

1. Are you or your organization an active user of Olelo services? ✓ yes __no

1a. If yes, provide any comments you may have on what Olelo services are especially helpful to you and/or what Olelo might do to better assist your productions (use back of last page if necessary): I regularly work with Olelo's education depart. to train the teens that I work with to use video equipment. My teens learn to film & edit video footage of events that are important to them. They film their dance performances & annual exhibition. My teens learn a great deal about what it takes to film & edit during events, in addition to paying attention, leading others, and following direction. This opportunity allows my youth to experience filming & editing that they may never get to experience. It also gives them a voice to express themselves when they are often not heard in our society. It is a valuable partnership for our program (Parks & Recreation's In-Motion Program at Farrington High School) & youth.

~~1b. If no, what services would Olelo have to provide for you to consider utilizing Olelo facilities and services?~~ (N/A)

2. What types of current Olelo programming (or names of specific programs), if any, do you value most (use back of last page if necessary)? The teens & I regularly watch programs that showcase youth & impact education. We watch DOE announcements & interviews with DOE personnel & school events – like graduations, festivals, and dance shows.

3. Are there other services or programming you would like Olelo to offer to better address community needs (use back of last page if necessary)? (N/A)

4. Provide any other comments you may have on how current Olelo services do or do not help to meet community needs (use back of last page if necessary):

Please see attached.

Part C – Other comments. If you have any additional comments not addressed above regarding community needs that you believe should be addressed in the franchise renewal process please note them in the space below (use back of last page if necessary):

Please complete this questionnaire and **return it during this community forum.** If you did not personally participate in the forum, but have seen it on a cable access channel or are completing the questionnaire with an explanation from a forum participant, please fill it out and return it no later than **September 30, 2008** via mail, fax or scanned e-mail attachment to:

DCCA-CATV, P.O. Box 541, Honolulu, HI 96809.
Phone (808) 586-2620, Fax (808) 586-2625.
E-mail: Cabletv@dcca.hawaii.gov

Thank you very much for your participation in the cable franchise renewal process. Please indicate your name, address and phone # below for possible follow-up purposes:

Name: Meghan McGurk Phone: 595-2924

Address: 3159 Kaohinani Dr. Hon, HI 96817

If you represent an organization, an institution, or a division of government please indicate its name below; otherwise write "individual"):

In-Motion Program Coordinator & individual.

September 29, 2009

To Whom It May Concern:

I work with teens at Farrington High School and Kalakaua Middle School to develop their leadership skills and provide them with physical activity opportunities during non-school hours. Over the past two years, we have worked with Olelo Community Television's Mapunapuna Community Media Center to learn to use video equipment to film program events. This educational opportunity, that both the teens and I have experienced, would not be possible were it not for the resources allotted by Olelo Community Television for education. The teens have learned how to use video cameras, how to edit footage, how to pay attention and follow directions, and how to present information in a meaningful and effective manner. It has exposed our teens to potential career opportunities and interests, which could open doors for them in the future and keeps them involved in positive activities now.

It has also given our teens a voice to express themselves and showcase events that are important to them. Through videos of their program events, they can share their accomplishments with their family members and friends. Often, parents are unable to attend performances and program events due to their busy work schedules. The videos of our performances connect them to their families, allowing them to share something that they are proud of with the ones they love.

Olelo Community Television has been a great resource for me as well. Not only does it allows me to expose the youth that I work with to new experiences, but it has taught me to film and edit. This makes me more effective in working with my teens, and gives me knowledge to take through my life. Without the education program at Olelo, I would have never have experienced filming, editing, and creating videos. It has allowed me to see all the resources that Olelo Community Television has to offer the community.

My experience with Olelo Community Television, both personally and through my work, has been very positive. The staff and educators are experienced, patient, and knowledgeable. They are eager to empower the people and to give voices to those who aren't normally heard. Olelo Community Television is an asset to my youth, and a valuable resource to the community, providing us all with the ability to express ourselves through television. Please renew the franchise agreement, so that we can continue to be heard.

Thank you,

Meghan McGurk
In-Motion Program Coordinator
At Farrington High School
554-4858

Tom Galli
<tgalli@chaminade.edu>
09/29/2009 11:22 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:PEG access services

Aloha!

My name is Tom Galli. I am a 14-year resident of Honolulu, a professor in the Communication Department at Chaminade University of Honolulu, and a user of Olelo Community Television's facilities.

Olelo has been a fantastic organization and extremely supportive of my various endeavors. Were it not for their staff and facilities, we (Chaminade's Communication Department) would be unable to offer one of our capstone classes. It is because Olelo allows us to make use of their production studio at the Mapunapuna location that we are able to offer 300 and 400 level classes in studio video production.

Many of my students also provide programming to Olelo, using materials they produced in the course of other classes. Having a route to get such efforts "on the air" offers an immeasurable boost to the enthusiasm and confidence of a beginning producer.

I also make use of Olelo's production van twice per year, covering Chaminade's graduation exercises and airing them live. Olelo makes special effort to stream these events on their website so that parents on the mainland can watch their children receive their diploma.

And, on occasion, I even find time to participate in a video production "just for fun." Again, Olelo is there to support me with outstanding staff and excellent equipment.

PEG Access is an undervalued commodity. We the people are Constitutionally guaranteed access to a free press, but anyone who has ever tried to put their viewpoint in a mainstream newspaper or on TV has discovered that there is no "free" in the free press. PEG Access is critical for that reason. We the people have a right to make ourselves heard. As such, support for PEG Access needs to be expanded.

Olelo as an organization does a fantastic job within the limitations of their charter and funding. Not only should Olelo continue to be the provider of PEG Access for the foreseeable future, their charter should be expanded to include internet services, their funding should be increased to allow for increased community outreach, and the number of channels devoted to PEG Access should be expanded.

Mahalo for your time. If you would like to discuss this matter further, I am at your disposal.

Tom Galli

(808) 735-4897
3907 Keanu St
Honolulu, HI 96816

Raymond Heaukulani
<yellow_mnm@hotmail.com>
09/29/2009 11:32 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject

Olelo is good for the community. It makes great use of its funds please don't take funding away. Having a decrease in service would be a great disappointment to the community. Olelo gives hope to the communtiy that they can make a difference and have their voice heard. Having centers close or having centers provide less hours of service makes it hard on the community. Olelo provides great information and people such as myself watch it almost everyday. I am but one person but I hope I can make a difference in our community. Without Olelo and its services there will be little to hope for. Thank you for not taking our hopes and dreams away.

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Junior Ekau
<ekau.junior031@gmail.com>

09/29/2009 12:21 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise Renewal Testimony

--
Junior Ekau, Jr.
Community Builder IV
(808) 668-2314
Direct: (808) 664-2561
Fax: (808) 668-8811

<img src=

During the period of the current franchise an increase in community programming has shown thousands have benefited.doc

During the period of the current franchise an increase in community programming has shown thousands have benefited (as viewers and community producers) from the PEG access channels.

Public participation has grown because of the broadcasting of legislative meetings and Neighborhood Board meetings. People are really getting involved with their government and within their community; mainly because of the information they received on PEG. Dynamic tool in a dynamic time of change, creating more responsibility and transparency.

During this time of the franchise renewal an opportunity to align the PEG channels for the future needs to take place today. The Decision and order 135, of the Department of Consumer Affairs, giving the cable company the right to use and occupy public places, highways and easements which are limited and scarce nature.

Communities are growing, the population has increased (and continue to increase), highways abound us and with all this expansion so does the parameters of (D&O) 135. The cable company will double and even triple its customer base in the next 10 years.

"Scarce Nature" will be just that. In fairness to the people of this land, the franchise renewal of Oceanic Timer Warner Cable should include the following items

- Provide support for local media centers located in every school complex across the
  Island of O`ahu
- Increase funding for services such as Summer Media Programs and Youth XChange.
- PEG to provide job training opportunities for youth
- More support for community outreach and capacity building efforts
  Video teleconferencing
- Ensure that enough equipment is available to fulfill needs in each community
- Ensure that PEG equipment keeps pace with changes in technology
- Provide the ability for state-wide video teleconferencing and for live interactive
  Testimony during government meetings.
- Ability to video conference from Hawaii to
  other video conferencing centers that could also be used for family members to talk to members in service or prisons on mainland. Community media centers could serve as local hubs for this process.
- More bandwidth should be dedicated to PEG access to ensure that they can use current and future technology.
  Increase funding for PEG so that more can be accomplished
- Offer cable services at a lower cost for low income people
- Create a youth position on PEG providers' boards of directors
- Create a media scholarship program
- Ensure that PEGs are provided with HDTV equipment and the capability to

who hae incarcerated love ones in prisons on the mainland.

My name is Alfred K. Ekau, Jr. resident of the Lualualei ahupua'a of the Waianae moku. I am an associate of the Queen Lili'uokalani Children's Center in Lualualei and my opinions and comments does not reflect the views and opinions of the Queen Lili'uokalani Children's Center or the Queen Lili'uokalani Trust.

I am an active member of Public Access, I am also involved with the youth media training program with Candy Suiso of Seariders Production
I strongly support these additions (but not limited to) to the franchise renewal for your consideration in this process.

Maggie Logotaeao
<mlogotaeao@yahoo.com>
09/29/2009 12:22 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Public Access TV

aloha,

I cannot even begin to tell you how important it is to have public access tv for people like us. The program that I produce on Olelo TV is a half-hour ministudio aimed to women of the Pacific, it is an inspirational program, however; the issues we cover are mostly aimed at building the women of the Pacific especially the Samoan woman. If it weren't for the access to public programming it would have been very hard for us to be able to deliver our message to the women. In our ethnic community, we are the first and only program aimed to the women although there are others of the different indigenous women, this is the first samoan one. We have found having an avenue to deliver our message that would not cost thousands of dollars has been so helpful. This is why I firmly believe that we need this public access channel...

mahalo,
margaret logotaeao
Producer, Tina Tatalo

"DAVID JONES "
<djones5983@hotmail.com>
09/29/2009 01:32 PM

To "cabletv@dcca.hawaii.gov " <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Public Access is a must!

Public Access is a must! This is the voice of everyday people reaching out to everyday people! We must support our public access! THANKYOU David JONES - OLELO HAWAII

Jay_Fredholm/KING/HIDOE
@notes.k12.hi.us
09/29/2009 01:53 PM

To cabletv@dcca.hawaii.gov
cc dylen@olelo.org
bcc
Subject Testimony of behalf of 'Olelo

I am writing on behalf of 'Olelo and its importance to the community.

I am a special education teacher at King Intermediate School. 'Olelo has developed a program to work with special education students on the use of various types of video equipment and in developing a program where the students are able to involve themselves in producing a product from start to finish that is relevant to their circumstances. My students are fortunate to have the opportunity to participate. What the program has provided has been invaluable and has been a motivating factor for the students. I do not believe that this type of program is available through any other organization and it needs to be continued and expanded to include more students with special needs. Funding should not be capped or removed or it will be impossible for 'Olelo to provide for this aspect of its mission to be a voice for the public in our state. The impact goes far beyond what is simply shown on the 'Olelo channels on television. I believe that the mission they have taken on to provide for our special needs students needs to be continued and enhanced.

Jay Fredholm
Special Education Teacher
King Intermediate School

Karen Umemoto
<kumemoto@hawaii.edu>
09/29/2009 02:50 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Support for `Olelo

To whom it may concern,

I am writing as a concerned citizen and educator to express support for the valuable programs and opportunities that `Olelo provides and my concern regarding the Franchise Rewal. Community access in the form of `Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. I have not seen a more dedicated staff committed to public outreach and training, particularly among underserved communities whose voices are even more important to air. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai`i and which invigorates the spirit, especially in these uncertain and difficult times.

Thank you very much for your consideration and thoughtful deliberation.

Karen Umemoto

Karen Umemoto, Ph.D.
Professor
Department of Urban and Regional Planning
University of Hawai`i at Manoa
2424 Maile Way
Honolulu, HI 96822

"Chris"
<cchun@alohaharvest.org>
09/29/2009 03:09 PM
Please respond to
<cchun@alohaharvest.org>

To <cabletv@dcca.hawaii.gov>
cc <info@olelo.org>
bcc
Subject Cable TV Testimony Letter

Please find attached a letter of written testimony. Mahalo

Chris Chun
CO-EXECUTIVE DIRECTOR

Direct 808-695-4331
Cell 808-271-6547
Fax 808-356-3374

alohaharvest

3599 Waialae Ave., #23
Honolulu, Hawai'i 96816
Main 808.537.6945

www.alohaharvest.org

Partnering with You to Feed Hawai'i's Hungry

DCCA written testimony 092909.docx

alohaharvest

Partnering with You to Feed Hawaii's Hungry

September 29, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P. O. Box 541
Honolulu, Hawaii 96809

Aloha Harvest is a small non-profit in our local community that has received tremendous benefit from the opportunities that public educational access through Olelo's many services has provided to our organization thereby widening exposure and awareness about Aloha Harvest to our community.

I would like to provide this written testimony in support of an increase in funding to open more Community Media Centers on Oahu and would like to be assured that the existing community media centers are not closed.

I would further like to request that capital funding be made available to support the migration to High Definition Television by Olelo and that access channels should be accessible in the same manner as local network affiliate channels and that lesser viewed channels not be mired in a myriad number of difficult steps for access which will make it extremely difficult for the elderly and physically challenged in our community.

Further, I would like to request that two statewide channels be made available for Access programming and that these two channels be in *addition* to channels allocated to Oahu access programming thereby insuring greater access to a wider number of community members.

Mahalo for your consideration,

Chris Chun

Chris Chun
Co-Executive Director

Pam_Hirata/KING/HIDOE@notes.k12.hi.us
09/29/2009 03:27 PM

To cabletv@dcca.hawaii.gov
cc dylen@olelo.org
bcc
Subject Testimony on behalf of 'Olelo

'Olelo has reached out to the students at S. W. King Intermediate in various ways. As a special education teacher I would like to share with you how 'Olelo has touched the life of one of my students.

I have a student with autism who is a very talented artist. He is in a general education art class which is a great way for him to develop his talents. However, he started working with Oleo at the end of summer and has had the opportunity to explore other avenues for expressing his artistic talents. He has been required to interact with a small group of other students and adults outside of his class while learning to use various types of video equipment. He will use his new skills to create a piece from concept to production and editing. This would be a big deal for any child, but for a student with autism this opportunity is huge! I do not know of any other organization that provides this kind of opportunity for students with special needs.

It is vital that the public, education, and government funding stay together so that resources are available to develop more programs like this. Funding should not be capped or should be increased so that 'Olelo can continue the wonderful work that they do.

Pam Hirata
Special Education Teacher
S.W. King Intermediate School

"Anjj Lee"
<anjj@anjjlee.com>
09/29/2009 04:18 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject testimony for OLELO franchise

To the DCCA and whom it may concern,

I would respectfully like to submit testimony on the OLELO franchise AND PEG funding

I have been a producer/director/camera/editor for olelo programming for almost 20 years. I've seen the gradual improvement of services and even the level of programming submitted by olelo clientele and community, no doubt, attributable to monies allotted for services.

I have a regular show on olelo called "jammed up with anjj" which is a music magazine that I co-produce with Diego Cadiente an avid volunteer who submits and assists with numerous programming and has received the volunteer of the year award for 2+ years straight. We really enjoy and value the sevices that Olelo provides and would not like to see a decrease in services.

I certainly believe that olelo could use the entire funds collected for franchise fees and deserves to have them, but as I am just a producer, I do not know how Olelo spends it's money and what priorities Olelo has regarding spending and I would need to see an itemized budget to be more educated on the matter.

Here are some issues that are VERY IMPORTANT TO ME and I request that the DCCA take this into consideration:

1. I would like to see PEG keep it's 6 channels of programming and NOT be allowed to add "OR STREAMS OF VIDEO" to the description of how the public is to be served through the manner in which programming is distributed. Here's why: Streams of video would be a downgrade of services to clients, not an increase. Each TV channel (Olelo currently has 6) can be converted into 5 HD video streams - OR - 30 low resolution (like you tube) streams. If they are only required to give the public 3 streams, our programming will not have the quality that commercial tv has, and that would certainly hurt the public. An organization known as CMPA has educated me on this matter. Please refer to http://www.archive.org/details/FranchiseFactsIv to watch the video.

2. TV's are converted/ing to HD - we need HD cameras and according to rumor, Olelo has them but they are not for public use...yet. I'm assuming they need to train staff and create a way for clients to use these valuable assets while limiting their chances for losses from clients who may accidentally break stuff or misuse equipment. This will mean more funds are needed for training, maintenance and equipment. If the public is able to keep the channels, HD streams will be something clients can take present their programming on and will need to be able to use and access HD cameras.

3. I would like to request at least 2 PC computers with Adobe Premiere software. (So people like myself don't have to edit at Olelo, we can edit at home and don't have to jump through loop holes to have someone from the media center try to make our file readable/accessible to mac computers) I

think resources should reflect client needs. Most people have PCs. It would be nice to be able to have the ability and knowledgeable media staff able to help with PC editing as well.

I would like to respectfully thank the DCCA for their time and consideration of these matters.

Aloha, Angela Elbern (808) 951-9876

winmail.dat

malamapono@aol.com
09/29/2009 05:56 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Renewal of Oceanic cable franchise

Aloha,

Please accept our testimony on the proposed franchise renewal. If you have questions, please contact us at 235-8111 or 226-4195.

Mahalo,

Mahealani Cypher
Ko`olaupoko Hawaiian Civic Club

* * * * * * * * * *

KO`OLAUPOKO HAWAIIAN CIVIC CLUB

September 29, 2009

Cable Television Division
Department of Commerce & Consumer Affairs
Post Office Box 541
Honolulu, HI 96809

Re: Renewal of Oceanic Time Warner O`ahu Franchise

Dear Sirs:

On behalf of the Ko`olaupoko Hawaiian Civic Club, I strongly urge you to consider requiring several adjustments to any new franchise you may grant to Oceanic Time Warner in response to its application for renewal.

The Ko`olaupoko Hawaiian Civic Club represents native Hawaiians and others from the nine ahupua`a around Kane`ohe bay: Kane`ohe, He`eia, Kahalu`u, Waihe`e, Ka`alaea, Waiahole, Waikane, Hakipu`u and Kualoa. Among these are many individuals and

families who are elderly, disabled, and on fixed incomes. Many would be isolated from the broader community if not for their connection to the services available through cable broadcasting. Technology, as such, has evolved to the point where all who wish to have television news and programming must be connected to a cable service. Cable television has become an essential part of the health and welfare of our communities.

This is also true of native Hawaiian families and others who live in isolated communities on the neighbor islands, whose primary televised connection with the world around them has become cable services.

We ask that your agency give consideration to the following requirements that should be attached to the licensing of any franchise for cable service on O`ahu:

1) Cable service rates have risen dramatically, even while the technology has evolved and become more stabilized and cost-effective. We urge that these rates be revisited by those who review cable service rates, and adjustments be made to reduce rates for all classes of customers. There should also be a lifeline rate for those on low- or fixed incomes.

2) The franchisee should be required to establish regional video-conferencing centers throughout the islands, to enable customers on all islands to participate in community forums and other events of statewide impact. In this electronic age, there is no reason why more of these video-conference centers should not be available to the community and government agencies as well. During legislative sessions, there should be video-conferencing capability to enable neighbor island residents to participate in hearings if they cannot travel to O`ahu. At the very least, a video-conferencing center should be established by the vendor wherever a studio currently exists.

3) The franchisee should be required to upgrade all of the `Olelo system to improve both televising capability as well as studio capacity and accommodations. We were deeply disturbed to learn that Oceanic does not plan to make any improvements despite the enormous profits they are making from this cable franchise. It was equally distressing to learn that serious consideration is being given to allocate much of cable revenue resources to one consortium which may result in closing of some community media centers. The public airwaves belong to all of the public, and access should not be limited by political or commercial favoritism. The franchisee must be required to provide funding and services to support public access community television.

We have enjoyed the wide range and diversity of community programming that has occurred on `Olelo in years past, and we are deeply concerned that – given a renewal of this franchise without additional conditions to protect and strengthen community access to `Olelo – the beneficial value of the public's voice on community television will be diminished.

We strongly urge that you include our recommended conditions to any renewal of Oceanic's franchise to operate on the public right of way.

Mahalo for this opportunity to offer our mana`o.

Me kealoha pumehana,

/s/ MAHEALANI CYPHER
President

P. O. Box 664
Kaneohe, HI 96744
Ph. (808) 235-8111
koolaupokohcc.org

renewal of oceanic cablevision franchise.docx

niles kalia
<gratebhu@gmail.com>
09/29/2009 06:56 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject more cable access

I have in the early days, before the creation of Olelo, took part in the public access. At that time was just Pat, Kealii, and our first teacher Greg Socer, who has now moved on I suppose. Does anyone recall the surfing show H3O? With Mark Foo and top gun surfer Gomes, produced then by Greg Socer. At that time it became aired nationally or at least outside of the Islands. The point being it is about crossing boundaries in the art of communication, which should never be limited to and at the monopoly of one entity bent alone on suffocating expression and demanding huge profit, with little to show in return except ever increasing cable bill, disrespect for humane concepts, purposely misleading information and more and more commercial interest.

We have seen the nature of broadcasting change a lot since those times and indeed even recently. Now what was the unthinkable sinks into our homes and consciousness with sexual advertisement and programming that only last year was limited to after hours on a few channels. Now thanks to commercial interest (not public) our children can learn how to sexually stimulate themselves by watching afternoon and soon morning T.V. This is a crude example of course, while there are yet many civil, entertaining and informative programs(at least for now not targeting our animal and consumptive impulse).

It is so disappointing to have your family, community and society constantly mislead and disrupted by those who are appointed to a position of trust that today it is an absolute necessity, that in order to be informed, the public must have its right. This goes also in the the sense of creative endeavor. I mean after all the public is not a handful of Hollywood moguls, movie stars, politicians or corporate executives.The public needs of media are definitely not fulfilled by this criteria, which lies in the interest of a very chosen few as we all too well know.

The need is for education, open dialogue and working to better understanding and harmony in our human world. It is very much like court where all evidence needs presentation. There can then be fair judgment of facts with less dogmatic bias. What strikes us in this regard as a nation of such opulence we seem so poorly educated about our world relations and environment outside of campaign slogans.

I could go on about the psychological damage of commercial programming and other things which are probably just repeating what has already been said by others. But suffice to say my vote is definitely for more expansion on public access and not cheating people of their lawful if not God given rights to speak for themselves. In all fairness don't get me wrong we are not against profit or commercial television but the public sector should be on equal footing so the choices are at least represented especially if the public is (in more ways than one) paying for it.

N. Robinson Wai'anae Hi.

Annie Moriyasu
<anniemoriyasu@earthlink.net>

09/29/2009 08:36 PM

Please respond to
Annie Moriyasu
<anniemoriyasu@earthlink.net>

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Hold back of PEG $

Dear DCCA,
It is unconscionable that the DCCA is withholding the 3% franchise fee from Olelo. As a newly minted community access producer,I see where the money goes and it needs to go where it was intended---NOT to the DCCA to withhold from services for producers! Release the money! These are bad times for everybody but withholding it from Olelo hurts the community's voice.

Sincerely,

Ann Moriyasu
808 778-6698

Mary Lacques
<hokuokekai50@msn.com>
09/29/2009 09:11 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony for Franchise Renewal

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawai`i 96809

To Whom It May Concern:

Aloha, my name is Mary Lacques and I am a resident of Hale`iwa. I am writing testimony is strong support of continued and enhanced public access programming in regards to the eminent renewal of the franchise agreement between Oceanic Time Warner Cable and the State of Hawai`i.

I have recently completed the Beginning Video Production Workshop at the Olelo Community Media Center in Kahuku. I am in the process of completing my public service announcement for my employer, Honolulu Community Action Program Head Start. The experience has been challenging for me, but the knowledgeable and patient staff at Kahuku, as well as the Wahiawa Center has empowered me to overcome my "techno-phobia". My favorite aspect of these Community Media Centers is the inter-generational mingling that I've observed at each location.

I've always considered myself to be an "Olelo addict" and have learned so much about this beautiful island chain and our Pacific Island neighbors, as well as timely international issues because of the diversity of programming offered. This diversity is a reflection of the population residing in Hawai`i.
I admit to attending fewer meetings and community events the last few years knowing that someone from Olelo is probably taping, and I'll be able to see it at a later date. I am motivated to write this testimony for the residents that aren't able to get in a car and be at these gatherings here on O`ahu: the elderly, young people, house-bound citizens. Olelo is such a vital link to present day events as well as cultural connections from the past.

As I educate myself on the particulars of the franchise renewal agreement, there are several points that absolutely must be considered in the contract. I support the following reasonable premises:

-A twenty year franchise agreement is far too long without a periodic review in this "explosion of new technology." The agreement should be no longer than eight years, with five years being preferable.

-Inter-island connectivity must be provided. Oceanic must be required to install a high capacity broadband network that would allow video conferencing between islands. This would enable people from other locations to interact at meetings or even hearings, eliminating the expense of airfare, hotel accommodations and car rentals.

-Our community is growing, it is vital that Olelo be a part of this growth. If Oceanic is installing the latest technology, Public Access should also be upgraded. Olelo should be able to provide more bandwidth for high definition programming, video on demand, live broadcasting from our centers and have the ability to embrace any future technology. Oceanic should not be allowed to pass this cost to their subscribers. Their enormous profits should be used to enhance our public access network for the use of our public right of way.

-Hawaii Education Network Consortium ("HENC") should not be allowed to take money away from Olelo. HENC is asking to be separated from PEG (Public, Education, Government). But as several testifiers stated at the public hearing, "across the nation, whenever education is separated, the public suffers." Olelo is presently servicing our youth and schools. HENC would not fill this void.

-Retain Olelo's six channels with the understanding that more channels may be added when the need arises.

-English as a Second Language services and programs should be provided at all PEG facilities. Multiple language programs with open captioning should be mandatory.

I thank you in advance for doing the right thing by supporting the people of Hawai`i and beyond, by protecting and enhancing OUR airwaves. The power lies with you at the DCCA, not with Oceanic Time Warner.

Please contact me if there is anything I can do to assist with this process.

Sincerely,

Mary Lacques
P.O. Box 14
Hale`iwa HI 96712

"Noboru Taketa"
<taketan001@hawaii.rr.com>
09/29/2009 12:49 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject testimony for preserving channels and funding to community television stations

I have been a producer of program with a series of many speakers on Buddhism for a few years. We have featured speakers from Hawaii, the mainland US, Canada, Japan and sometimes from Brazil, Europe and even Australia to enlighten not only Buddhists but whoever is interested to help them to understand themselves, to lead happy, harmonious lives and finally to die in peace..

Buddhism has been greatly misunderstood by the general public but there is a lot of interest among the educated. In fact now every university in the US that has a religion department teaches it.

Buddhism was introduced to the West in an understandable way during the postwar era by Dr. Daisetsu Suzuki, an enlightened Zen practitioner and scholar. It has attracted not only the educated people but knowledgeable Christian clergy men. Dr. Allan Watts, who was a Anglican chaplain at Northwestern University were and a Catholic monk, Thomas Merton, from the Getsemane monastery on the east coast were followers of Dr. Suzuki. Both men wrote books on Christianity and Zen.

Merton called Dr. Suzuki one of the three great men who emerged during the postwar era although most people don't know of him. Dr. Albert Einstein and Mahatma Ghandi were the other two.

British historian, Arnold Toynbee, called the introduction of Buddhism to the West the greatest event of the twentieth century. Probably because Buddhism was a new kind of religion that was not in conflict with science. It was compatible with any fundamental truth.

Buddhism represent another choice for those who cannot follow the other religions. It is a religion of understanding and peace and does not exclude anyone

Zen and other traditions of Buddhism such as Tibetan, Soka Gakai International and Vipassana or Insight Meditation are slowly spreading through out the world.

The teachings of the Buddha and Jesus Christ are very similar.

One of the reasons for this program on Olelo is to correct the misunderstandings of Buddhism which is prevalent in our community. Another is to allow many people who think like Buddhists to identify with and lead them to the sources to learn more. Also it was for those Buddhists who were unable to attend the lectures given at the different temples and see them from their homes.

Our community needs values such as honesty, respect for all, wisdom, compassion, freedom from ignorance, anger and greed, etc. Buddhism is another way of leading our people to these values.

At one time this program was shown on community stations Akaku on Maui, Na Le O' Hawaii on the big island and Hoike on Kauai in addition to Olelo on Oahu. Due to growing number of producers on the each island gradually the programs stopped on Kauai, Maui and Hilo and Kona to give priority to the local producers.

On Oahu we were fortunate to have a regular time on prime time. However due to the growing number of producers we have been told that this arrangement can no longer continue in the same way from the coming year because the station did have adequate channels to accommodate everyone. All producers are facing the same problem.

With all the channels and the funding allowed Olelo in the original contract with the cable company our

messages could continue to be available to the public.

Our plan is to continue this program on Olelo and when possible to reactivate it on the other islands.

Community television is the only feasible way for us to share our understanding of life and death and be of help to all.

Noboru Taketa

Producer forf Olelo station

□

"Jo-An C. Goss"
<gossj002@hawaii.rr.com>
09/29/2009 08:05 AM

To <cabletv@dcca.hawaii.gov>
cc 'Olelo Community Media <info@olelo.org>
bcc
Subject Oceanic Time Warner Franchise Renewal

Aloha!

I am writing in support of increasing public access and funding for 'Olelo Community Television's initiatives and programs.

I am a retired DOE schoolteacher and librarian who understands that it is vital that Hawai'i's residents have opportunities to interact and discuss issues via public access avenues without having to leave their home sites. We need parity across the islands so that all students have equal access to interact locally and globally with experts in different fields as well as their peers. That means expanding the existing number of statewide channels. Students want to benefit from exceptional educational programs which 'Olelo already provides, and these younger learners are requesting improved and expanded access through various forms of public networks. For example, 'Olelo's channels host experts in the field of Science, Technology, History, Culture, and Language, and viewers are requesting increased access to similar programs where unique resource personnel can share their knowledge in their specialized fields.

For the last seven years of my teaching career, I was a State DOE Resource Teacher in the Hawaiian Studies and Language Programs Section. I worked with the elders, or kupuna, in elementary schools as well as the Hawaiian Language Immersion teachers and students across the state. There is a great desire and need to document our kupuna who lived at a different age and time before these living treasures pass on. Our Hawaiian language learners want to hear about these kupuna in both the English and Hawaiian language, and they want to interact with others in the Hawaiian language about contemporary cultural topics via public access channels. It is especially important to provide these services during these challenging economic times when families are seeking out public access options such as 'Olelo channels.

I personally have benefited from 'Olelo public access channels and programming. I have taken courses on the operation of Studio and Camera, iMovie as well Final Cut Pro software, Producer I and II, and Screenplay I. For the last five years I have been a volunteer producer of the Hali'a Aloha Hawai'i oral history project for 'Olelo Community Television, Mapunapuna, and I am presently finishing up my seventh oral history. 'Olelo provides the necessary camera equipment to do video shoots, edit bays, stellar supporting media specialists, and public broadcasting of these videos, yet we need to reach out to more individuals to do oral histories.

Access channels should be accessible similar to local network affiliate channels. The public wants quick and easy access rather having to take extra steps to navigate through layers to view channels. Residents also expect that the picture quality be equal to other affiliate's channels. Therefore, I support 'Olelo's plan to migrate to High Definition Television and to upgrade 'Olelo's current fiber connection to support Advanced Television Systems Committee (ATSC).

I highly support 'Olelo's vision to expand in order to meet the present demands and be poised to provide for future community needs. I urge you to grant 'Olelo the funding, upgrade, and increased access proposed by 'Olelo Community Television. They need this funding and support more than ever with the Department of Commerce and Consumer Affairs' denial of 'Olelo's access to the full 3% that fee would result in a reduction of 'Olelo's services.

Mahalo for the opportunity to testify.

Jo-An Goss
21 Craigside Place #4E
Honolulu, HI 96817
523-5587

michaeltaleff@aol.com
09/29/2009 09:14 AM

To cabletv@dcca.hawaii.gov
cc governor.lingle@hawaii.gov
bcc
Subject

Wish to voice my support for Olelo, and have attached a letter of support.

Thank-you,

Mike Taleff, Ph.D. letter Olelo support.doc

September 29, 2009

Dear DCCA:

Am writing to voice my support to Olelo TV. Particularly to continue funding to this find organization. Perhaps Time Warner could share some of its enormous profits, and Hawaii Education Network Consortium could not cut in Olelo's funding as well.

Would suggest DCCA review PEG every five years to insure Olelo's technology keeps pace with advancements. Do no give Oceanic a 20 year contract please. Keep PEG together, and consider an inter island high capacity broadband network. In addition, provider media centers the capacity to transmit live television, and retain, not restrict the current six channels allocated for community services.

Olelo is a singularly important communication outlet for Hawaii. Please offer all the support possible.

Respectfully,

Mike Taleff, Ph.D.
500 University Ave. #1118
Honolulu, HI 96826
michaeltaleff@mac.com

"Walter F. Dulaney"
<dulante@hawaii.rr.com>

09/29/2009 09:45 AM

Please respond to
"Walter F. Dulaney"
<dulante@hawaii.rr.com>

To <cabletv@dcca.hawaii.gov>

cc "Grace Humerickhouse" <humerickg001@hawaii.rr.com>, "June Sandrich" <jsandrich@hawaiiantel.net>, "George Kon" <lotech.hizest@gmail.com>, "Antonia Alvarez"

bcc

Subject Oceanic Time Warner's bid for renewal of its Oahu Cable TV Franchise

To Whom It May Concern:

As co-founder of the Alliance for Drama Education, and at the request of my Board of Directors, may I testify that 'Olelo has provided significant help in bringing the work of our 29-year-old organization to wider public attention. This not only allowed us to report on the expenditure of public donations, but to illuminate the courage and artistry of T-Shirt Theatre's inner-city, student playwright-performers.

'Olelo has similarly provided a forum for illuminating those "potholes" in Paradise, which elementary, middle and high school youngsters must avoid to sidestep tragedy and to maximize the impact of their talents. The response to 'Olelo broadcast panels, production, discussions, etc. has amazed us. Immediate "I saw your show" response can resonate for a year after initial showing.

Oceanic staff's concern with apt telling our tales, and the hospitality they bring to collisions with frightening technology - nudge the essence of Aloha Spirit. Although I'm unfamiliar with the funding and met/unmet needs of 'Olelo service, I've collaborated enough to recognize that each employee wears several hats and works well-beyond the clench of time clock.

As an educator I must particularly applaud the Big O's determination to enfranchise young people with skills in organization while mastering evolving technologies that can carry them forward to secure educational opportunities and employments. Even my shyest new American colleague has left 'Olelo encounters with a feeling respected and successful.

It's always exciting to uproot the status quo and embark on new ventures. But as you deliberate renewal of Oceanic Time Warner's Franchise, I trust you'll carefully weigh their proven track record in helping citizens of the most isolated population center on Earth, weave evolving ohanas. ... Gratefully submitted by Walt Dulaney [dulante@hawaii.rr.com]

1848 Kahakai Drive, Honolulu, Hawaii 96814
(808) 941-9311

Jeff and Linda Lowe
<jefflindalowe@msn.com>
09/28/2009 06:52 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Support for Renewing Oceanic Cable Franchise

I would like to express my support for the renewing Oceanic Cable's Franchise and continued funding of 'Olelo Community Television.

'Olelo is one of the most practical applications of the American principle of free speech to be found anywhere, something Hawaiians should both be proud of, and continue to support. We are viewers of 'Olelo channels, and volunteers there.

We believe 'Olelo has done an outstanding job of coordinating the communication needs of the public, the government, and education in reaching the Oahu community, and we would like to see continued financial support of this structure.

Jeffrey and Linda Lowe
Kailua, Oahu, Hawaii

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CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 29 P 2:05
A___E___P___S___
FILE___

1. THE LEAGUE OF WOMEN VOTERS OF HAWAII

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541, Honolulu, Hawaii 96809

Testimony on the Application for Cable Franchise Renewal by
Time Warner Entertainment Company, L.P., through its
Hawai'i division Oceanic Time Warner Cable

Dear Mr. Sonobe,

The League of Women Voters of Hawaii believes that the provision that the cable companies share some of the proceeds from their business of providing cable service to the residents of Hawaii with the community via their funding of our public access stations and providing television channels for our use has been the best deal possible for all concerned. The cable companies get to use the public airwaves and rights of way in their business ventures, and in exchange, they pay a fee which goes to our public access stations which administers the PEG program and provides the facilities, the equipment, the knowhow, and the means to help individuals and organizations produce and air their productions sharing their knowledge, their talents, their ideas and even their phantasies with members of the public. Besides being consumers of information and entertainment, they now have the opportunity to be the providers also. It enables our students to develop an interest in the technologies available to them in the communications field, but which is more important, the need for good communication skills, speaking and writing, become apparent to them as they develop their technical skills.

We thank and applaud Oceanic for their cooperation in allowing 'Olelo to use the funding from the fees to enhance its capablities for giving voice to our citizens thus far, but view with great concern, their attempts to limit the benefits in the new franchise agreement.

The League of Women Voter's involvement with 'Olelo goes way back when Oceanic allowed us to produce weekly shows using our own crew who learned the craft by hands-on experimenting when the simple equipment allowed such learning. We then helped the 'Olelo staff begin the "Candidates In Focus" program and even helped the candidates prepare for the taping.

In recent years, we have used 'Olelo's services and facilities for programs aimed at providing information on current issues. Many of these are focused on elections and election campaigns and take place during the pre-election months. 'Olelo's theme during that season centers around providing candidates the means to communicate with their constituents, the members of the public, to voice their positions on different ballot issues, non-profit organizations to present forums and debates on these issues, and the members of the public a source of good information to help them make wise choices when they go to the polling booths.

49 South Hotel Street, Room 314, Honolulu, Hawaii 986813 Ph. (808) 531-7448 Fax (808) 599-5669
Website: www.lwv-hawaii.com email: voters@lwv-hawaii.com

Through the years, we have been able to share debates and conferences and forums on different issues with members of the public beyond those who attend the live events because of 'Olelo and the other access stations. In 2004 we developed a program which included national experts on the importance of judicial independence with the help of the major organizations in our legal community here which was shown repeatedly on 'Olelo and the other access stations In 2005 , together with the Hawaii Institute for Public Affairs, we presented a debate on the Akaka Bill which was viewed widely and repeatedly by members of the public In 2008 we were able to bring a debate on the highly controversial heavy rail as the solution to alleviate our traffic problems which included a Q&A session and have it aired on 'Olelo's channels. These and other similar programs would only have been one-day events with limited audiences except for the availability of the access stations.

The five permanent channels and the temporary sixth channel are not sufficient to meet the present demands of the public for air time. With growing interest in the services 'Olelo has to offer, the demand for more channels will only grow even if video on demand and other innovations make viewing selected programs at one's convenience possible. Besides, we have not taken advantage of all of the opportunities offered by PEG access programming. One glaring unmet need is for more transparency for legislative proceedings. With only limited cable coverage at present, most of our citizens can only view a small part of the process in action. What we need is the gavel-to-gavel coverage that we have for the Honolulu City Council, which would necessitate at least two more stations. It may not be financially feasible for the Legislature to put more funds into the cablecasting of more of the proceedings at this moment, but we should not be accepting a cap on the number of channels which would prevent the expansion of that program. Another immediate possibility would be the development of educational programs by DOE to be aired to help our students explore new ideas, keep abreast of current events and issues, or review certain writing and math skills during the days when teachers are on furlough. It would help caregivers and the special classes set up by nonprofit organizations to fill the need for childcare.

Remember, the original suggestion was for 10% of all the channels available. Five channels is just a small percentage of the number the public would be entitled to under the original understanding. As it is, the six channels (one temporary) available today are not sufficient to meet the demand. And the day will come soon, when we will need a dozen or more stations. The cap should remain the original 10% with the channels being allocated to 'Olelo as the need arises. The fact that Oceanic enjoys the status of being a monopoly should not lead to reduced benefits for the public. One of DCCA's responsibilities should be to make sure that the lack of competition for Oceanic does not lead to lack of enhancement of benefits to the public commensurate with the growth of Oceanic's business based on improved technology, newer innovations and population growth.

We concur completely with the suggested need for two statewide channels over and above the present channels. With Oceanic enjoying a monopoly on cable service in this state, the request for statewide channels is reasonable and fair. When the League of Women Voters, in partnership with the Hawaii Institute for Public Affairs, and in part with the William S. Richardson School of Law, produced a series of three events to bring information about constitutional conventions to aid voters in deciding whether to vote to hold a ConCon or not, all of the information was meant for voters throughout the state. In order to disseminate all of this information, we needed to get our local Leagues to contact their access stations to schedule tapes of these events for airing. Clearly, this was a state issue, and these events should have been aired on statewide channels. Our neighbor island voters deserve to get the same information at the same time.

Miss Lopez mentioned in an article in the Honolulu Advertiser, the benefits of interisland connectivity.

League has been grappling with improving access to government for our neighbor island citizens, and the ability for someone to go to an access station site and be connected to a meeting of the Board of Education, or a committee hearing at the legislature and actually be able to testify via video teleconferencing certainly opens the door to government access for many who can now only get the information from the media, or through the selected airings on the access station channels. This possibility only brings our communities separated by water together as one whole community,

Finally, we mjust congratulate those who have directed the growth of 'Olelo from the first few years when it occupied the second floor of the Sony building nearby with its rickety floors to what it is today, fully equipped with more sophisticated equipment and offering the myriad of servces that it does. It has increased the number of community media centers to respond to the needs of people, especially students, for centers in their own neighborhoods to make them more accessible. It has broadened its mission of enabling people and groups to make use of its facilities, equipment, and its training program to produce shows – speeches , forums, entertainment, hobbies, travelogues, etc, to share with the public through 'Olelo's channels. From training people to acquire the technical skills to produce shows, to setting up programs like the Mini Studio which allows for taping a thirty-minute program with a minimum of training, for setting up Executive Productions which make possible ambitious undertakings knowing that the viewership will be large enough to warrant the effort, Capitol Commentary which brings legislative issues to the public, the video-on-demand service, programs like Candidates in Focus which allows candidates for public office to tape their messages to voters to solicit their support, and offering so much more to empower people, 'Olelo has become an indispensable part of our community. The League of Women Voters can honestly say that most of what we have achieved has been done with assistance from 'Olelo or has been enhanced by access to its channels and its services.

As you consider the terms of Oceanic Time Warner Cable's franchise renewal, please remember that the state, and therefore its people, are sharing what belongs to all of us, the airwaves and the rights of way without which Oceanic could not do business, and that the fees it would pay the public must be fair, not only to Oceanic but to us, the public. The 5% of all revenues which is allowable under the terms of the original contract should be the fee for the franchise. We hope that the agreement you sign, will not force 'Olelo to retrench on its programs and services to members of the public, but will allow it to keep up with the rapid growth in technology and the many innovations that will expand the field of communications so that we, the public, will not be left behind.

Sincerely,

Piilani Kaopuiki

Piilani Kaopuiki, President
League of Women Voters of Honolulu

Jean Y. Aoki

Jean Y. Aoki
Past Legislative Liaison
League of Women Voters of Hawai

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 29 A 8: 53

A___E___P___S___

FILE_____

September 15, 2009

Cable Television Division
Department of Commerce & Consumer Affairs
P.O. Box 541
Honolulu, HI 96809
Fax: 586-2625

Subject: Oceanic Time Warner Cable franchise renewal

Aloha, my name is Daryllin Cornelison. I am a resident of Waianae and current Oceanic Time Warner subscriber. I come from a humble, respectful, giving, family oriented community that continues to be shunned, discounted, disregarded, and silenced by non-Waianae residents who are quick to judge yet slow to hear our words regarding our community.

Individuals like Council Member Nestor Garcia are given numerous opportunities throughout various mediums, which are paid for by citizens and entities alike, to make known their opinions and views of whatever issues they wish to address. I consider these officials very fortunate that they are in a position to have their voices heard loud and far, because everyday citizens like myself, are left with hardly any avenues to express our first amendment right to freedom of speech. Mr. Garcia is not me, does not speak for me, he does not even represent my district, so why should my voice be muffled or completely silenced because people like him wish to diminish the services provided by PEG Access?

What would diminished PEG Access look like? Well, if Mr. Garcia got his way, one such thing would be to split PEG (Public, Education, and Government) into separate P, E, and G parts, thereby giving specifically to the G portion: more funding, more services, more programs, more manpower, more equipment, multiple dedicated channels, and an overall higher priority than mainly the Public but also Education access. This is not only unfair since the bulk of programs are produced and submitted by the Public but also counter-productive since PEG Access is supposed to give individuals and organizations a platform to voice and view an array of digital discussions happening within their community as compensation for allowing cable companies to use the public rights of way. This split would create an enormous amount of waste, inefficiency, and bureaucracy as each portion would become separate entities each requiring their own equipment, channels, training, staff, facilities, funding, management and policies. The growing collaborative efforts happening amongst individuals and organizations within PEG would be gone and the Public's platform to exercise our right to freedom of speech will eventually vanish as larger numbers of people are stuffed into smaller digital passageways, making us the most underserved and underrepresented group within PEG Access.

Despite the worst economic environment seen in decades, Time Warner Cable, the second largest multiple service provider in the nation, was still able to generate over $1 billion of free cash flow in just the first half of the year alone. Their vision "for making content available on any screen, any time and any place its customers want to view it" will continue to propel them to higher rankings, deeper subscriber penetration, and unprecedented revenues, especially in situations like ours where they are about to be given an extension to the monopoly they hold in our state while using resources paid for by the public.

So, if Hawaii's Cable Television Division truly believes they are here for the public's best interest, then I do not see how reducing, cutting, removing, dropping, or cancelling any current services provided by Olelo for PEG Access is in the public's best interest. To this end, I expect the DCCA to negotiate on my behalf:

- A Cable franchise contract that is no longer than 10 years
- That PEG be kept as a whole
- The maximum funding allowed for PEG Access (the higher of state or federal laws)
- Revenue sharing for all sources generated from use of public rights of way
- The immediate removal of the current funding cap and no additional caps
- An immediate retro-pay of all monies withheld since the funding cap was initiated
- That PEG Access be within the basic cable range with the rest of the local channels
- Three additional statewide channels, one for each PEG portion, to be viewed statewide
- The same video and audio quality as all other channels provided by the cable company
- Yearly reviews of services, quality, technology, & funding for the duration of the contract
- Live transmissions for each CMC statewide
- That PEG Access receives 10% of the cable provider's total bandwidth and the PEG provider chooses how to use that bandwidth
- The cable provider install, maintain, and upgrade the current infrastructure to provide PEG Access with the same quality as their commercial services

PEG Access is not a commercial venue to bolster viewer ratings or maximize advertising revenues, but instead it is a non-commercial venue for citizens to exercise our first amendment to freedom of speech. And within this beautiful place stretches a multitude of nationalities, cultures, languages, religions, history, beliefs and practices unique to our islands. Nestled within the Pacific, we bridge the gap (physically and literally) amongst hundreds of nations, including the global power houses, to become a crowning jewel set apart from everyone else because of our diversity, tolerance, and aloha spirit. All that we are lacking is the vision and fortitude needed to keep Hawaii in the forefront of the continually advancing technology that will make us an even stronger advocate for tolerance, justice, intelligence, and a working model for the other 49 states and thousands of nations to study and emulate in how people and technology can excel hand-in-hand.

Sincerely,

Daryllin Cornelison

Director Lawrence Reifurth
Hawai'i Department of Commerce and Consumer Affairs
Cable Television Division
PO Box 541
Honolulu, HI 96809

Via email:cabletv@dcca.hawaii.gov

Re: The inadequacies of Oceanic Time Warner's Franchise Renewal Application in responding to stated needs of the community and 'Ōlelo regarding the Ascertainment Process.

Dear Director Reifurth,

Thank you for the opportunity to submit testimony on Oceanic Time Warner's Franchise Renewal Application.

In my opinion, Oceanic fails to adequately respond to the RFP and fails to respond to the public comment submitted by 'Ōlelo and others. Their failure to respond to the public record and Needs Assessment is of particular concern because pursuant to the federal process for franchise renewal, a franchising authority may deny the request for a renewed franchise based upon any one of the following criteria:

a. The cable operator has not substantially complied with the material terms of the existing franchise.

b. The cable operator has provided poor quality of service.

c. The cable operator does not have the financial, legal or technical capability to operate a cable system.

d. The cable operator operator's proposal does not meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

While this proposal is not submitted as a formal process renewal application pursuant to the Federal Law, it should be noted that if this were a formal submittal it could be categorized under item (d.) above and the DCCA could choose to refuse the request for a renewed franchise.

In other words, I would call the Oceanic proposal unresponsive to the RFP issued by the DCCA.

In summary, what Oceanic submitted is nothing more than comments stating that they will continue to provide the type and level of PEG and INET support that they have been required to provide under the expiring franchise agreement. Of even greater concern are comments by Oceanic stating that they want the renewed franchise to provide them the

opportunity during the franchise period to go back and revisit their obligations and potentially reduce their obligations to PEG and INET.

As part of my review of the Oceanic submittals, I reread the 'Ōlelo testimony and written comments submitted to the DCCA that are a part of the public record. On nearly every point of those comments, I find the Oceanic franchise renewal application to be either unresponsive or inadequate.

Oceanic goes to great length in their initial application to describe their extraordinary efforts during the term of the franchise to assure O'ahu residents access to state-of-the-art technology. They point out how they plan to do so in the future under a renewed franchise. Unfortunately, that same standard does not appear to apply to their future plans for PEG access and INET. The concerns that I identified with regard to PEG become evident starting on page 44 of the Application.

What follows are a series of bullet points identifying issues that should be of concern to 'Ōlelo and the DCCA.

- Section IV.D.2.c. (Page 44): Oceanic talks about the need to recover bandwidth and replace analog channels through either "*dedicated linear digital channels (if highly viewed) or switched (if lesser viewed)*". Given other direct and indirect comments by Oceanic in their application, it is clear that Oceanic does not intend to treat PEG channels with regard to channel location, capacity, and functionality in a manner that is equivalent to the local broadcast channels. (More on this later.)

- Section IV.F.1. (Page 46): Oceanic states it intends to "*continue to construct additional INET sites based on the existing configuration* [single-mode dark fiber, ring-star configured] *at cost to the state.*" This directly ignores the concerns raised about the INET (as well as the PEG ALS) and the need to improve technology and functionality. This approach to the INET is ironic, given how Oceanic has bragged about their innovations in technology and keeping the system at state of the art. It appears that Oceanic is unwilling to apply some of those same innovative approaches when dealing with the INET.

- Section IV F.2. (Page 47): Similar issues as mentioned above with the INET

- Section IV H.1 (Page 48): The response to the questions regarding PEG transmission, distribution, and interconnection are totally void of any specifics. Later in the supplemental submission, Oceanic's agenda regarding PEG becomes clear.

- Section IV H.2 (Page 48): PEG Funding: Oceanic proposes to provide the same level of funding as provided in the expiring franchise. HOWEVER, they ask for the opportunity to "*adjust these amounts should changes be made to the provision of PEG services*". Given that Oceanic wants to keep the funding the same as in the expiring franchise, they should provide detailed justifications as to why they

are not responding to the identified community cable-related needs and interests that are represented in the Needs Assessment reports and public record. Furthermore, Oceanic wants the financial obligation to be "*evaluated within the context of existing and future technology, the demand for PEG programming, and the long-term interest of all Oahu subscribers*". The information contained in the public record and Needs Assessment represents those criteria. Yet Oceanic chooses to ignore that information. Oceanic should be asked to explain why it is going to offer its subscribers the most up to date technology for commercial services but apparently 20 year old technology for PEG and community programming services. They should be asked to provide a specific justification for their failure to respond to the public record and the comments submitted by 'Ōlelo and others in the DCCA's Ascertainment Report.

Comments on Supplemental Submission

- Question 4 (relates to Section IV.H.2): In this section Oceanic states "in the future of PEG access channels will remain strong, and in fact can flourish to a greater degree by the provision of more channels in the digital spectrum". However, in that same section in the original Application Oceanic states that they will not provide more than 5 PEG access channels. This is an interesting contradiction. Contrast this attitude regarding the provision of channel space with Oceanic's treatment of ESPN, the most expensive (by far) basic cable service. Oceanic allocates six channels to ESPN and its spin-offs (i.e., ESPN2, ESPN News, ESPN Classic, ESPNU and ESPN Deportes), and passes through the very high cost for these services to nearly all of its subscribers. In addition, Oceanic sets aside three high definition channels for ESPN, ESPN2 and ESPN News, and another 12 pay-per-view channels for ESPN programming.

- Question 5 (relates to Section IV.H.2): Oceanic has stated elsewhere in the Application and Supplemental Information that it will need to upgrade the system and equipment as it transitions to total digital signal delivery. It has emphasized that there will be costs associated with their upgrade of commercial signals. Interestingly, in this section Oceanic states that it should NOT be responsible for all such costs associated with upgrading the PEG access to digital. Instead, Oceanic implies that the resources that they provide for PEG access should be *reduced* as the result of the transition to digital delivery. This statement clearly indicates that if the DCCA includes "reopener" language associated with PEG access in the new franchise, Oceanic will seek reductions in their funding obligations. This would result in reducing those PEG resources to levels that were in the franchise granted to Oceanic in 1988, despite the enormous changes in technology and the community that have occurred in the 21 years between 1988 and 2009. Oceanic should be asked to explain why they are seeking a double standard that places localism and community programming as a low priority. We do not believe that a "reopener" clause of the type requested by Oceanic should be included in the renewed franchise. However, if the DCCA decides to include a "reopener" clause it should include specific criteria that set very high standards

that must be met in order for Oceanic to change its support of local community programming and PEG access.

- Question 6 (relates to Section IV.H.3): Oceanic has failed to explain why it believes that five PEG channels are sufficient for PEG access. Furthermore, it also fails in this section and elsewhere to address if or how it will deliver PEG signals as high definition channels. While having video on demand (VOD) capacity available for PEG access (in addition to regular channels rather than instead of) is a positive move forward, Oceanic has failed to indicate how much server space will be reserved for PEG content.

Thank you for your consideration of these issues. Please also take into consideration the thoughts of the many speakers who attended the Public Hearing on September 15, 2009 and the Community Meeting on Franchise Renewal on July 15, 2008 when negotiating the terms of the franchise. For your review, I am including the link to an archived copy of the Public Hearing here:

http://olelo.granicus.com/MediaPlayer.php?view_id=20&clip_id=8556

and the link to the Community Meeting here:

http://olelo.granicus.com/MediaPlayer.php?view_id=19&clip_id=2494

Respectfully,

Ku'ulipo Rossiter
Special Project Manager
'Ōlelo Community Media

"Zoe"
<rokzpro@hawaiiantel.net>
09/30/2009 01:25 AM

To <cabletv@dcca.hawaii.gov>
cc <governor.lingle@hawaii.gov>, <ltgov@hawaii.gov>
bcc
Subject Resending testimony

History: This message has been replied to.

Aloha,

I am resending my testimony because I did not get a response from your office saying that you received it. My testimony is in regards to the Time Warner Cable franchise renewal.

Mahalo,

Zoe Tanaka

RokZ Productions
98-1277 Kaahumanu St #PP176
Aiea, HI 96701

(808) 277-0424

DCCA updated 9-13-09-zoe[1].doc

I am a producer for 'Olelo Community Media Center and have many topics that has been aired. My shows ranges from religious to community events, PSAs (Public Service Announcements) to government events, student activities to non-profit events.

From what I understand in the original contract that was given to 'Olelo, PEG stations were to receive 10% of the cable channels from Oceanic Cable. However this had changed when Time Warner took over Oceanic and the DCCA had changed it from 10% of cable channels to only 5 channels. Was the PEG channels mismanaged by the DCCA and not having the public interest in mind? Was the DCCA trying to silence the public's voices? Why was the public denied the 10% of the cable channels and given only the 5 channels? Will the DCCA give the PEG stations back the 10% back? And is the 10% only in regards to the cable channels? Shouldn't the community get 10% of all the public right of way resources which not only consist of cable channels but pay preview, internet and phone?

With technology changing every 6 months, PEG access stations should be kept up to date with new and latest technology. Therefore, the funding and the amount of channels are vitally important. Though Time Warner may say that the amount is adequate and that they should not bear the cost, I feel that the amount they are giving back to the community would 1) not allow for more community media centers to open 2) for the community media centers to keep up with new technology and 3) not allowing for the community voices to be heard.

Time Warner may feel that keeping 3 channels in analog and migrating two of the existing PEG cannels to digital are adequate for serve the public, however they fail to honor the original contract of 10% of cable channels. They also feel that the 5 channels are sufficient for the public however with programs coming from students K-12 also uses the "PA" channels. Their programs do not get aired on the "EA" channels because those are strictly used for UH and DOE approved programs.

Hawaii Educational Networking Consortium and the Hawaii Association of Independent Schools have claim to channels 55 and 56 which no Hawaii DOE students submitted programs are being aired. Most of the Hawaii student video projects: music video, PSAs, documentary or school assignments are aired on channels 49, 52, 53 or 54. With HENC and HAIS wanting to separate EA out of PEG it would silence those voices of our next generation. Wouldn't UH and HAIS want to partner instead of separate themselves from the students? What good would a DVR be for public schools if students are not allowed to produce programs to be shared with other students? Most of the shows of channels 55 and

56 are only resources which include instructional series, UH learning programs or learning programs from other states, professional development opportunities for teachers, higher educational programs and yet none of which are made for K-12 students by K-12 students. Where are the students programs? Why can't HENC and HAIS allow DOE students programs on their stations?

If this new contract is for the next 20 years, I am asking the DCCA to grant the public the 10% of cable HD channels, 10% of the internet access (T1 to T3 bandwidth) for each media center for community use, 20% of franchise fee monies generated from pay preview and advertising that is generated by TV or internet (such as internet TV) which monies can be used to build more CMC (Community Media Centers) at least in every school complex, public and private school systems, a CMC in every school complex public or private, LIVE feed from any CMC or from community event, video on demand available for all PEG shows (Time Warner to make sure that VOD works), having PEG channels converted to HD as well as keeping some channels in analog, having the capability to have LIVE video teleconferencing between communities, PEG to go mobile along with the other cable channels (this technology will be available this year) and having the capability to send the finished programs directly to the PEG access playback facility eliminating the need for DVDs.

Lastly, why aren't all PEG stations in the state connected? Why can't I watch a PEG access show from Kauai, Molokai, Maui or the Big Island? I would like to be able to tune into any PEG access show on any island and also that family on the outer island tune into my shows on 'Olelo. Having all PEG access CMCs unified will connect our state rather than divide us. PEG access gives the community a voice. By not giving the 10% or any access from Time Warner, you are taking away our voices.

Mahalo,

Zoe Tanaka
RokZ Productions
98-1277 Kaahumanu St #PP176
Aiea, HI 96701

Jenn N
<yuyakesan@hotmail.com>
09/30/2009 04:13 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Time Warner Cable Franchise Renewal

To whom it may concern,

I am composing this testimony as a cable subscriber, a tax paying resident of Oahu and a concerned community member. First and foremost I would like to see the cap on the current funds that are allotted to the PEG providers removed. I see no reason why the DCCA should allow monies that are supposed to go to providing, improving and expanding PEG access to sit idle in the bank while the current economy is forcing the PEG provider, Olelo Community Media, to operate at a deficit. This extreme financial situation will ultimately lead to a decrease in the number of Community Media Centers and result in a decrease in services provided ALL the sectors of PEG. The new franchise contract with Oceanic Time Warner Cable is supposed to ensure that PEG access will grow and evolve along with the advances in technology but without proper funding it is all just empty words. Oceanic Time Warner has been making a profit from a service that uses the resources of the community, it is time the community recieve the funding that is due.

Second, I think that 20 years is too long for this franchise contract to last due to the rapid advances in technology. Considering that television and internet were so completely different industries 10 years ago whereas today they walk hand-in-hand it would be prudent to ensure that the franchise contract can keep up with the changes.

I would like to see the following issue addressed and the appropriate changes made to the franchise contract for Oceanic Time Warner Cable before it is even considered for approval by the DCCA. All of the bandwidth that will be gained from converting the current analog channels, all six channels currently being operated by Olelo, to digital be alotted to PEG access. This will ensure that there will be enough bandwidth for future digital upgrades and services that Oceanic has agreed to provide so that PEG will continue to mirror the technology utilized for its commercial channels. I understand that the sections that outline these new technologies are confidential in the supplemental information submitted by Oceanic Time Warner Cable and I believe that the members of the DCCA will ensure that PEG access is included in the upgrade plans. The Cable Act actually allows for PEG to recieve 10% of the total channels operated by the cable provider so this will still be only a tiny fraction of what the DCCA could require of Oceanic Time Warner Cable to provide for the community.

I thank you for your tiime and consideration.

Aloha,
Jennifer Nakamura

Bonnie Murakami
<bonn808@hotmail.com>
09/30/2009 05:54 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Cable Franchise Renewal

DCCA:

Olelo has been providing services for over ten years and has grown from one main center at Mapunapuna to several satellite community centers throughout the island of Oahu. It has opened doors where clients may remain in their own community to create their own programs, voicing their viewpoints and getting the word out that may affect everyone. There are groups focused on certain aspects related to government, health, education, travel, taxes, and issues concerning them.

In order for Olelo to continue reaching out to more communities, the cap should be lifted for Olelo's continued growth and for them to maintain the operation of all their community centers. Their services has already been impacted the community and people such as myself in producing programs by the closure of all their community centers one day a week as well as reduced hours on the weekend.

The picture quality produced at Olelo need to reflect the same quality as local networks and needs to be enforced in the renewal. Oceanic has the capability in providing High Definition (HD) due to the mandatory digital format being provided by all commercial networks. They should be upgrading all of Olelo's sites, schools, and facilities such as Blaisdell Arena and Concert Hall to be in line with commercial networks.

There should be two statewide channels for Access programming that would help me as a producer sending our tapes to the neighbor islands. It allows us to reach the greater public in building stronger ties with those communities.
In the franchise, it is recommending Video on Demand (VOD). I think that is wonderful if it is an addition to Olelo's channels. If it is user friendly and programs could be located easily by channel surfing that would be great, if not, it should not be part of the franchise renewal. I have seen throughout the years, that Olelo's channels have increased to six because of the number of programs being produced and even at six, with more producers creating programs, Olelo needs at least two additional channels.

PEG access needs to remain intact They all support one another and that was the intent of public access. It gives the community greater flexibility in selecting the type of programs we want to produce and air on PEG. For example, Youth Xchange has continually been a highly successful event involving competition from elementary to college students with the opportunity to share what they've learned and showcase their talent with their peers. The outreach programs, such as Giving Aloha, Capitol Commentary, VOTE 2006, are facilitated productions for those who want their voices heard in reaching a greater population via the six cable stations. . To separate PEG, would be a great disservice to the community and Olelo.

There are a variety of channels aired on Olelo that are able to reach: elementary children, the elderly, the youth, the college age, middle age groups by airing various culture shows, such as Hawaiians, Samoans, Koreans to sports to cooking shows to talk shows to neighborhood boards to City and State meetings dealing with relevant issues.

Rather than a ten year period for a franchise renewal , it is recommended that after five years, there would be a renewal period, yearly, such as reviewing any technological advancement, etc. that may need revision that would be in the best interest for the community.

With these points being presented, requesting that it be considered for implementation in the franchise renewal.

Sincerely,
Bonnie Murakami

"Celeste Stoddard" <cstoddard@pidfoundation.org>
09/30/2009 08:02 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Letter of Support

Aloha,

I'm writing in support and would like to submit a testimony from Kōkua 'Ohana. Please see the attached support letter.

Mahalo,

Celeste Stoddard
Assistant Program Director
Kōkua 'Ohana
680 Iwilei Road, Suite 500
Honolulu, Hawaii 96817
Phone: 808-441-1109
Cell: 808-295-1084

ko support olelo.pdf

Kōkua 'Ohana Foster Care Program

A Program of Partners in Development

September 30, 2009

Aloha,

I'm writing in support and would like to submit a testimony from Kōkua 'Ohana.

I am writing today to submit testimony from Kōkua 'Ohana, a program of Partners in Development Foundation, in support of the 'Ōlelo community access stations at Oceanic Time Warner Cable Company. 'Ōlelo plays a vital part connecting non-profit programs, like ours, to the community. The staff at 'Ōlelo helped Kōkua 'Ohana produce a set of interviews with people involved in foster care in Hawai'i. Because of 'Ōlelo, more people in our community are informed about foster care and the inspiring life stories of former foster children as well as resource families who take children in to their homes. 'Ōlelo has and continue to support Kōkua 'Ohana in making Public Service Announcements (PSAs) to air on their stations. These PSAs inspire community members to help needy people in their community.

The community access television in Hawai'i is an important way for the community to share what is important with others. 'Ōlelo has played a key role in informing the community and making Hawaii a better place. Kōkua 'Ohana supports continued funding for and expansion of 'Ōlelo programming and 'Ōlelo stations.

Mahalo,

Celeste Stoddard
Assistant Program Director
Kōkua 'Ohana

680 Iwilei Road, Ste. 500
Honolulu, Hawaii 96817

ph: (808) 595-6320
Fax: (808) 595-8120

www.pidfoundation.org
ko@pidfoundation.org

Nicole Hori
<nkhori@gmail.com>
09/30/2009 07:56 AM

To cabletv@dcca.hawaii.gov
cc repluke@Capitol.hawaii.gov, info@olelo.org
bcc
Subject Oahu Franchise Renewal Testimony

Hello,

My name is Nicole Hori. I volunteer with ThinkTech Hawaii and have also benefited from training at 'Olelo's Mapunapuna facility.

It's wonderful that TWE has expressed its commitment to the expansion of digital video on demand for the benefit of PEG constituents, as well as to give even basic subscribers free digital converter boxes so that all can watch the two PEG channels that they expect to switch from analog to digital (page7 of Response to RSI). I hope the DCCA will hold them to this and set the bar even higher for greater public benefit.

VOD is not the only new technology that could change media delivery. The application mentioned other things that could help share PEG material, including PhotoShowTV (for home to home VOD), the Road Runner Video Store, and the new 3G/4G network that will be rolled out in 2010.

I was surprised to see a wireless network mentioned in the app, but it's not improbable that most people will be watching TV on their mobile phones over that network in 5-10 years. How would PEG programming be distributed in that scenario? Could PEG access be allotted 10% of the bandwidth, so that people who want to use a mobile phone or computer instead of a television set (my generation) can access PEG channels as well as commercial programming?

With the current system, the percentage of gross revenues that TWE is required to give 'Olelo provides resources that any Oahu resident can use to make their own content, and then Oceanic provides 6 channels for distribution. I would like to see that model continue, whether the distribution provided takes the form of VOD, a video store, internet distribution, a 3G/4G wireless network, switched digital video, or anything else. If a delivery system requires storage, that should certainly be included in the contract, especially since the diversity in Olelo programming matches the diversity of the Hawaiian community; it is on par with the rest of the basic package put together.

I'm also concerned that the Franchise Renewal document mentions a reduction in standard analog channels after 2012 (page 44) to make room for additional HD channels, and I hope that it will not mean a reduction in the number of stations Olelo has. I also note that the supplemental mentioned a hope to limit the number of channels to 5. I'm having trouble seeing how the time could be taken away from P, E, or G. Each of these fills a definite need in the community, and would TWE customers be better served if they had the opportunity to see another home shopping channel?

I hope DCCA will also ask TWE for additional information on the costs for producing and hosting shows with SDV, HD, VOD and other new technologies, and ensure that plans are made accordingly to allow Olelo to keep up with the changes in technology over twenty years. The funding should be restored to the levels originally allotted in D&O 135. Even that percentage is

small since so much of TWE's revenues aren't considered part of its gross revenues.

Others have discussed additional pressing needs, such as the need for connections to neighbor islands, broadband interconnections between community media centers, schools, and locations where government meetings are held, better broadcast quality with better head-end equipment, lower channel numbers, fees payment at the beginning of the year, triggers for additional channels based on Oceanic's offerings, and advertising and marketing support. I don't have anything additional to say personally, but I would like to express my agreement with those needs.

Finally, I hope DCCA will approach the situation with a mindset of creativity. Certainly the concerns of the community would be reduced if the duration of the contract were reduced, and new technologies will help viewers access more of the PEG programming they want. When one company has such a monopoly, the DCCA has an obligation to determine what agreement would most benefit the public whose right-of-way is being promised. DCCA has access to information that was redacted in the documents that have been released (in particular, TWE's expectations for the next twenty years), and is in a good position to ask the tough questions of TWE.

I look forward to seeing updates on the DCCA website, and I invite you to add me to an email mailing list if you have one. It was unfortunate that the hearing wasn't structured to allow you to answer our concerns, and I would be very interested in hearing the basis for the decisions you settle on.

Sincerely,

Nicole Hori

Lawrence M Reifurth/DCCA
09/30/2009 08:31 AM

To Cable Television/DCCA@DCCA
cc
bcc
Subject Fw: support Public Access Media

appears to be testimony w/ regard to the franchise renewal

----- Forwarded by Lawrence M Reifurth/DCCA on 09/30/2009 08:30 AM -----

Ron Zimardi
<ron@zimardi.com>
09/30/2009 08:29 AM

To lawrence.m.reifurth@dcca.hawaii.gov
cc
Subject support Public Access Media

support Public Access Media

Mahalo and Regards
Ron Ravi Dass Zimardi
1086 Po'okela Road
Makawao Maui HI 96768
808 269 8506
http://www.sacredwander.com
http://www.liahhoward.com/radio/090702.mp3
ravidass@sacredwanderer.com
ron@zimardi.com

Henry Curtis
<henry.lifeoftheland@gmail.com>
09/30/2009 08:41 AM

To DCCA <cabletv@dcca.hawaii.gov>, 'Olelo <info@olelo.org>, Henry Curtis <henry.lifeoftheland@gmail.com>
cc
bcc
Subject LOL Comments re Oceanic Franchise Renewal

Aloha,

Here are LOL Comments re Oceanic Franchise Renewal.

--
Mahalo,

Henry

09.25.09 LOL Comments re Franchise Renewal.pdf

LIFE OF THE LAND
76 North King Street, Suite 203
Honolulu, Hawai`i 96817
Phone: 533-3454; E: henry.lifeoftheland@gmail.com

September 25, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809
cabletv@dcca.hawaii.gov

'Ōlelo Community Television
1122 Mapunapuna Street
Honolulu, HI 96819
info@olelo.org

Aloha,

My name is Henry Curtis and I am the Executive Director of Life of the Land, Hawai`i's own energy, environmental and community action group advocating for the people and `aina for almost four decades. Our mission is to preserve and protect the life of the land through sound energy and land use policies and to promote open government through research, education, advocacy and, when necessary, litigation.

This letter supplements our oral testimony at the DCCA Public Hearing held on September 15, 2009.

Oceanic Time Warner Cable ("Applicant") is currently in the process of applying for a renewal of their current Cable Franchise. In their application, Oceanic states "Applicant will continue to introduce new and improved technology to address the changing market...", however, in that same application, Oceanic is proposing that no changes be made in the existing channels or connections that service Public, Educational, and Governmental Access. Currently, there are no connections to 'Ōlelo's Community Media Centers ("CMC"), with the exception of the Māpunapuna CMC, and only four high schools are wired into the network.

The Public Utilities Commission posts a copy of all Applicant submittals on the PUC Data Management System website. The documents are posted in a searchable format which the public can copy and paste into their own filings. The Department of Commerce and Consumer Affairs should require cable companies to file similar electronic filings, rather than the photocopy format currently used.

The Applicant's web site states: "About Us: Time Warner Cable Inc. is the second-largest cable operator in the U.S. and an industry leader in developing and launching innovative video, data and voice services. We deliver our services to customers over technologically-advanced, well-clustered cable systems that pass approximately 26 million homes. We were the first or among the first cable operators to offer high speed data service, IP-based telephony service and a range of advanced digital video services, such as VOD, high definition television and set-top boxes equipped with DVRs." (http://www.oceanic.com/about_us). This technical know-how would certainly support community-friendly electronic filings at the DCCA.

The Department of Commerce and Consumer Affairs (Decision and Order 135, dated 1988) states: "The grant of a cable franchise gives Oceanic a right to use and occupy public places, highways and easements which are of limited and scarce nature. Substantial economic benefit will flow to Oceanic from such privilege. In exchange, Oceanic should be required to provide the widest possible diversity of information sources and services to the public. This order ties the length of the term of the franchise to the degree to which Oceanic is willing to be responsive to the needs and interests of the community." This is just as true today. The Applicant's cable penetration level and the Applicant's share of the local cable market have increased since the original franchise was signed in 1988. Since the original franchise was awarded, the number of stations offered by the Applicant has skyrocketed. The number of PEG channels should be a percentage of the number of Applicant channels and so they should skyrocket also. But the Applicant is seeking to sharply limit the number. That is their right to advocate, as a private entity. The DCCA, safeguarding the public interest, has a moral and legal right to ignore corporate self-interest and to insist that there is reasonable compensation given for use of the public trust resources. 'Ōlelo should have a minimum of 20 channels.

At the public hearing it was noted the number of viewers on 'Ōlelo channels is low, thus more channels are not needed. This analysis excluded those who watch the PEG channels on their computers. We watch PEG channels on computers. It excludes those who go to 'Ōlelonet to watch live webstreaming as well as electronically stored programs for later viewing. Obviously the number of 'Ōlelo viewers are going to be less than those watching the handful of highly watched sport events and major sitcoms. One valid comparison might be the total number of 'Ōlelo viewers viewing PEG channels by either computer or TV compared to the total number of cable viewers viewing local educational shows on non PEG channels.

PEG consists of Public, Educational and Governmental programming. The P component survives only on cable fees, the E & G components can receive generous support outside of the cable fee process. If DCCA either gives E&G a greater share of the total cable fee, or spins them off into a separate system, then the P component will face a tougher financial future. At a time when viewership is shifting away from print media and towards TV and the internet, profits at the cable company will rise and some of that should go to support 'Ōlelo. The E&G components should not have greater technological opportunities than the P component. There should be a level playing field, where inter-island video conferencing, live cablecasting from multiple islands, sophisticated inter-island connectivity that supports statewide dialog, and dedicated broadband circuits all need to be part of the community benefits package.

It should be recognized that 'Ōlelo does more than just produce local programming. They are also developing young minds on video camera techniques, editing, directing, producing and

working together in a field that will play an increasing role in society. The 21st century will be a technological era. It is important that Hawai`i's residents are part of that, as opposed to couch potatoes watching the changes go by. 'Ōlelo should be judged by the number of people they have trained over the years and will train in the future. This training and technological sophistication is in the public interest.

Currently, 'Ōlelo has community media centers in Kahuku (Kahuku High & Intermediate); Palolo (Jarrett Middle School); Wahiawā (Leilehua High School); Wai'anae (Waianae High School); Waipahu (Waipahu Intermediate School); and Windward O`ahu (King Intermediate School, Kaneohe); and wants to open additional community media centers. This is key to advancing all communities, instead of requiring people to migrate to one central headquarters. Dispersing the media centers around the islands, and especially into areas less economically well-off, is a great way of advancing all areas of OUR community.

At a minimum, please

1. Increase funding to expand the number of community media centers.

2. Provide sufficient funding so that 'Ōlelo can migrate to High Definition Television.

3. Require that the Applicant upgrade 'Ōlelo's current fiber connection to support Advanced Television Systems Committee (ATSC) standards which include captioning and metadata streams.

4. Require that the Applicant upgrade 'Ōlelo's community media centers to support ATSC.

5. Require that 10% of the channels be dedicated as PEG channels.

6. Require that 10% of the total services offered by Oceanic are available for public access use.

7. Require that Access Channels should be accessible in the same manner as the local network affiliate channels.

8. Require that the picture quality of Access Channels should be at least equal to that of the local network affiliate's channels.

9. Require that two Statewide channels be made available for Access programming.

10. Require that PEG channels are located in the lower number range.

Mahalo,

Henry Curtis
Executive Director

Patti K Kodama/DCCA
09/30/2009 08:58 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Fw: PEG Access Media Support

----- Forwarded by Patti K Kodama/DCCA on 09/30/2009 08:58 AM -----

Clyde Sonobe/DCCA
09/30/2009 08:46 AM

To Laureen K Wong/DCCA@DCCA, Glen WY Chock/DCCA@DCCA, Patti K Kodama/DCCA@DCCA
cc
Subject Fw: PEG Access Media Support

Please add to our files, thank you.

----- Forwarded by Clyde Sonobe/DCCA on 09/30/2009 08:45 AM -----

Lawrence M Reifurth/DCCA
09/30/2009 05:10 AM

To Clyde Sonobe/DCCA@DCCA
cc
Subject Fw: PEG Access Media Support

This appears to be testimony/comments with regard to the Oceanic/Oahu franchise renewal process. Please treat it accordingly.

----- Forwarded by Lawrence M Reifurth/DCCA on 09/30/09 05:08 AM -----

Kenny Hultquist
<artmusicvideomaui@mac.com>
09/29/09 09:33 PM

To lawrence.m.reifurth@dcca.hawaii.gov, senhanabusa@capital.hawaii.gov, repsay@capitol.hawaii.gov, A Kenny Hultquist <artmusicvideomaui@mac.com>
cc
Subje PEG Access Media Support
ct

Oceanic Time Warner Cable recently applied for franchise renewal in Oahu. Time Warner is supposed to operate in the best interest of cable subscribers and PEG access stations in exchange for using public rights of way. For one, their application is vague as to what specific support Time Warner Cable will be providing to the public after the transition from analog to digital.

It seems that Time Warner will be allowed to provide less access than they are now, reducing the number of channels available and not be required to provide adequate bandwidth for public interest PEG access use, and also reduce or eliminate the funding of PEG access stations for the duration of the franchise. Time Warner needs to be required to provide an increase in assets through more channels, adequate bandwidth, and increased funding to PEG stations.

Time Warners application should be denied unless the DCCA asks for and acquires significant changes in the renewal order as mentioned above. The DCCA needs to require expansion of current PEG access requirements and to assure and inform the

public that those changes are in place by scheduling additional public hearings to announce that those changes have been made and are in place. No franchise renewal should be granted prior to these hearings being held.

Time Warner should be granted an extension of the current contract until PEG access and broadband issues are resolved to the best interest of cable subscribers by a public hearing process where a final proposal is presented and PEG access providers are assured of a solid commercial quality broadcast future in the rapidly transforming and expanding public media outsource arena.

Please show your support for freedom of speech by promoting Public Access Media outlets like Olelo and Akaku.

Kenny Hultquist
POB 1121
Lahaina, Maui 96767
808.661.8410

Jade Haughian
<jhaughian@hano-hawaii.org
>

09/30/2009 09:19 AM

To cabletv@dcca.hawaii.gov

cc

bcc

Subject HANO Written Testimony for Olelo: Oceanic Franchise Renewal

To Whom It May Concern:

Please find HANO's written testimony for Olelo attached.

Thank you,

Jade Haughian
33 S. King Street, Suite 501
Honolulu, HI 96813
jhaughian@hano-hawaii.org

http://hano-hawaii.org HANO Testimony for Olelo 09.30.09.doc

HANO

Hawai'i Alliance of Nonprofit Organizations

September 30, 2009

Cable Advisory Committee
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

RE: Notice of Public Hearing, Relating to Time Warner Cable Franchise Renewal

Dear Members of the Cable Advisory Committee:

My name is Lisa Maruyama and I am the President and CEO of the Hawaii Alliance of Nonprofit Organizations (referred to as HANO). On behalf of HANO, I am writing to express our support of `Olelo's franchise renewal and increase in funding to enhance their production, technology and services to the community members of Hawaii.

HANO is an organization with over 250 Hawaii nonprofit members. Our organizational goals include building a diverse alliance of nonprofit members, statewide and sector-wide, providing information and resources to the nonprofit sector and being an advocate for the sector. HANO regularly provides training, consultative services and resources relating to strengthening and fostering the development of nonprofits in Hawai`i.

`Olelo's programs support HANO's mission of strengthening and uniting the nonprofit sector to improve lives in Hawaii. HANO and `Olelo have been programmatic partners in the past as `Olelo's public access coverage has included HANO convenings. This type of exposure is vital to the nonprofit sector and public sector at large and `Olelo plays a pivotal role in providing broad coverage and education in its programming related to nonprofit events and issues.

A reduction in funding will not only hinder near-term increases in services but it will also reduce current services. `Olelo programming should be made available in the same manner as regular cable programming, local networks and affiliate channels. Better access to these channels will make `Olelo programming more accessible to viewers.

The comments made today in this testimony are based both on the working relationship between HANO and `Olelo and the impact `Olelo makes in the community of Hawaii. To experience a reduction in services or the closure of any `Olelo Community Media Centers, would be an unmistakable loss.

We look forward to your favorable consideration. Thank you for the opportunity to provide written testimony.

One South King Building
33 South King St., Suite 501 • Honolulu, HI 96813
info@hano-hawaii.org • hano-hawaii.org
(808) 529-0466 • Fax (808) 529-0477

United

Mahalo,
Lisa Maruyama
President and CEO

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 A 10: 30

A___E___P___S___

FILE___

'Ōlelo Community Media's Testimony
To the Department of Commerce and Consumer Affairs
Re: Oceanic Time Warner Cable's
O'ahu Franchise Renewal

September 29, 2009

My name is Donn Yabusaki and I am the Technology Services Director for 'Ōlelo Community Media. On behalf of 'Ōlelo Community Media, I am please to submit the following testimony representing 'Ōlelo's response to technical and other related issues with regard to Oceanic Time Warner Cable's application for franchise renewal.

In their franchise application, Oceanic was instructed to: "Propose plans for PEG access –at a minimum, please address items/issues identified in the report Community Ascertainment and Related Activities, dated January 30, 2009." Oceanic's application only addressed two issues, financial resources and bandwidth provided to PEG. The only proposal that they made in response to this directive was to reduce the total number of PEG Access channels from the 6 that are currently in use, to 5 and to: "…adjust the number of PEG channels as warranted by the availability or deployment of technology (i.e. video on demand, streaming video, etc.), the level of demand for PEG programming, and the long-term interests of all O'ahu subscribers as a whole

There are multiple pages of issues that are specific to Oceanic in the Community Ascertainment and Related Activities Report. These include State wide access to PEG programming, additional capabilities for Civil Defense, signal quality, cable drops for Community Media Centers, a shorter franchise period, access to other services provided by Oceanic, and much more. Since Oceanic's application does not address any of these issues, the following is an attempt to offer proposals to address these issues.

Over twenty years ago, when PEG Access first became a part of the present franchise agreement, it was a new concept that had high hopes of building and empowering communities. The technology was new and, other than concepts and ideals, there weren't many working models to emulate. At the time, 'Ōlelo believed that Hawaii was unique and tailored its efforts to build and empower local communities using methods that were targeted towards these communities. Over the years, 'Ōlelo has evolved into one of the most successful PEG operations in the nation and is now recognized as a model to other PEG Access organizations.

'Ōlelo's successful outreach into communities is due to the recognition that Public, Educational, and Governmental Access needs to function as a cohesive unit in order to build, empower, and bring communities together. Our work in the community proves that success requires partnerships on various levels with everyone, including Education and Government, in order to be effective. You cannot be successful if you attempt to divide efforts based on separate organizations and missions.

In addition to community building, there are also major efficiencies gained by keeping these functions together under one organization. Equipment, staff, and facilities can be utilized more efficiently under a single entity. It makes no sense to have two or three entities each spending scarce funds to build duplicate facilities that require duplicate staffing to run these operations. Unfortunately, it appears that some are mistaking content with distribution. Having a single PEG Access entity does not affect control over content.

In order to put this issue into perspective, let's look at what's happening to the commercial television industry. All across the nation, technical operations are being consolidated to cut down on operating expenses. It's common to have a single transmitter site for all the television stations in a market staffed and maintained by a single crew. It's also common to have broadcast video servers at these sites maintained by that same crew. Yet, despite this, the content that goes out over each channel is independent of any other channel. This pooling of resources also helps to solve a growing problem that we all need to face. There is a major shortage of experienced video engineering staff and the problem will be getting worse. The UH Manoa experienced this first hand when Gary Murakami, the designer of the original HITS system, retired.

'Ōlelo is the only PEG Access entity in Hawaii that not only has its own Engineers, but also does all of its own maintenance and repairs in house. During this time of scarce resources, it is extremely important to utilize existing resources efficiently and to follow the examples of the commercial television industry by centralizing Playback functions.

In order to address these issues, we would recommend that a dedicated network be constructed to link the UH Manoa, DOE, 'Ōlelo, and Oceanic Playback facilities. This network would be used to transfer program files and allow the interoperation of existing hardware and playback automation systems in a more efficient manner. In the near future, this network would also allow the transfer of program files for VOD (Video On Demand) and allow the centralization of key hardware resources, such as on-line video servers, eliminating the need for each organization to duplicate purchases. This network would eventually be used for the centralization of a single playback automation system that would allow for the control of individual channels by the respective organization (UH, DOE, 'Ōlelo) from their own facilities.

Looking further down the road, this network would be key to supporting future technologies and applications that will evolve in the next decade. All future applications will need to rely on a robust network to move program streams and data while taking input from endusers in ways that no one can comprehend at this time. In order to address these new technologies, this network must be very robust and able to handle bi-directional broadband data in addition to multiple, high bandwidth video streams.

Because Oceanic currently has an existing fiber network running between their Headend facility and 'Ōlelo, and there is an existing fiber network connecting the UH Manoa and DOE's Playback facilities with 'Ōlelo (INET currently provisioned with ALS based analog video transport), an effort needs to be made to redesign and update this network to serve the functions that have been outlined above. Since these networks are run on dedicated fiber, they should be provisioned with terminal equipment that will allow for the transport of multiple uncompressed HD video streams and data. This architecture would allow for maximum flexibility in order to support future application and reduce the staffing required for these functions. Attached is a detailed sample configuration illustrating the provisioning of this proposed network. 'Ōlelo also points out at this time that 'Ōlelo agrees with the statement made by Oceanic in their application about their willingness to provide capital funding to provision 'Ōlelo to make the transition into "Digital, VOD, etc." and that 'Ōlelo would consider this a part of that commitment of Oceanic's application (Page 49, Section H., item #2). This system would replace the current analog standard definition video transport system in use and allow for the transport of Digital High Definition video and would also be used to transport program files to Oceanic's Headend for deployment over their Video On Demand system.

In their current application, Oceanic is proposing to continue their build out of the INET at cost to the State. However, under the current TWE Kauai franchise, D&O 291 states: "...TWE shall provide over the term of the franchise two-way fiber optic INET interconnections or connections to ten additional sites to be determined by the Director or the Director's designee all at no cost or charge to the State or subscribers. The ten additional sites shall be selected from within TWE's Hawaii franchise areas." Considering the length of the proposed franchise agreement, 'Ōlelo proposes that the requirement under D&O 291 be included in the proposed O'ahu franchise agreement so the build out of the INET can continue at no cost to the State and that maintenance and repairs also be done at no cost to the State. As part of this requirement, 'Ōlelo also proposes that its current Community Media Center sites located at Kahuku, Palolo, Waianae, Kaneohe, Waipahu, Wahiawa, and future sites should also be connected to the INET.

It should be noted that this requirement also allows for the connection of sites between other counties such as Maui, Kaua'i, O'ahu, and the Big Island. With proper planning and configuration, this would allow PEG programming and future services to be distributed Statewide which would provide badly needed resources to the neighbor island communities.

Under the existing cable franchise, portions of the INET were built a no cost to the State, and Oceanic was supposed to be maintaining and repairing those portions of the INET at no charge. However, because Oceanic has not been able to respond to problems in a timely manner, the UH Manoa has been forced to purchase replacement parts and perform repairs on the existing INET system. In light of this, 'Ōlelo proposes that if Oceanic is unable to repair the INET within 12 hours of the initial trouble call, they must notify the DCCA Cable Television Administrator of the situation and the expected time to complete repairs.

To empower communities and insure the availability of future services and resources to PEG Access, the existing ALS equipped INET needs to be upgraded to a robust network that will be able to provide advanced services that will depend heavily on connectivity and bandwidth for the next 20 years. The upgraded INET must be capable of carrying multiple streams of HD video along with high bandwidth data. To accomplish this, 'Ōlelo proposes that the ALS equipped INET be provisioned similarly to the network that 'Ōlelo proposed to link PEG Playback facilities with the addition of a star topology radiating from the nodes on the ring to make these new connections. A sample configuration of a proposed network is included in this testimony.

As a part of its effort to empower communities Statewide, 'Ōlelo proposes that two Statewide PEG Access Channels be established within the first five years of the new franchise agreement. Currently, the only way for PEG content to be cablecast Statewide is through the HITS network, but only if it is not being used by the UH. Having dedicated Statewide channels would eliminate these conflicts and also allow State Civil Defense to broadcast Statewide. These proposed Statewide PEG Access Channels would be in addition to PEG Channels currently allocated in each franchise area. However, if Oceanic is able to provide an alternate service that would allow for Statewide distribution of PEG Access programming, it can be considered in place of the creation of Statewide PEG Channels.

A key part of PEG Access is the community's ability to produce and air their programs on the cable system and make this programming accessible to subscribers. Currently, 6 analog and 6 simulcast digital channels are dedicated to PEG programs. However, in their application, Oceanic states: "Applicant believes that the financial resources and bandwidth provided to the PEG entity must be evaluated within the context of existing and future technology, the demand for PEG programming, and the long-term interests of all O'ahu subscribers." "...Applicant

proposes that the number of PEG channels under the new franchise not exceed the five channels allocated under the current franchise, and that provisions be included within the franchise order to adjust the number of PEG channels as warranted by the availability or deployment of technology (i.e. video on demand, streaming video, etc.) the level of demand for PEG programming, and the long-term best interests of O'ahu subscribers as a whole."

While Oceanic is objecting to the PEG requirements under the current franchise agreement, they should be reminded of the following statement from the DCCA in D&O #291, page 5: "The privilege of a franchise therefore carries with it associated obligations. The franchisee should recognize that there are certain responsibilities it assumes when issued a franchise. These include operating a system that is reliable, responsive, and responsible to the public it serves, providing the widest possible diversity of information sources and services to its subscribers at a reasonable cost, and enhancing communications capabilities for its communities by supporting the interconnection of public facilities, public television, and public, educational and governmental access."

Oceanic should not be allowed to avoid their obligations to the communities that are a part of the franchise agreement. To put this issue into perspective, the original franchise agreement specified that PEG programming be given 10% of existing channel capacity. This was later scaled back to 5 channels, however, there was a provision that allowed for an increase in the number of PEG channels if the demand for airtime increased. As the number of programs produced by PEG Access increased, a sixth channel was temporarily granted for PEG use, and under the current franchise agreement, O'ahu has six PEG channels. The demand still continues to grow, so Oceanic's attempt to reduce the number of PEG channels without offering a specific proposal is unreasonable.

While Oceanic is trying to link the demand for PEG programming as a viewership issue into its argument, the reality is that the State recognized the need for the community to be heard as the basis for the PEG channel requirements. The number of PEG channels is rightfully driven by the demand of the community based on the number of programs submitted for air and not by the demand to see them. If the number of channels is not sufficient to air all of the programs submitted by the community, as Oceanic is proposing, someone must decide whose shows do not get aired or are not deserving of the widest audience available in prime time. In essence, Oceanic is advocating censorship and silencing the community by taking away their "soapbox". Free speech is a fundamental right of all American citizens and is the basis of PEG access. Educational and governmental proceedings may not generate large viewership numbers, but play an important role in our communities. Oceanic's efforts to silence any voices in the community by limiting channels or impeding access to PEG channels, is in effect, censorship.

It should also be pointed out that any attempt to constrain the airing of programs based on "the level of demand" by Oceanic is, by definition, editorial control. Note that the current franchise agreement states that "Oceanic shall not exercise any editorial control over any Access Channel." (D&O 135, page 10) and 'Ōlelo supports maintaining that requirement for the next franchise agreement.

Note that in supplemental information dated 8/31/2009, Oceanic has stated that as part of the migration to a digital only system, it intends to migrate two of the existing PEG channels to the digital spectrum as part of an initial move to migrate all analog channels. Oceanic goes on to state that they believe five channels are sufficient for PEG access "given the planned provision

of the digital PEG channels, the proposed digital PEG video on demand system, and the provision of digital set-top boxes to subscribers during the transition period."

'Ōlelo strongly objects to any changes that would impede the accessibility of PEG Access Channels. While Oceanic has proposed providing set-top boxes to customer who want to view the PEG channels that have been relocated to the digital spectrum, that action does not address the more pressing issue of constraining access to PEG channels. It is unreasonable to require subscribers to have special equipment installed to access PEG Channels at this point in the migration to the digital spectrum. In order to preserve unimpeded access to PEG channels, 'Ōlelo proposes that the six analog channels currently designated as PEG Access channels not be migrated to the digital-only spectrum until the local network affiliates migrate to the digital-only spectrum. 'Ōlelo also proposes that at the proper time, analog PEG Access Channels migrate as a complete group to the digital-only spectrum and not on a piecemeal basis.

While 'Ōlelo recognizes the eventual need to migrate to the digital spectrum, Oceanic's proposal appears inefficient as it would make more sense to time the migration to coincide with 'Ōlelo's conversion to Digital High Definition. This would benefit subscribers by helping to minimize the number of confusing changes that subscribers will have to sort out as this process goes on.

Along with the proposal to move PEG channels, Oceanic has also stated that they believe that five channels and their PEG video on demand system will be sufficient for PEG access. This is very troubling because Oceanic stated that "Applicant also plans to develop and implement a PEG video on demand system within the digital spectrum, which would include a specified number of hours of PEG programming...". Since Oceanic has not yet developed this video on demand system, issues around capacity, duration of PEG programs stored, and file management have yet to be determined. Without this information, how was Oceanic able to determine that this system along with five channels would be sufficient for PEG access needs? The answer is that they can't at this time, so their proposal to cut down the number of PEG Access channels based on a non-existent service is premature.

Note that the possible use of Video On Demand (VOD) was discussed during the meetings between 'Ōlelo and Oceanic regarding the need for a sixth PEG Access channel in 2005. At that time some key concerns were brought up around the need to have Digital Service and a set-top box in order to access VOD services. There was also the fact that Digital Service with VOD is not normally available to those who subscribe to the Basic Service package. Another issue revolved around the fact that at the time, there were basic service subscribers that would not be able to access VOD services even if they had a set-top box. In fact, Digital Service that would enable the use of VOD is not even available for 'Ōlelo's Mapunapuna facility, so there would not be any way for 'Ōlelo to monitor the proper operation of the system. Finally, there was the major issue of the amount of storage, duration, and management of the system that was never addressed at that time. Four years have now passed and none of these issues has been addressed in Oceanic's current application.

What's of particular interest about this issue is that Oceanic conducted tests at Nanakuli High School and it was determined that the bidirectional signals required to access Video On Demand services could not pass through the school's cable distribution system. Since the cable distribution system at Nanakuli High School is very similar to systems at other public schools here on O'ahu, this would indicate that there is a major problem in deploying Video On Demand at public schools that Oceanic is already aware of and has not addressed this issue in its proposal.

Even if this problem is addressed, is Oceanic willing and able to supply set top boxes to each classroom on O'ahu?

While 'Ōlelo recognizes that there may be other technologies in the future that may assure equitable treatment and access to programs submitted by the community, Oceanic's request to blindly scale back the number of PEG channels before such technology is deployed, is premature and would result in the loss of communication capabilities currently afforded to the communities and schools on O'ahu. However, Oceanic does make a valid point about future technologies that can be used for PEG access and, in view of the length of the new franchise agreement, they should commit to making 10% of all current and future services available to PEG access to benefit the communities of O'ahu. This would insure that future technology and services that could benefit PEG Access would be available to the community and not held back.

Note that the 10% figure came from the original franchise agreement and was used to determine the resources that should be dedicated to PEG Access back when analog channels were the only services offered. It was based on the recognition that Oceanic would be utilizing valuable public rights of ways to generate income (several billion dollars over the proposed franchise period), and in exchange, would dedicate resources to the community. TWE will greatly benefit by the proposed franchise agreement, and the 10% figure has proven over time to be very much in tune with PEG Access needs.

Oceanic has also stated in its application that it plans to move lesser viewed channels to what is known as SDV ("Switched Digital Video"). Because SDV requires a bidirectional signal path, and Oceanic already knows that almost all of the DOE schools have cable distribution systems that cannot pass a bidirectional signal, moving PEG channels to SDV before this issue is resolved will make it impossible for the schools to view PEG Access programming. SDV would also require a set top box for each television in schools, college campuses, and government agencies. Until these issues are resolved, moving PEG channels to SDV would severely restrict access by Educational and Governmental viewers

In order to insure that PEG access channels remain easily accessible to cable subscribers, Educational, and Governmental viewers, 'Ōlelo proposes that PEG channels be accessible in the same manner as the local network affiliate's channels are. 'Ōlelo also proposes that the PEG access video signals should be transported and distributed in the same manner as the local network affiliate channels to insure that the signal quality is comparable throughout the franchise period. Specifically, this would apply to equivalent signal transport methods, bandwidth allocated for transport and distribution, and signal compression levels.

This "quality" issue is not new, and is documented in the Community Ascertainment Report. This issue was also recognized by the DCCA early on as the current franchise agreement states: "The technical quality of all Access Channels shall be at least equal to the same technical quality as the Channels used by Oceanic to retransmit local of-the-air broadcst television stations which are affiliates of the major national broadcast networks..."(D&O135 page 10). 'Ōlelo encourages the DCCA to maintain this requirement in the new franchise agreement and add the need to access PEG channels in the same manner as the local network affiliates to prevent Oceanic from making it difficult for subscribers to watch PEG channels.

Currently, Oceanic carries the PEG Access channels in analog standard definition. Since this format is rapidly fading away in favor of Digital High Definition video, all the equipment manufacturers are in the process of phasing out production and sales of analog standard

definition equipment. This marks the biggest change in the history of the television industry and as a result, means that PEG Access facilities must start replacing all of their equipment and convert operations to support Digital High Definition Video. As such, there is a one time need for capital funds to enable this transition. In their application with regard to capital payments to PEG, Oceanic states: "Applicant proposes that provisions be included within the franchise order to adjust these amounts should changes be made to the provision of PEG services (i.e. PEG channels are converted to digital, video on demand is deployed for PEG programming, etc.)" (Page 49, Section H. Public, Educational, and Governments (PEG) Access, item 2). While we agree with Oceanic's proposal to fund this transition, 'Ōlelo requests that the transition be timed to coincide with the elimination of analog broadcasts of the local network affiliates. It should also be noted that the transition from analog standard definition to Digital High Definition equipment will take up to four years to complete, so funding for this transition will need to start at the very beginning of the new franchise period.

Note that 'Ōlelo will need to work closely with Oceanic to establish a firm timetable as both parties need to schedule purchases and installation of hardware in order to meet a common cutover date. Once this schedule is finalized, a firm payment schedule can be determined. Since funding is specific to this one-time transition, it is not included in the following proposal regarding the regular capital payments.

In their franchise application, Oceanic is proposing to provide annual capital payments to the designated PEG entity at a rate of $3 per subscriber. Note that this figure originated in 2004 and it fails to reflect the current needs of PEG Access. In 2004, 'Ōlelo had 5 Community Media Centers and generated 4,153 hours of first run programming for the year. For 2009, 'Ōlelo has 8 Centers and are projecting 6,373 hours of first run programming for the year which represents an increase of 53%. During this same time period, 'Ōlelo's capital reserves were drawn down by 51%, from $2,965,946 to $1,44,899. In short, when the $3 per subscriber figure was established, it was sufficient to fund a much smaller operation, but as the demand for PEG Access services has grown, so have the capital expenditures.

Using the subscriber figure of 287,000 from the Community Ascertainment Report, $3 per subscriber would total $861,000. By contrast, 'Ōlelo's capital requirements for the next five years average $1,320,000 per year. Based on these numbers, 'Ōlelo needs annual capital payments at the rate of $4.60 per subscriber for the next five years to support the current level of community needs. Because of the proposed length of this franchise, 'Ōlelo proposes that the annual capital payments be reviewed every five years for the duration of the franchise, with an option to address any major changes due to unexpected circumstances at any time. These major changes would include expansion of services as directed by the DCCA, or changes prompted by technology or available services.

While Oceanic may question the expansion of 'Ōlelo's effort into the community, 'Ōlelo would point out that in January 2004, the DCCA released its "Plan For Public, Education, and Government ("PEG") Access". In this document, the DCCA stated: "...it is clear that there are a number of areas which are underserved by the current system." "...It is also clear that some of the recent successes in PEG access have occurred when PEG access services are brought into communities where there is a strong need and support for them, such as Waianae and Palolo on O'ahu." The DCCA felt so strongly about this issue, that in order to support additional funding for Community Media Centers, they attempted to reallocate funds that were currently being collected to support the administration of cable regulation in Hawai'i. Although they were not able to fund this effort, they recognize that need still existed.

'Ōlelo looks forward to working together with Oceanic, continuing the efforts in empowering our communities, that was started over twenty years ago, and working as partners for the next twenty years.

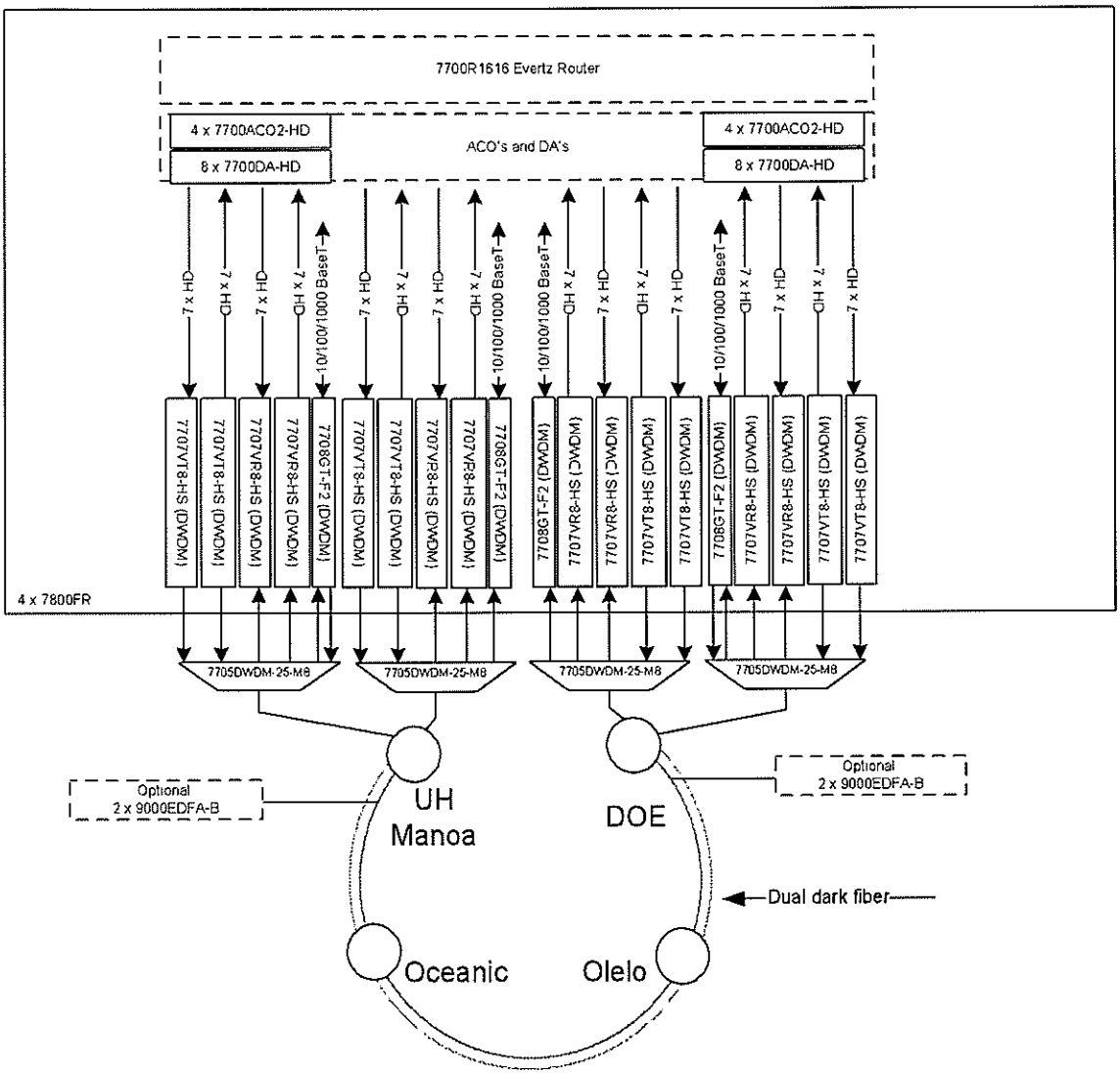
Respectfully submitted,

Donn Yabusaki

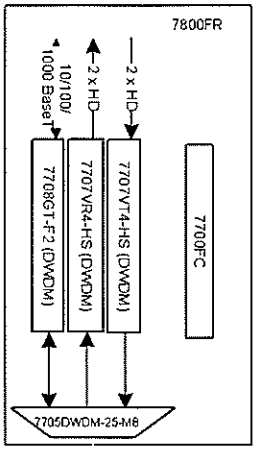
Donn Yabusaki
Technology Services Director
'Ōlelo Community Media

Proposed Playback Network Linking Oceanic, UH Manoa, DOE, & Olelo

Node Equipment Detail



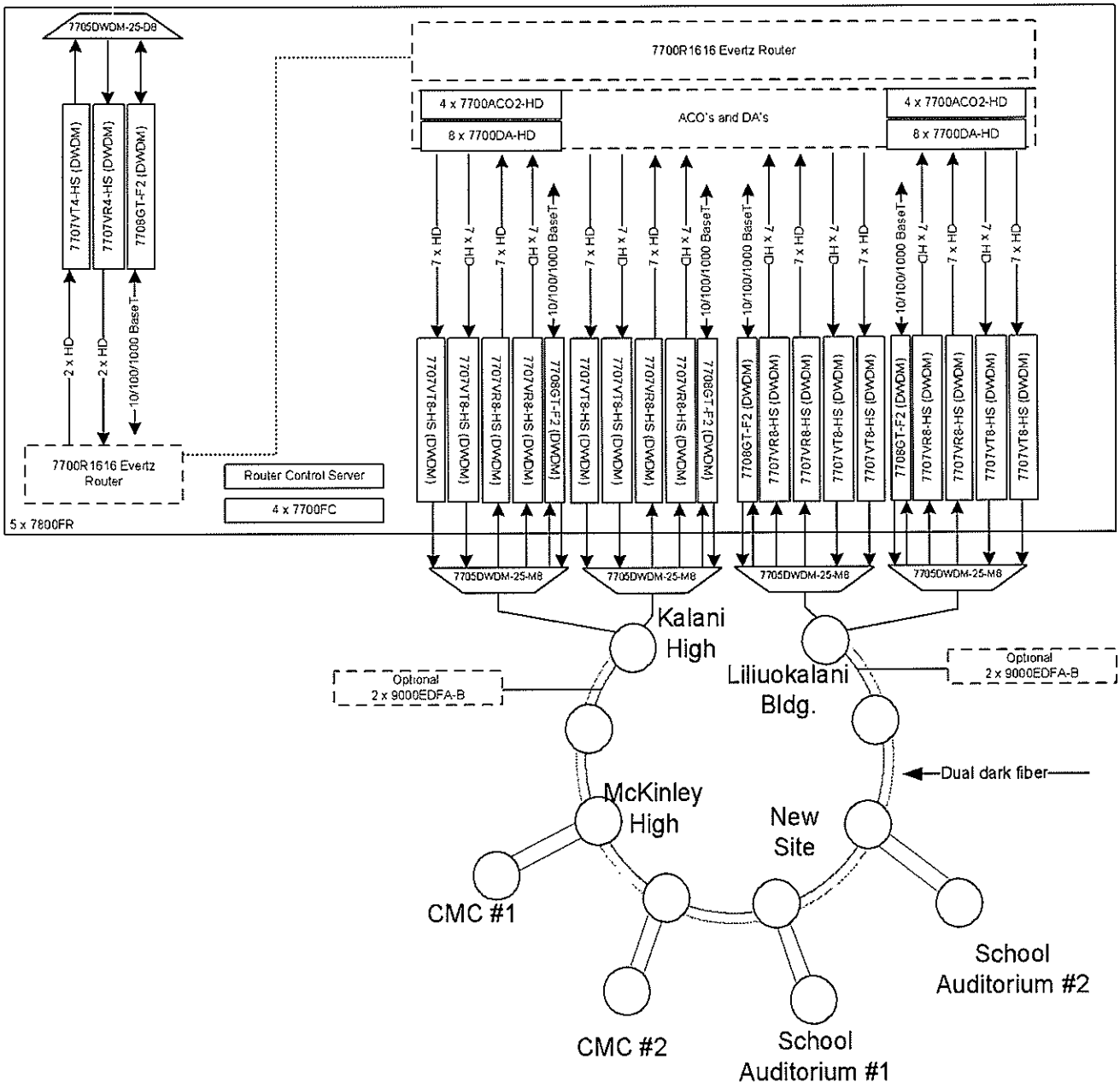
Proposed Expansion of Existing ALS Based INET/PEGNET Network



Remote Site

Optional
2 x 9000EDFA-B

Node Detail



FAX

Olelo Community Media

To:	DCCA-Cable Television Division
Fax number:	95862625
From:	Donn Yabusaki
Fax number:	808-836-2546
Business phone:	808-834-0007 x159
Home phone:	
Date & Time:	9/30/2009 9:15:16 AM
Pages:	11
Re:	Olelo Franchise Renewal Testimony

FAX COVER SHEET

Bureau of the Census
Honolulu Local Census Office
900 Fort Street Mall Suite 800
Honolulu, HI 96813

808-535-0900 Phone
808-522-8140 Fax

Date: 9-30-09

Pages: 2 *(Includes cover sheet)*

To: Mr. Lawrence M. Reifurth

Fax #: 808-586-2625

From: Mr. Daniel Tesle

Phone #: 808-535-0902

Message: As requested - Mahalo for all your assistance.

JA

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 A 10: 30

A___E___P___S___

FILE

UNITED STATES DEPARTMENT OF COMMERCE
U.S. Census Bureau
Honolulu Early Local Census Office
900 Fort Street Mall #800
Honolulu, HI 96813

September 29, 2009

Mr. Lawrence M. Reifurth, Director
Department of Commerce and Consumer Affairs
335 Merchant Street
Honolulu, Hawaii 96789

Dear Director Reifurth:

I would like to offer comments with respect to Oceanic Time Warner Cable's (Oceanic) application to renew its Oahu Cable Franchise. ʻ Ōlelo Community Television has been very supportive of the 2010 Census conducted by the Federal Government. When we were recruiting in the fall of 2008 and early 2009 they posted our jobs on " Island Info", an Electronic Bulletin Board System. This was invaluable to the census. It also aided the Oahu's community, suffering from a poor economy and high unemployment by providing information about available jobs.

Additionally they helped the Census prepare an educational public service announcement to educate the public on address canvassing by making them aware that the Census Department would be out in their communities and using hand held computers to verify all addresses. They then aired the PSA on their channels.

It is important to the State and the communities that channels are available for government use to educate and inform the public about what is happening in their communities. ʻ Ōlelo has and will continue to be a valuable partner to the Department of Commerce, US Census Bureau.

Sincerely,

Dan Teske
Local Census Office Manager

Michael North
<mjnorth@ix.netcom.com>
09/30/2009 10:51 AM

To cabletv@dcca.hawaii.gov, governor.lingle@hawaii.gov
cc
bcc
Subject Olelo and the Time Warner Franchise

Please see attached: a letter of testimony on the issue of Olelo
Public Television,
and the renewal of the Oceanic Time Warner franchise for Hawaii.

Olelo-DCCA-letter.pdf

=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=
Michael North
mjnorth@ix.netcom.com
http://www.mediasense.com/mjn.htm
=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=-=

Hawai'i Forgiveness Project
1000 Bishop Street, Honolulu, Hawaii 96813
contact: 808-521-9222; service@hawaiiforgivenessproject.org
http://www.hawaiiforgivenessproject.org

September 30, 2009

Department of Commerce & Consumer Affairs
State of Hawaii
Via email: cabletv@dcca.hawaii.gov
cc: Governor Linda Lingle
Email: governor.lingle@hawaii.gov

Dear Sirs,

Olelo provides outstanding community programming, and is recognized as one of the best community television networks in the nation.

The Hawaii Forgiveness Project, a non-profit organization that encourages the development of forgiveness as a life skill in the Islands, has benefited directly from Olelo's creative and technical expertise. See http://www.hawaiiforgivenessproject.org; some of the video we co-produced and edited with Olelo is in a special YouTube channel and attracts thousands of viewers worldwide. You can see it here: http://hawaiiforgivenessproject.org/video/Visions.htm

Through Olelo's public cablecasts and website, our message has reached many who otherwise would not receive it. I'd like to highlight several specific issues and actions that will ensure that Olelo keeps doing its important work:

1. As the monitor of the public trust over Hawaii's cable resources, DCCA needs to ensure that Time Warner returns a fair percentage of its revenue to the community, through Olelo. It is important that Time Warner be required to certify its performance every five years, to be sure they keep up with ever-changing technologies, network standards, and equipment. They should not be given a twenty year contract without the requirement to report, re-certify, review, adapt, and if necessary, expand their support.

2. Public, Education and Government should remain linked together within Olelo, and any funding that goes to the Hawaii Education Network Consortium should be in addition to, and not be deducted from or shared with, the Olelo budget. This should be done without adding to subscriber costs to Oceanic subscribers.

3. It's time for an broadband network to connect the Islands – our unique geography should not keep us separate. With that capacity, and with the ability to transmit live television, Olelo can expand its mandate to bring people together all across the state through video conferencing, live event coverage, interviews and testimony. Such a network can also reduce Olelo's travel costs.

4. It would greatly help people to discover Olelo if its channels were low numbers, and intermingled with familiar local broadcast channels. This is a marketing communications move with virtually zero cost, but tremendous economic value.

We trust that you will continue to advocate the needs and interests of the public you serve, while being fair with the commercial interests of Time Warner. It's a difficult balancing act, and an important one.

Yours truly,

Michael North
Production and Communications
Hawai'i Forgiveness Project

PS: We would be happy to provide you with a DVD of the Olelo video series, "Visions of Forgiveness", upon request.

Amy Nishihara
<amymiki@yahoo.com>
09/30/2009 10:53 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Hidden Treasure in Public Access

Attn: DCCA

Thank you for this opportunity to write in support of increase funding toward Public Access (PEG) in the Oceanic Time Warner Cable Franchise Renewal.

Hawaii is lucky to have a successful Cable Provider like Oceanic Time Warner. Even though we are a small island in the middle of the Pacific, thanks to Oceanic Cable Services, our community is able to connect & communicate worldwide.

As a small part of Oceanic's vast sea of programming, Public Access Television is most deserving of increasing success like it's provider. Grassroot programming is our hidden treasure with programs containing wealth of knowledge shared by our community, our neighbors, those who grew up like us and look like us.

I want to see Public Access Televison On-Demand, and a kalediscope of channels. More community media centers available for those who do not have transportation. More updated equipment such as High Definition cameras to obtain the same quality as the network channels.

Do not sell our voices short. This is the time to empower the people and offer them the value toward their hard work and sincere intentions. Community Media can save lives, comfort pain, enrich knowledge and most of all, realize we are the same - happiness, abundance and love.

Mahalo.

Lawrence M Reifurth/DCCA
09/30/2009 11:04 AM

To Cable Television/DCCA@DCCA
cc
bcc
Subject Fw: PEG Media support - It's essential!

testimony on the franchise application...

----- Forwarded by Lawrence M Reifurth/DCCA on 09/30/2009 11:03 AM -----

Samuel Small
<samsmall@ptd.net>
09/30/2009 10:40 AM

To <lawrence.m.reifurth@dcca.hawaii.gov>, <repsay@capitol.hawaii.gov>, <senhanabusa@capital.hawaii.gov>
cc
Subject PEG Media support - It's essential!

Aloha

Please don't let Oceanic Time Warner abandon their responsibility to financially support public access TV. They use our public rights of way, our utility poles, streets, sewers and airways, and the public has a right for compensation for that.

Think of public TV as if it were a public park. We all have the right to appropriately enjoy open space that's set aside for non-commercial use. And commercial activities that benefit from their proximity to the public park contribute to the construction and support of the public park.

Same way, Time Warner should support public access TV.

And it's not about usage or viewer numbers. Would you close a park and sell off the land because it's empty on Tuesdays? What if one person watched a show on Akaku instead of American Idol, and that show on Akaku was about crack cocaine abuse and that one show made a difference such that they chose to not use crack - that would be worth everything, wouldn't it?

Time Warner applies about $3 per subscriber per year to support public access media, yet they pull out of Hawaii nearly 1/2 billion dollars a year. They pass that $3 cost on to the subscribers anyway, so Time Warner cannot argue that supporting public access TV is a burden they cannot afford.

I support public access media, you should too.

Mahalo for your time
Respectfully,

Sam Small
1880 Piiholo Rd
Makawao HI 96768
808 572 5603

summer mullins
<kaimalia@yahoo.com>
09/30/2009 11:21 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:DCCA Testimony

As a concerned native hawaiian educator, I would like to see continued support for the valuable programs and opportunities that `Olelo provides during this Franchise Renewal. Community access in the form of `Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. The ability for all communities to have an impactful voice on public television is extremely important. Oceanic Time Warner must continue to improve and update public access to meet future standards of television, which includes increasing availability of CMCs in more communities, allowing for even more public outreach and training. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai`i and which invigorates the spirit, especially in these uncertain and difficult times.

Mahalo,

Summer Nemeth

Samuel Small
<samsmall@ptd.net>
09/30/2009 11:40 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Support PEG Media in Hawai'i

Aloha

Please don't let Oceanic Time Warner abandon their responsibility to financially support public access TV. They use our public rights of way, our utility poles, streets, sewers and airways, and the public has a right for compensation for that.

Think of public TV as if it were a public park. We all have the right to appropriately enjoy open space that's set aside for non-commercial use. And commercial activities that benefit from their proximity to the public park contribute to the construction and support of the public park.

Same way, Time Warner should support public access TV.

And it's not about usage or viewer numbers. Would you close a park and sell off the land because it's empty on Tuesdays? What if one person watched a show on Akaku instead of American Idol, and that show on Akaku was about crack cocaine abuse and that one show made a difference such that they chose to not use crack - that would be worth everything, wouldn't it?

Time Warner applies about $3 per subscriber per year to support public access media, yet they pull out of Hawaii nearly 1/2 billion dollars a year. They pass that $3 cost on to the subscribers anyway, so Time Warner cannot argue that supporting public access TV is a burden they cannot afford.

I support public access media, you should too.

Mahalo for your time
Respectfully,

Sam Small
1880 Piiholo Rd
Makawao HI 96768
808 572 5603

Joni Tayama
<jtayama1@yahoo.com>
09/30/2009 11:52 AM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject `Olelo is Valued

To whom it may concern:

Having directly experienced the dedication of the `Olelo staff who are committed to public outreach and training, this email is to express support for the valuable programs and opportunities that `Olelo provides. Community access in the form of `Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive.

Mahalo.

Sincerely,

Joni Tayama

<dkod@hawaii.rr.com>
09/30/2009 11:56 AM

To cabletv@dcca.hawaii.gov
cc info@olelo.org, governor.lingle@hawaii.gov, ltgov@hawaii.gov, repmarumoto@Capitol.hawaii.gov, senchunoakland@Capitol.hawaii.gov
bcc
Subject Testimony for Oceanic's Franchise Renewal

Attached please find my testimony for Oceanic's franchise renewal process.

Thank you for your consideration.
Dawne DePonte

Testimony Oceanic Franchise Renewal.doc

September 30, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96809

Dear DCCA,

Thank you for taking public testimony regarding cable television's franchise renewal. I would like to address two issues, the addition of a community media center in Kalihi Valley and the need to keep PEG access operating together.

I am a cable subscriber and tax payer in the Kalihi Valley community and I am very concerned about our community's future. Drugs, graffiti and crime run amok in the neighborhood and seem to make newspaper headlines all too often. Kalihi Valley needs a place where young people can learn and be creative in ways that do not destroy public property and lead to criminal activity. Kalihi Valley needs a 'Olelo community media center! Our young people need a place to channel their energies in constructive ways.

'Olelo's media programs have proven to work especially in financially challenged areas. For example, Waianae's community access media center has a long history of youth programs that teach kids a skill and how to be a contributing citizen in the community. Families come together and work on production projects together. Older children mentor the younger children and become role models for them. Parents and grandparents volunteer at the center and contribute more than just their time but their life experience as well. Much of what is done in Waianae can certainly benefit the Kalihi Valley community.

Next, PEG Access should be kept together and operate as one entity and not be separated as is requested by folks in the Education sector. Some of the affects I see if E operates separately from PEG are: 1) Partnerships between 'Olelo and schools may cease to exist. 2) Programs sponsored by 'Olelo that tie the youth to their communities and government may cease to exist. Two examples are *Youth Xchange*, a statewide video competition for elementary, middle and high schools that allow corporate and state department sponsors to support the youth of Hawaii, and *Youth Capitol Commentary* where students interview legislators on opening day of the legislative session.

While I am not against the work of the education systems objectives and goals, I am concerned that proven, successful programs that engage our youth with their community will not gain the recognition it deserves. The youth are our future and 'Olelo programs produce a confidence within them to step out and make a difference in their lives, their families and their communities.

Please provide funding necessary to open a community media center in the Kalihi Valley community and funding to keep 'Olelo's educational programs running.

Thank you for your consideration.

Sincerely,
Dawne DePonte
Kalihi Valley resident
Honolulu, HI

Shanti Mizuno
<smizuno@yahoo.com>
09/30/2009 12:07 PM

To cabletv@dcca.hawaii.gov, Palolo Olelo <palolo@olelo.org>
cc
bcc
Subject 5pam:Freedom of Speech!

To Whom It May Concern,

Olelo is one of the many ways that alot of people have in order to voice their say. This is thinking of the all the State Capitol coverage of all the

different bills being covered. It also means all the Neighborhood Board Meetings which are covered. Through it we have been able to speech our say

and money isn't the only item that dictates that. All one has to do is take the many channels on the t.v. that we have and then the many items that

are covered. Someone said it simplistically, which was dealing with the meeting night. 80+ people wanted to testify verbally, but one only got to 60+. We still had alot of voices

which we had not gotten to. In this bad economy it is also showing the people of the islands and the youth who are in elementary, middle & high

school another way to say what they feel and to have it saved on tape!

It is showing young and old a way of saving verbal sayings which otherwise would be lost when we aren't communicating verbally nowadays. We can

keep our cultures and family trees whole! We are also aware of the technological advances that have been made in the past that 20 years is like a life

time! It is more important for us to look at business deals in more like 5 years since so much can happen in less time. In watching all the different

kinds of shows we can continue to learn from one another and not to become just one type of people since we are a mixture of people living on these

islands. It is a great system since we all help one another in filming each other's shows. We all work together.

Aloha,
Shanti Mizuno

Shannon_McMonagle/KAISER/HIDOE@notes.k12.hi.us
09/30/2009 12:14 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony Re: Oceanic Time Warner Refranchise Application

September 15, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Cable
Franchise Renewal Application

To the DCCA Cable Television Division:

My name is Rachelle Matson, and I am a freshman at Kaiser High School and a first year video student in the Learning Center. We students would honor the privilege of having Oceanic Time Warner increase its funding levels to community television to support kids so that we would have more opportunities to show we are gifted and talented. If given this support, we would be able to absorb more knowledge and perform at even higher standards.

Thank you for this opportunity to testify before you on behalf of the future of community television.

Rachelle Matson
Freshman
Kaiser High School

Shannon_McMonagle/KAISER/HIDOE@notes.k12.hi.us
09/30/2009 12:19 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony Re: Oceanic Time Warner Refranchise Application

September 14, 2009

Department of Commerce and Consumer Affairs
Cable Television Division

Testimony re: Oceanic Time Warner Franchise Renewal Application

Thank you for the opportunity to testify before you today. My name is Rinda Fernandes and
I am the student activities coordinator at Kaiser High School.

I hope that the franchise agreement between DCCA and Oceanic Time Warner will signal a new era for community television, with increased levels of funding, especially for the "E" in PEG access, for educational initiatives. The partnership with 'Olelo Community Media and Kaiser High has been in place for 15 years, and I would like to see an expansion of 'Olelo's role in education, with added channels and elevated broadband capacity statewide. As we embark on the new International Baccalaureate program at Kaiser, which emphasizes community connectedness, we are looking for ways to insure that we can meet the challenges of the future, especially with regard to educational technology.

Since 1988, the Communication Arts & Technology Learning Center at our school has initiated Kaiser teachers to the power of media literacy as an educational tool. Integration projects between the Learning Center and core subject areas, including student leadership classes, have encouraged a number of our teachers to incorporate video as part of their assignment options. Students select these options to the extent that they are able to produce videos, given our present resources. But video production takes more time and effort than most people realize, and our students need additional facilities, so they can work on projects into the late afternoons and evenings. If the funding levels to 'Olelo were increased and more Community Media Learning Centers opened, Kaiser High would be a good starting place for one.

I urge you to keep educational funding channeled through 'Olelo Community Media so that more media centers can become a reality in the future. Thank you.

Very truly yours,

Rinda Fernandes
Student Activities Coordinator
Kaiser High

Stephen Ruddell
<macsteve@hawaii.rr.com>
09/30/2009 12:39 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic's Franchise Renewal

To whom it may concern,

I have several concerns with Oceanic's franchise renewal. I am a cable subscriber and user of PEG access.

My first concern is regarding the funding. Currently Oceanic has a massive penetration into the market and their growth over the past franchise has been enormous, all of which is using the public right of way. There growth has not only been in there respective cable industry but now to telephone service, internet, etc. Even now we see they're proposed expansion for 3G and 4G wireless networks, all again using the same infrastructure on the public right of way. However I do not see any way the public is compensated for the massive amount of profit being made for all these other services using the same public right of way. I do not believe this was the intent nor was this considered in the previous franchise given to Oceanic by the DCCA. This greatly disturbs me as in the future what if there is no cable but just video on demand or internet stations where does this leave current and future funding.

Secondly I am concerned over the lack progress of PEG in the future in this proposal. Currently there is a cap set forth on PEG. This cap prevents all of the funding from being used for PEG access. I worry that if the cap is not removed how many Community Media Centers will be left? The funds are used on other infrastructure and other projects. I would encourage the DCCA to remove the cap for PEG access and consider having Oceanic provide and maintain the other systems that the additional funding from PEG is used for. As I indicated before Oceanic profits greatly in other sectors but in no way has to compensate the public or state for any of these revenue streams using the same infrastructure and public right of ways. I believe the DCCA should require Oceanic to provide and maintain the States iNet system. This could include connecting of all state facilities, University of Hawaii, libraries, public schools, and should include maintenance and upgrades for the future. I do not believe this would be overstepping your bounds as a somewhat similar agreement was done on Maui. Likewise there should be some sort of plan of migration for PEG to new technologies as they progress, such as HD or whatever the future may hold. PEG should also be accessible in the same manner as other television network stations. Not using the technology to efficiently eliminate or minimize PEG, but to meet on par with stations and technology that can move us forward. Already there has been a lack of keeping up with technology. There is no way to do closed-captioning or anything of this source. This is especially disconcerting when my elderly aunt is not able to watch shows unless someone is with her to tell about the show. This all reiterates how PEG has been slipping with technology over the past few years and we do not want it to slip totally out.

Third I am concerned over the split that currently exist in PEG. It is inefficient and I wonder how much more could be done with the duplicated of precious resources. I was recently watching a show on Olelo in which David Lassner talked about how inefficient broadband is in Hawaii where all the different broadband companies have to lay individual lines for their connectivity. He talked about how Korea is now aiming for broadband speeds of 1000 MB as opposed to Hawaii's 6-10 MB connections currently available. At a time when waste is not needed I believe it is in the best interest of PEG to keep funding as efficient as possible, so we can do the most with the funds available.

Lastly I would like to point out the value of PEG. I know that some people question viewership and value of PEG. Viewership is not the only measure to judge the value of PEG Access. The fact that the public is given a voice is the other purpose of PEG. When I was at the Public Hearing held on September 15th, I noticed one thing that ringed throughout the testimony. Many people were there concerned that they would loose there voice. Currently the PEG access is bursting at the seems. As I renewed my series timeslot I found that the series-slot werecompletely full. This in itself demonstrates the value of PEG. Many are

empowered to have a voice to speak. Who knows what student at a high school who will become the next Steven Spielberg because of his opportunity to share his message? Who knows that 1 viewer of 1 show that will be inspired to be the next Barak Obama because of something he was able to be apart of or inspired from PEG. A great deal of weight should be given to the fact that the public, education and government now have the chance to speak. And I know that if were possible for more Community Media Centers to be open and more channels allocated to PEG there are voices that are silent now waiting for the opportunity to speak.

We cannot deny the impact that PEG access has had on the State of Hawaii. From the Searider Production Company out of Waianae high school, to the State and City televised meetings, to the public events that are shared from all to see. We have a responsibility to continually move PEG forward. I am glad that Oceanic has profited greatly from there current franchise, but believe more can be done to fairly compensated the State and Public for the franchise that Oceanic is being offered. I only wonder when we are at the next franchise renewal in 20 years, what will be said about the foundation that we are going to lay today.

Thank you for your time,

Stephen Ruddell
610 Palawiki St.
Kailua, HI 96734

michael paz
<michaelpaz@yahoo.com>
09/30/2009 12:52 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Cable Franchise Renewal Testimony

Aloha,

My name is Michael Paz and I am writing in regards to Oceanic Time Warner's franchise renewal. I appreci opportunity to submit my testimony to the DCCA in hopes that these requests are taken into consideration du contract negotiations.

As an employee of 'Ōlelo, I have had the opportunity over the last 5 and half years to serve the public, educa government sectors of our community. I began my employment at 'Ōlelo as a Client Counselor. My duties the most part to help members of the community manage their programs. During this time, I met with hundr community members with interests ranging from inspirational programming to sports related topics; all of wl passionate about getting their message out to their community. I also worked in the training department at th Mapunapuna CMC for a year and a half and had the opportunity to teach production classes to people interes creating programs in and about their community. During this time, I came to realize how huge an impact PE has in a community. As end users, PEG access gives the average citizen a voice and an outlet to get their me to a larger audience. For the viewers of Oceanic's channels, PEG access gives the community a broader viev that affect their everyday lives, much more than the 30-second sound bites seen on news programs and perha different perspective. In just the five years alone that I've been involved in PEG access, I've seen the deman the resources. Equipment use, participation, program creation have all risen. 'Ōlelo was granted a sixth char recognition of this demand and I hope that the DCCA sees it fit to negotiate provisions in the new contract to channels that are just as accessible as the current ones now.

Currently my position at 'Ōlelo is CMC Manager. I manage the Studio@Capitol which offers services to the legislators and state administration. Since opening the CMC here at the State Capitol, we have had a great re from the Senate, House and State Administration, many of whom have used the studio to create programs for constituents. The resource is invaluable to our law makers in that it allows them a venue to connect with thei constituents in a timely manner. This is especially important during the legislative session when the citizenry be informed about issues that their legislators are working on. Funding for CMC's (Community Media Cent to be increased so that these kinds of resources are available for the years to come.

I've also had the opportunity to work at our other CMCs: Mapunapuna, Waianae, Waipahu, Wahiawa, Kahu and Windward. All of these CMCs with the exception of Mapunapuna are located in schools allowing the ed sector equal access to the channels. Our work with the education sector extends well beyond the schools wh media centers are hosted in. As the PEG access provider, 'Ōlelo has done outreach to educators all across th sponsors an island wide Youth Exchange Video competition. We also work with the University of Hawaii, Universtiy, Leeward Community College, Windward Community College, Hawai'i Pacific University, Hono Community College and many other higher education institutions in providing instruction, mentoring and pr related services. Furthermore, we have partnered with numerous elementary, Jr. High Schools, High School charter school to create very successful summer media programs.

I hope my testimony gives the DCCA a little insight on the importance of PEG access. It is imperative that t acts in the public's best interest in negotiating a contract that will keep these services not only intact but mak provisions for improvements in the next two decades. These improvements should include:

- The ability to go live to air from each CMC as well as remote locations such as community centers, th Honolulu Convention Center, public venues on the Leeward and Windward coasts.

- Inter-island connectivity so that legislators working from the island of Oahu can reach their constituer districts of neighboring islands. Inter-island connectivity would also offer the Public and Education s larger viewing audience.

- Removing the cap placed on the fees paid to 'Ōlelo by Oceanic Time Warner. These funds would go way in providing more access to all communities.

- Putting public access on an even playing field with the commercial channels when it comes to techno advancements including HD broadcast.

- Keep PEG together and **not** separate the funding.

- Make sure that the PEG access channels are not buried in higher numbered digital realm. These high numbered channels are only accessible to a small percentage of Oceanic subscribers and will not allo equal viewership opportunities.

Thank you again for the opportunity to submit my testimony. I look forward to your decision and I am confi the DCCA will negotiate a contract that is in the best interest of the citizens of Oahu.

Sincerely,
Michael Paz

pupulewahine808@aol.com
09/30/2009 12:57 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:keep Olelo!

Olelo Has been a very informational channel for the community. It doesn't matter where you live? or what part of the world you come from. Olelo has shown things that other channels won't show. Other people won't listen to what the community has to say. Our economy is at very low. And we need to stay together to get our views and voices heard. Since the government doesn't hear or see what the people need. We don't need RAIL! We have no money, they say. They wanna do budget cut backs and cancel school for our children, because we don't have money. But wanna build RAIL! They wanna close down this and that but yet still wanna push RAIL! Do we really need RAIL? We need education for our children. Our parents need to keep their jobs so the economy doesn't get worse. If the government keep laying-off jobs, soon there's going to be no schools. Then we'll have nothing to offer our future generations. Please keep all Olelo's channels for their informational views that most people don't know about. How would each community know about what's going on in their neighborhoods if it wasn't broadcast. I tune in to neighborhood meetings because I do wanna know what goes on. There's no knowledge of it if wasn't broadcasted. It also gives our children exposure to media and become future broadcasters.

kc connors
<kcstuff@hotmail.com>
09/30/2009 01:33 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Increase OLELO's Funding & Scope

ALOHA Department of Commerce & Consumer Affairs,

Both OLELO's funding and scope needs to be greatly increased in the new franchise renewal contract. OLELO is such an important part of our Community.

OLELO informs the public about so many issues, cultures, viewpoints and events that are not covered in our shrinking mainstream media. OLELO's Community Media Centers provide vital high-tech training to Oahu's young people. Each High School in Oahu needs an OLELO CMC, for both training our youth, and building & hearing Community voices.

We need the OLELO CMC at Kahuku High School to be open all evenings and Saturdays and more classes taught for both youth & the Community. Too often the Local TV stations do not want to drive all the way out to the North Shore/Koolau Loa, even for an important story, so the public is uninformed. Current important examples include: Developers pushing ahead with the huge development of Turtle Bay and Developers pushing ahead with the Huge development at Malaekahana/Laie. OLELO has aired very important meetings & programs on these issues. Without OLELO Kahuku & OLELO Windward dedication and help, people would be uninformed about these crucial issues that will impact Hawaii's entire economy.

In Hawaii the mainstream media often does not cover real debt on many important issues. OLELO allows real debate with no fear that wealthy developers or sponsors will no longer advertise. OLELO also airs many local uplifting religious programs enjoyed by the Community. And in the years of working with the OLELO Kahuku & OLELO Windward, I have always found OLELO's staff to be very professional, extremely helpful and exceptionally dedicated.

As an island state we need to be better connected. The mainstream media has cutback on coverage of the other islands. We need additional OLELO Channels so we can remain connected with the other islands, and also so more diverse Oahu voices can be heard.

Media technology is rapidly changing and OLELO needs increased funding to update its equipment, websites and vehicles. OLELO needs the new technology to air important events live! Especially for those who live in the Country and can not travel all the way to Honolulu, hearing important meetings in a timely manner is vital for our Democracy.

The current PEG funding structure needs to keep in place to make sure that our many different Community voices can be heard. We need strong CMC in each of our High Schools in Hawaii so that our young people can have high-tech media training so vital to their future, and so each Community's voices can be heard.

Currently Oceanic has a monopoly of our airwaves and that has to be looked into also. With such rapidly changing technology a 20 year contract does not serve the public interest. The franchise needs to be reevaluated and upgraded every 2-3 years to make sure it takes into consideration current technological advances and serves the Communities changing needs.

Thank you for strengthen OLELO and CMC around Oahu. OLELO is vital for High-Tech training for our youth. OLELO strengthens are many diverse Communities, gives us a voice and strengthens are Democracy.

Sincerely,
Kathleen KC Connors
Kaneohe

Hotmail® has ever-growing storage! Don't worry about storage limits. Check it out.

Lorrie Kanno
<lwkanno@yahoo.com>
09/30/2009 01:39 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony

To Whom It May Concern:

I am writing as a concerned citizen and community member to express support for the valuable programs and opportunities that `Olelo provides and my concern regarding the Franchise Renewal.

The 'Olelo Community Media Centers are a vital part of our community because it allows the members of the community to have a voice. Over the years, I have witnessed the incredible work of the dedicated staff who have provided invaluable training, particularly in underserved communities whose voices aren't always heard. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical.

I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai`i and which invigorates the spirit, especially in these uncertain and difficult times.

Thank you very much for your consideration and thoughtful deliberation.

Sincerely,
Lorrie W. Kanno

Keaulana Billings
<hilife_808@yahoo.com>
09/30/2009 01:43 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject testimony

To DCCA,

PEG acces is an integral part of communicating public interest. We dont have to go through the rigors of paid commercial television to get our message out to the community. As a member of the community and Oceanic cable subscriber I would like to see public access expanded for myself and my community. The fact the you already deciede to continue the cap on PEG access funding before the public hearing on the 15 shows that your intention is not that of the people of Oahu and the State of Hawaii. I want you to reconsider that decision based on the expansion of coverage that the PEG access entity Olelo, has demonstrated by opening up numerous community centers throughout the islands. The number of public, education, and goverment events and projects that members of olelo participate in should be evidence that they support all sectors of PEG. All of the PEG access community media centers with the exception of the Capital and Mapunapuna, are in public schools. Please dont deprive the youth of having this resource right in their own school. I also want you to keep PEG together. We have a media center in the capital for only goverment work. Again most of the media centers are in public schools, that shows the track record of Olelo serving the different sectors of PEG. As far as HENC is concerned, I hate thier programmming. How is the voice of the youths being herd by funding HENC further. As far as their programming, I think that most kids will not benifit from the crapy shows. Boring and uniterested is the feeling I get after watching a HENC produced show. I could be the producer, talent, and technitian at the same time for their rudamentary shows. Please appropriate funds where they will have the most postive affect. Dont silence the public. Also: expand bandwith for PEG, have state access channels, increase channels, upgrade the fiber network on oceanics dime and not through PEG funds, and above all do this on behalf of the peolpe that you live on this land with and not you personal gains.

Jeffrey Higa
<hpv.higa@yahoo.com>
09/30/2009 01:48 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warner Cable's (OTW) Oahu Franchise Renewal

Dear DCCA,

Hawaii's Plantation Village has been the beneficiary of extended community outreachprogram initiated and funded by 'olelo. I am writing in support of continuation of these programs, especially those serving rural, underrepresented, and underserved communities. Hawaii's PLantation Village has tried unsuccesfully for years to have its educational andcultural programs heard and aired. It was only through a series of collaborations with 'olelo that we finally saw our cultural museum's programs available to a wider audience.

In support of those programs and goals, I would like to see

included in the Franchise contract between the State of Hawaii and Oceanic Time Warner for the use of our public rights of way, provision listed below or there should be NO FRANCHISE TO Oceanic Time Warner.

In order to grant a franchise to OTW the below listed provisions must be included:

*Extend technical assistance to all communities who are currently underserved or

underrepresented as to the extent, cost and benefit of the OTW Franchise contract. Extend written testimony deadline 30 each time any material facts are introduced that relate to OTW Franchise contract.

*Removal of PEG Provider Revenue Cap

*Restore 10% of ALL channels Analog & Digital immediately available, accessible and unrestricted to PEG providers

*Same quality video & audio signal for PEG as all commercial channels. NO

elevated audio during Commercials day or night.

*Capital Funding to UPGRADE to HD & and maintain, Keep current with all

Technology for PEG Providers

*NO "E" Separation from PEG. Strengthen our communities by having Education

participate with Community. Allow for a democratic collaboration so together we all win.

*NO FUNDING To HENC (Hawaii Education Network Consortium) without

community & PEG collaboration. Let's partner and get strong together. HENCs current funding request makes community weaker while they get stronger. All HENC funding and channel request must be outside of PEG Franchise considerations or fees. Note: Kauai included a provision that all government buildings be wired at no cost and not part of PEG funding steam. We need to follow this example.

*Access to ALL HENC Resources for community use by PEG Providers

*OTW 20% REVENUE SHARING to PEG on ALL revenue sources...pay per

view & Packages offered & all cable + internet Advertising revenues

*ALLOW for additional channel space to broadcast ALL PEG Channels and

Viewable on ALL ISLANDs

*OTW Pay Full franchise fee allowable by LAW to PEG Provider.

*ALL DCCA rainy day funds distributed to PEG provider if not use.

*10% of Internet Access and revenues to PEG providers and available to each

Community Media Center for Community & Student use at no cost (Minimum T-3 Bandwidth) (as the same cable right of way is used to a percent of revenues must be included)

*Allow for PEG Provider to develop Community Media Centers (CMC) in every

School Complex Allow PEG to deliver direct services and resources to schools, teachers students & Communities Statewide.

*2 way, LIVE interactive from ALL PEG CMCs Statewide.

*PROMOTE PEG ACCESS CHANNELS on all OTW Cable channels (1000 plays

per month per channels) promote the good things in our communities.

Community decides content.

*Allow for communities to choose PEG service providers. Link all Islands into

one contract to negotiate best benefit for each community and for the people of Hawaii. Allow each community not county to decide.

*NO SEGMENTED Franchise contracts, JOIN ALL PEG provider contracts,

STATE OF HAWAII into ONE Franchise. DCCA must negotiate from the

communities benefit position to enable our communities and not promote civil disability.

* Closed Captioning funding for ALL PEG channels funded outside of PEG funds.

All languages on PEG programs.

*OHA or the Hawaiian Government entity (as part of their land claim), to receive

a portion of available channel (a minimum of 10 Channels above 10%

allowed to PEG providers, Analog & Digital channels & bandwidth at no cost to or restriction to create commercial and non profit programming for broadcast to all islands and beyond. Allow OHA to develop an economic engine to benefit the host culture. LIVE and two way capable.

*Whereas the franchise is Oahu centric and Oceanic Time Warner represents a

nearly exclusive provider of cable services State wide, all islands and communities and contracts should be considered. All islands should have technical assistance to provide information understandable to communities. I believe DCCA and it's Cable Administrator has failed to provide the needed information for communities of underserved and under represented communities to understand the value of our Rights of Way, the benefit and potential lost of the pending Franchise contract. Allow more time to educate the value and cost of the OTW Franchise Renewal process and contract. Extend testimony period a minimum of another 30 days to allow input from all stakeholder statewide as we will all be impacted by the resulting contract.

Jeffrey Higa
Executive Director
---
hpv.higa@yahoo.com

Hawaii's Plantation Village
94-695 Waipahu Street Waipahu, HI 96797
Ph. No. 808.677.0110
Fax No. 808.676.6727

http://www.hawaiiplantationvillage.org

Maureen Chapman
<mchapman8@mac.com>
09/30/2009 01:51 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Community Cable Access--Time Warner Contract

September 30, 2009

Cable Television Division
Department of Commerce & Consumer Affairs
P. O. Box 541
Honolulu, HI 96809

Dear DCCA Representatives,

I first became involved with 'Olelo as a member of Hawaii's First Lego League Planning Committee, a group that supports the elementary-middle school robotics program in our state. I was tasked with the challenge of creating a one hour public television program related to our 2008 State Championship. As I trained on the use of equipment, video techniques and production of the video, I was very impressed with the support I received for this endeavor from the Palolo Branch of 'Olelo here on Oahu.

But even beyond that, during the months I spent at Palolo I was awed by the vast number of people who crossed my path with their range of interests and their dedication to creating public awareness on a wide array of topics. Without the support of equipment and expertise of this 'Olelo group, I would not have been able to create and share this day long event involving almost 500 students, their supporting families and friends, and countless volunteers on the Island of Oahu. and other islands on its public channel.

I unconditionally support 'Olelo's fight for the viability and existence of community access (PEG). Considering that the Oceanic Time Warner franchise has a very lucrative market in Hawaii, the requests and issues brought forth with its renewal application need to be reviewed very carefully for its impact on all of us. Time Warner will be making billions of dollars over the next twenty years in exchange for using our Public Right of Way. At this time, 'Olelo gets less than 3% of the Time Warner cable subscription revenues, not including Oceanic's other profit generating services.

Toward the goal of providing community access to all matters regarding social, economic and political issues including education and government programs, I support the following steps:

- Include provisions for a review of Oceanic Time Warner's PEG services every 5 years, rather than the 20 year contract they are requesting. Our services must keep pace with a technology that evolves rapidly even in one year.
- Require additional funding for community access (PEG) to upgrade its network, equipment and software to provide the technological improvements needed for viability in the coming years. An example in my own experience is the use of an older version of Final Cut Pro software for video editing and production; although quite satisfactory for now, it will eventually have to be upgraded as operating systems and computer capability evolve.
- Provide an inter-island high capacity broadband network to expand video conferencing

capabilities among the islands. Such access can eliminate the need for air travel for many guest appearances; it also provides easy public access for legislative testimony and open entry to needed meetings. This broadband system would have provided an easier, more effective opportunity for all of the HFLL teams on the neighboring islands to join in on the recent Kick-off Event on Friday, 9/18/09. Our initial guest speaker from Maui had to cancel because of timing of flights and his availability for this event.

- Retain our current six channels allocated for Oahu community access and provide for at least two more channels that are common to all islands. Timely, consistent opportunities for viewing of events on the outer islands should be a priority. Organizations like ours are built with hours of volunteer participation toward training, organization and networking; our limited funding depends on generous donations from various organization. Broadband accessibility would allow HFLL to reach greater numbers of students and their support groups around the Islands. It would help to reduce costs for transportation and production materials, and time. Extra time and effort was required to insure that copies of the broadcast reached volunteers who worked to allow airing on the adjacent islands.
- Rather than weakening the resources of PEG (Public, Education, Government together), allow the Hawaii Education Network Consortium (HENC) to have its own additional channels. 'Olelo on Oahu is considered by many, the number one public access facility in the nation. Its strength lies in the cohesion of the three entities that protects the Public portion. From what I can tell, providing an opportunity for all of these entities to work together would benefit the public even more.
- Provide channel numbers for community access that are as low as possible and adjacent to local broadcast channels. Many 'Olelo viewers are initially attracted to 'Olelo programming by channel surfing so the channels need to be easily accessible. Viewers would perceive these as part of the local broadcast series of channels. In the case of HFLL, greater numbers of the community would be able to observe a robotics event that represents a very powerful learning experience for the students of Hawaii. They would see great numbers of young minds working very hard and having fun--the reality of its future.

Thank you for careful consideration of these issues.

Sincerely,

Maureen Chapman
mchapman8@mac.com
HFLL Media Representative
523 Kekupua St.
Honolulu, HI

Mel_Cariaga/KAISER/HIDOE
@notes.k12.hi.us
09/30/2009 01:55 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject KHS Testimony - Spanish

STATE OF HAWAII
DEPARTMENT OF EDUCATION
Henry J. Kaiser High School
International Baccalaureate
Diploma and Middle Years Programme
Candidate School
511 LUNALILO HOME ROAD
HONOLULU, HAWAII 96825-1799
Ph. (808) 394-1200, Fax (808) 394-1245

September 25, 2009

Cable Television Division
Dept. of Commerce and Consumer Affairs
P. O. Box 541
Honolulu, Hawaii 96829
E-mail to: cabletv@dcca.hawaii.go

Testimony re: Oceanic Time Warner Franchise Renewal Application

My name is Ignacio Melvin Cariaga, and I have been a Spanish teacher at Kaiser High School for over ten years. I strongly recommend that Oceanic Time Warner increase its financial contribution to community television during its next 20-year cable franchise period. There are many of us in the community who would welcome this increased commitment. The tangible rewards of community media are positive, long-lasting, and worthy of continued support.

I consider video production to be an indispensable educational tool. Every year the students in each of my Spanish classes produce between two to three different video productions based on the various grammatical and cultural themes presented in the Spanish language textbook. Students develop their own scenarios in the Spanish language, rehearse these scenarios, and produce short videos which are then shown to the class for their input in the assessment process. The students use their own equipment, and the videos usually are edited roughly, if at all.

Last year we became much more acquainted with video production standards when we produced

a more ambitious, 10-minute long news program, entirely in Spanish, which included interviews with our school principal, a movie review, a tour around campus, and interviews with selected students. This experience opened my eyes to the possibility of becoming more involved with video production in the future. The program, "El Colegio Kaiser Presenta," aired on our school's community access television program, "Kaiser High Presents." Commentary from the public was most positive, and therefore we would like to continue programs like this in the future.

'Olelo Community Television has been consistent in its support of educational programming at Kaiser High School over the years. I strongly recommend that Oceanic Time Warner, through 'Olelo, establish new Community Media Centers on Oahu during the next franchise period. If we had a Community Media Center in Hawaii Kai that was open from 3:00 to 9:00 p.m., my students would take advantage of the additional opportunity to improve the quality of their work. Because I assign these videos each year, I can assure you that such a Media Center would be utilized by students in my Spanish classes.

Very truly yours,

Ignacio Melvin Cariaga
World Languages Department
Kaiser High School

Roberta Ogata
<robertagt112@gmail.com>
09/30/2009 02:06 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Oceanic Time Warner Cable Franchise Renewal Testimony

Aloha Mr. Sonobe,

Please disregard my previous email. I have attached the correct testimony with my signature. Thank you very much.

Testimony Oceanic Time Warner Cable Franchise.pdf

September 29, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

RE: Testimony on the Application for Cable Franchise Renewal by Time Warner Entertainment Company, L.P., through its Hawaii division Oceanic Time Warner Cable

Dear Mr. Sonobe,

I'd like to thank the DCCA for this opportunity to provide comments on the cable franchise renewal for Oceanic Time Warner for the island of Oahu and for extending the submission deadline for written testimonies. I would also like to extend my appreciation to the DCCA for holding a hearing at McKinley High School to give the public a chance to express their opinions and concerns they have with regard to the franchise renewal. I wished that I could have heard everyone's testimony and if I may make a comment, perhaps the DCCA should have given the community another opportunity to give oral testimonies by scheduling another hearing at a different location.

I learned a lot from listening to everyone's oral testimonies at the hearing and their concerns, not only for themselves, but for their family members, friends, co-workers, clients, and everyone else in their communities and the huge impact that this franchise would have on all their lives.

As a viewer of Olelo's for the past 15 years, it really touched me how passionate Olelo's clients are and how the programs on Olelo have helped so many people from all different walks of life. For example, the gentleman that testified how watching a program on Olelo saved his life and helped him out of depression and the many students who was able to finally find something that they are passionate about and the myriads of individuals who found joy and happiness in life again from watching a program on Olelo's channels. I believe that this kind of positive influence on an individual's life is the most important gauge to consider when looking at how effectively a program and service can impact a community. Nielsen ratings can't gauge this type of impact. Thus, I strongly feel that the State of Hawaii needs to ensure that the cap on PEG funding be lifted so Olelo would be able to expand their positive influence and services to all viewers throughout the State of Hawaii.

As mentioned earlier, I have been a viewer of Olelo's for the past 15 years. I assumed that Olelo was responsible for all six channels, but after listening to testimonies and speaking to individuals at the hearing, I've come to understand that the Hawaii Educational Network Consortium receives 25% of Olelo's funding and are now asking

the DCCA for a minimum of 33% of Olelo's funding and full assignment of channels 55 and 56. I strongly feel that Olelo should be fully responsible for the programs on those stations and all funding should be given to Olelo. I use to watch channels 55 and 56, but I've stopped watching both of those stations because I always see re-runs of the programs. It might be my imagination, but it seems that several of the programs on channels 55 and 56 are at least 10 years old. I've called Olelo several times to ask why they are airing the same shows over and over. The response I've received from different staff at Olelo is that the Department of Education and University of Hawaii are the ones responsible for the programs that get aired on channels 55 and 56. Now it makes sense after learning that the Hawaii Educational Network Consortium is responsible for channels 55 and 56. I strongly urge the DCCA to re-consider the Hawaii Educational Network Consortium request and deny their request for 33% of Olelo's funding and full separation of "E" from PEG. It seems to me that The Hawaii Educational Network Consortium does not need an increase in their funding because they are not and have not been producing a lot of new programs. Until they start airing many more new shows like Olelo, I think their funding should be capped. Also, please keep the PEG services together under the management of Olelo. If Olelo is put in charge of the programs for the designated "E" stations, I have no doubt in my mind that the programs will be fresh and new with an increase in viewership by many members of the community.

In closing, please ensure the support and protection for the services and programs that Olelo has and continues to deliver to all communities by lifting the cap, keeping PEG services together and denying Hawaii Educational Network Consortium request for 33% of Olelo's funding. I also pray from the bottom of my heart that the DCCA will negotiate a fair and honest franchise agreement with Oceanic Time Warner on behalf of the entire State of Hawaii.

Thank you very much for taking the time to read my testimony and consideration.

Sincerely,

Roberta Ogata

"Mahealani Wendt"
<mawendt@nhlchi.org>
09/30/2009 02:11 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Time Warner Renewal

Dear DCCA,

Please find our organization's testimony attached.

Mahealani Wendt Oceanic Time Warner Renewal.pdf

NATIVE HAWAIIAN LEGAL CORPORATION
Serving Hawai'i since 1974

1164 Bishop Street, Suite 1205 • Honolulu, Hawai'i 96813 • Phone (808) 521-2302 • Fax (808) 537-4268

September 30, 2009

Department of Commerce
& Consumer Affairs

Re: Oceanic Time Warner Franchise Renewal Application

Ladies and Gentlemen:

The Native Hawaiian Legal Corporation, a 501(c)(3) non-profit public interest lawfirm, has produced a series on `Olelo public access cable television for several years. The shows typically feature our staff attorneys and clients who discuss a variety of legal issues, including land, natural resources, traditional and customary practices, public land trusts, intellectual property rights, traditional peacemaking, and many other related subjects. Our shows are produced at a community-based studio at Jarrett Middle School in Palolo. We are extremely grateful for the strong support and technical assistance we have received from the staff there. They have often gone far beyond the call of duty to accommodate our production and telecast needs.

Based on our own review and study of the application, we would like to submit the following comments:

1. We support a provision that would requirereview of the PEG access services at least every five years, to ensure that services keep pace with technology. We do not believe Oceanic's request for a 20-year term would be in the public's interest, as technological advances are occurring with such rapidity as to render advances obsolete within a very short period of time. Twenty years is too long and not reasonable.

2. We support keeping PEG -- Public, Education and Government components -- together. We agree that a major reason for Oahu's outstanding national ranking as a public access facility is due to this consolidation. We would not like to see any of these major components segregated out.

3. We support provision of an interisland high capacity broad band network that can create video conferencing between islands. The resultant capcity would be of critical assistance to many of the individuals and communities we serve. Too often, limited funds render neighbor island travel and vital communications a great challenge. We consider provision of interisland broad band capacity indispensible to our organization's mission of advocacy.

Services made possible with major funding from the Office of Hawaiian Affairs.

4. We urge retention of the existing six channels allocated for Oahu community access and would ask that at least two additional channels be made available that are common to all islands. At the present time, shows produced on Oahu must be replicated and disseminated to neighbor islands. Each island has a slightly different procedure and protocol, and it is sometimes a challenge to ensure the shows are broadcast timely.

We respectfully ask that you give the above your serious consideration. Thank you for the opportunity to provide public comment.

Sincerely,

Mahealani Wendt

Mahealani Wendt
Executive Director

"Gigi Davidson"
<gigid@hawaiiantel.net>
09/30/2009 02:29 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject testimony

As a community member and as a director of a nonprofit organization that has benefited from the services provided by Olelo I believe that the following need to be addressed:

1. An increase in funding should be made available to open more CMCs on O'ahu and ensure that the current CMCs are not closed.
2. Capital funding should be made available to support 'Ōlelo's migration to High Definition Television and Oceanic should upgrade 'Ōlelo's current fiber connection to support ATSC (Advanced Television Systems Committee) standards which include captioning and metadata streams.
3. The original cable franchise required that 10% of the operational channels be available for Access use. In keeping with this intent and with the changes in technology, 10% of the total services (not just channels) being offered by Oceanic should be available for Public Access use.
4. Access Channels should be accessible in the same manner as the local network affiliate channels. Oceanic's application is proposing that lesser viewed channels will be made accessible via a system that would take several steps to get to. This would be similar to having to go through several menu layers before finally being able to view the channel. Click here for an example of how AT&T's U-Verse menuing system works for some California PEG Channels.
5. The current Franchise Agreement has specific requirements for the picture quality of Access Channels stating that it should be at least equal to that of the local network affiliate's channels. It would be in the public's best interest if this wording was retained and enforced.
6. The current network that connects 'Ōlelo and different sites needs to be upgraded to handle High Definition video and data simultaneously. The number of connected sites should also be expanded to include all of 'Ōlelo's facilities, more schools, and public facilities such as the Blaisdell Arena and Concert Hall.
7. In order to build stronger communities, two Statewide channels should be made available for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.

Olelo provides many benefits to the community and should not be stripped of its channels, programs or funding.

Gigi Davidson
'Ohana Komputer
1516 Avon Way
Honolulu, HI 96822
(808) 523-8191

Success in the twenty-first century is all about the World Wide Web and the Internet. It starts with accessible computers and knowing how to use them. When you support Ohana Komputer,

you ensure that Hawaii's kids will be computer literate and ready for school and beyond.

Gigi Davidson
'Ohana Komputer
1516 Avon Way
Honolulu, HI 96822
(808) 523-8191

Success in the twenty-first century is all about the World Wide Web and the Internet. It starts with accessible computers and knowing how to use them. When you support Ohana Komputer, you ensure that Hawaii's kids will be computer literate and ready for school and beyond.

Deena_Yoneda/LEILEHUA/HIDOE@notes.k12.hi.us
09/30/2009 02:35 PM

To cabletv@dcca.hawaii.gov
cc governor.lingle@hawaii.gov, LtGov@hawaii.gov
bcc
Subject 5pam:Oceanic Time Warner Franchise Renewal

To DCCA Cable Television Division:

I am a teacher at Leilehua High School in Wahiawa. The courses I teach are mainly in television and video production as part of our Cinema Tech academy. We have been extremely lucky to have an 'Olelo Community Media center here on our campus. The Wahiawa center opened in January of this year. Improvements to our facilities have been noticeable from the start. Moreover, resources that are available to us have vastly increased in terms of equipment and expertise from the 'Olelo staff.

I've already seen many community members make use of the services that 'Olelo provides. A group of teachers from one of the complex schools came in for training together. I've even seen alumni of Cinema Tech come in to take advantage of the wonderful opportunities offered at the media center. If we did not have a media center out here in our area, many of these people wouldn't use the services. It is imperative that we continue to have media centers in different areas in order to continue to allow a variety of voices to be heard.

We have only just begun our journey together with Leilehua High School, the Wahiawa community, and 'Olelo. We are starting to collaborate more and more and so far it has been an extremely positive experience. We want to have that chance to continue to learn and grow and work together to create programs that represent the people of our community.

'Olelo's Youth XChange video competition is a well-organized, meaningful contest that empowers Hawai'i's youth. We have participated in this competition each year and we want to continue to participate by improving the quality of our videos and sharing the important messages behind them. Having the Wahiawa Community Media Center and the amazing 'Olelo staff members here on our campus is one huge step toward continuous improvement in that area.

The DCCA has the power to keep Community Media Centers open by removing the cap on funding for PEG Access services and keeping Public, Education and Government access together. Don't split the funding between P, E and G, because we don't want to lose our Media Center. Oceanic Cable is asking to use our public right of way to lay cable and use public airspace. Supporting the 'Olelo Community Media Centers is a great way to give back to the community. The DCCA must do their job to represent our voices.

Thank you for your time and consideration.

Sincerely,
Deena Yoneda
Leilehua High School
1515 California Avenue
Wahiawa, HI 96786

Hannah Wright
<valaautv@gmail.com>
09/30/2009 02:54 PM

To cabletv@dcca.hawaii.gov
cc gov808@yahoo.com
bcc
Subject Testimony

My name is Misty Wright,

I am a student producer @ olelo community mapunapuna.
As a student @ FHS, We would like to see more live television programs on olelo. Where we could actually produce more live programs for our community & schools...it's a bummers when we can't.

If we were well equiped there at olelo...since they are not able to service alot of our programs via live...with not enough equipment to lend at the time. (saddens us)

It would help our youth programs. More live via equipments, vehicles, etc....

This is for our future & with it...It could help to establish our programs, community & have more youth participate with more technology at olelo.

Please consider this testimony on behalf of Va'laau TV Youth!

Where we are there to empower & embrace the difference.

Yours Truly,

Misty Liufau-Wright

Neal B Rivera
<nrivera@hawaii.edu>
09/30/2009 03:01 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony Franchise Renewal

Cable Television Division
Department of Commerce & Consumer Affairs
P.O Box 541
Honolulu, Hawaii 96809

Dear Director Reifurth,

I am writing to list a few comments on this upcoming Franchise Renewal of Oceanic Cable. This past 20 years the current franchise was successful in that it allowed communities voices to be heard and watched through P.E.G Access. It is imperative that the new franchise continue to move forward in the same regard to communities' voices.

The last franchise was written in a way that it allowed P.E.G to grow as technology changed. The new franchise should also hold the communities' voices in the same regard to the advancement of technology. To ensure that success, the new franchise should include provisions that allow the P.E.G access provider to address the needs of the technological changes and implement them. For example a migration to high definition television should include the P.E.G Access not only through the channels but also the equipment the community use to share their voices whether it is through High definition cameras, view on-demand on cable television, then being able to send this same video from a Community Media Center directly to Olelo's playback facility, eliminating the need to submit a tape or DVD.

To be able to meet technological demand, it is very important that P.E.G Access is not separated. The Hawaii Education Network Consortium is asking for a third of the funding and control of 2 of the 6 channels that Olelo currently operates. This request is to separate E from P.E.G. Olelo is already required to give 25% of the franchise to HENC; an additional 1/3 will debilitate Olelo's ability to provide service to the community. To separate E will be a **REDUNDANCY** of services. 6 of Olelo's Community Media Centers are currently on D.O.E campuses that already provide services to the educational sector that HENC says they will provide. That does not make any **ECONOMICAL SENSE** to give HENC an additional third when the services already exist. The beauty of having an Olelo community center at a school is that it brings the community and the school together. It provides services that the community and the school thrive on which creates partnerships that both entities can use.

Please when writing the new Franchise that you take my comments into consideration. Where else in the world can you turn on the television and find a Samoan fire knife dancing demonstration to a discussion on Filipinos coming to Hawaii in Tagalog a dialogue on Hawaiian sovereignty to Waimanalo Schools annual May Day celebration and a relay at night finding a cure for cancer. These voices need to be protected.

Hannah Wright
<gov808@yahoo.com>
09/30/2009 03:04 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testify

Aloha,

My name is Hannah Wright & i am a producer @ olelo tv station/mapunapuna.
I would like to say as a single parent & community worker.

Doing production work @ olelo has helped us alot...but it lacks in so many places.

1- Equipment for via live programs.
2- Needs more vehicles for other programs

It sad to say that via live programs are so much better than to wait. With not having enough equipment..For a programs.it really does not service us as a community. We like to see more live community programs..It wou help if you could supply all these demands.
Cause it would help us a whole...leaders, schools, community etc...

Olelo mapunapuna is in great need of all these equipments...It really lacks it & it could help us advance in ma areas.

Mahalo Nui Loa

Hannah Wright

ALLOW PEG ACCESS MEDIA TO THRIVE by allowing all the above provisions to be included in the contract as a minimum.

Mahalo,

Matt Yamashita
PO Box 1304
Kaunakakai, HI 96748
(808) 553-5011

Matt Yamashita (808) 553-5011 PO Box 265 Kaunakakai, HI 96748

DCCA Refranchise Matt Yamashita Testimony 9-30-09.pdf

Matt Yamashita
<molokaimatt@hotmail.com>
09/30/2009 03:36 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject DCCA Refranchise Oceanic Time Warner - Public Testimony

Mr. Lawrence Reifurth, Director, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

Mr. Clyde Sonobe, Administrator Cable Division, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

RE: Oceanic Time Warner Cable's (OTW) Oahu Franchise Renewal

September 30, 2009

Dear Mr. Reifurth and Mr. Sonobe:

My name is Matt Yamashita. I worked as Director of the Akaku Maui Community TV Molokai Media Center for nearly 6-years. In that time I witnessed first hand the important resource that PEG access channels represent for our island communities. I also became very aware of the many limitations and problems that exist for PEG's because of the way the current franchise agreement with Oceanic Time Warner is spelled out.

As the franchise agreement to Oceanic Time Warner is re-negotiated, please take considerable time to re-visit, update, and include the communities' input into the section that governs PEG's. This section should be clear and should include provisions that most empower our PEG's and their ability to serve all of our island communities.

I would like to offer my support for the following provisions, as suggested by James "Sparky" Rodrigues:

1. Extend technical assistance to all communities who are currently underserved or underrepresented as to the extent, cost and benefit of the OTW Franchise contract. Extend written testimony deadline 30-days each time any material facts are introduced that relate to OTW Franchise contract.

2. Removal of PEG Provider Revenue Cap

3. Restore 10% of ALL channels Analog & Digital immediately available, accessible and unrestricted to PEG providers

4. Same quality video & audio signal for PEG as all commercial channels. NO elevated audio during Commercials day or night.

5. Capital Funding to UPGRADE to HD & and maintain, Keep current with all Technology for PEG Providers

6. NO "E" Separation from PEG. Strengthen our communities by having Education participate with Community. Allow for a democratic collaboration so together we all win.

7. NO FUNDING To HENC (Hawaii Education Network Consortium) without community & PEG collaboration. Let's partner and get strong together. HENCs current funding request makes community weaker while they get stronger. All HENC funding and channel request must be outside of PEG Franchise considerations or fees. Note: Kauai included a provision that all government buildings be wired at no cost and not part of PEG funding steam. We need to follow this example.

8. Access to ALL HENC Resources for community use by PEG Providers

9. OTW 20% REVENUE SHARING to PEG on ALL revenue sources...pay per view & Packages offered & all cable + internet Advertising revenues

10. ALLOW for additional channel space to broadcast ALL PEG Channels and viewable on ALL ISLANDs and in ALL COMMUNITIES.

11. OTW Pay Full franchise fee allowable by LAW to PEG Provider.

12. ALL DCCA rainy day funds distributed to PEG provider if not use.

13. 10% of Internet Access and revenues to PEG providers and available to each Community Media Center for Community & Student use at no cost (Minimum T-3 Bandwidth) (as the same cable right of way is used to a percent of revenues must be included)

14. Allow for PEG Provider to develop Community Media Centers (CMC) in every School Complex Allow PEG to deliver direct services and resources to schools, teachers students & Communities Statewide.

15. 2-way, LIVE interactive from ALL PEG CMCs Statewide.

16. PROMOTE PEG ACCESS CHANNELS on all OTW Cable channels (1000 plays per month per channels) promote the good things in our communities. Community decides content.

17. Allow for communities to choose PEG service providers. Link all Islands into one contract to negotiate best benefit for each community and for the people of Hawaii. Allow each community, not county to decide.

18. NO SEGMENTED Franchise contracts, JOIN ALL PEG provider contracts, STATE OF HAWAII into ONE Franchise. DCCA must negotiate from the communities benefit position to enable our communities and not promote civil disability. Closed Captioning funding for ALL PEG channels funded outside of PEG funds. All languages on PEG programs.

19. OHA or the Hawaiian Government entity (as part of their land claim), to receive a portion of available channel (a minimum of 10 Channels above 10% allowed to PEG providers, Analog & Digital channels & bandwidth at no cost to or restriction to create commercial and non profit programming for broadcast to all islands and beyond. Allow OHA to develop an economic engine to benefit the host culture. LIVE and two way capable.

20. Whereas the franchise is Oahu centric and Oceanic Time Warner represents a nearly exclusive provider of cable services State wide, all islands and communities and contracts should be considered. All islands should have technical assistance to provide information understandable to communities. I believe DCCA and it's Cable Administrator has failed to provide the needed information for communities of underserved and under represented communities to understand the value of our Rights of Way, the benefit and potential lost of the pending Franchise contract. Allow more time to educate the value and cost of the OTW Franchise Renewal process and contract. Extend testimony period a minimum of another 30 days to allow input from all stakeholder statewide as we will all be impacted by the resulting contract.

ALLOW PEG ACCESS MEDIA TO THRIVE by allowing all the above provisions to be included in the contract as a minimum.

Mahalo,

Matt Yamashita
PO Box 1304
Kaunakakai, HI 96748
(808) 553-5011

Matt Yamashita (808) 553-5011 PO Box 265 Kaunakakai, HI 96748

DCCA Refranchise Matt Yamashita Testimony 9-30-09.pdf

Pono Kealoha
<alwayz_aloha@msn.com>
09/30/2009 11:22 AM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Time Warner Refranchise-DCCA testimony

Aloha kakou,
I am writing as a concerned citizen and educator to express support for the valuable programs and opportunities that `Olelo provides and my concern regarding the Franchise Renewal. Community access in the form of `Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. I have not seen a more dedicated staff committed to public outreach and training, particularly among underserved communities whose voices are even more important to air. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai`i and which invigorates the spirit, especially in these uncertain and difficult times.

Mahalo very much for your consideration and thoughtful deliberation.
Pono Kealoha
456-5772
1107 Acacia Rd.113
Pearlcity,HI. 96782
ponosize@hotmail.com

"ann Yamamoto"
<ann@hfbf.org>
09/30/2009 03:44 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Comments on Oceanic Time Warner's Franchise Renewal from the Hawaii Farm Bureau Federation

Please accept the attached comments from the Hawaii Farm Bureau Federation re Oceanic Time Warner's Franchise Renewal. Thank you.

ann Yamamoto | Hawaii Farm Bureau Federation | Executive Director | Phone: 808.848.2074 | Fax: 808.848.1921 | ann@hfbf.org | www.hfbf.org

HFBF Oceanic Renewal comments - Sept 30 2009.pdf

Hawaii Farm Bureau
FEDERATION
2343 Rose Street, Honolulu, HI 96819
PH: (808)848-2074; Fax: (808) 848-1921

September 30, 2009

Department of Commerce and Consumer Affairs
Cable Television Division
P.O. Box 541
Honolulu, HI 96809

Subject: Oceanic Time Warner Franchise Renewal

To whom it may concern:

This is to provide comments from the Hawaii Farm Bureau Federation ("HFBF") on Oceanic Time Warner's cable franchise renewal.

HFBF strongly supports the 'Ōlelo Community Media Centers. It has the potential to enrich the lives of our members, particularly rural members, and we would like to see Oceanic act on its renewal assertion that it " ... will continue to introduce new and improved technology to address the changing market ...". To that end, we urge the Cable Television Division to condition Oceanic's renewal with measures to upgrade the existing channels and connections that support public, educational, and governmental access. In particular, on a timely basis, the following features should be added.

- Capital funding should be made available to support 'Ōlelo's migration to High Definition Television and Oceanic should upgrade 'Ōlelo's current fiber connection to support Advanced Television Systems Committee standards, including captioning and metadata stream.

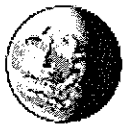
- Upgrading of the current 'Ōlelo connections to handle High Definition video and data simultaneously.

- Expansion of 'Ōlelo-connected sites to include all relevant 'Ōlelo facilities, and more public facilities, like schools and the Blaisdell Arena and Concert Hall. Two statewide channels should be made available to 'Ōlelo's Community Access programming.

We are users of 'Ōlelo's services and have no expertise in the technical matters related to how the service is provided. We urge you to consider 'Ōlelo's recommendations and monitor their implementation as circumstances reasonably permit.

Sincerely,

Ann Yamamoto
Executive Director



"M. J. Kimo Keawe, Producer"
<kimo.keawe@thestarsoftomorrows.com>

09/30/2009 01:46 PM

To <cabletv@dcca.Hawaii.gov>
cc
bcc
Subject Public Access Television Testimony

Attached in PDF format is my testimony, regarding Public Access Television. It is also included in this email below

Na'u me ka ha'aha'a,
Kimo Keawe

30 September 2009

TO; DCCA (cabletv@dcca.Hawaii.gov)
FROM: Kimo Keawe (kimo.keawe@thestarsoftomorrows.com)

Aloha kakou,

First of all, let me begin by stating that it is about time you EXTENDED the time allowed for written testimony to today, rather than three days after the hearing on September 15, 2009.

I, along with many volunteer's, held signs on King Street in support of keeping public access television and PEG. I later decided to attend the rest of the hearing.

When I first sat down to write my testimony after expressing my disagreement after the hearing on September 15, I was irate with how you handled the proceedings and how it limited the testimony of many, including the CEO of `Olelo Community Television, Keali`i Lopez.

I praised the kupuna who continued to speak even when you told her to wrap it up; I applauded the haumana from Wa`ianae who also spoke from the heart and did not matter how long she spoke, nor let your limit on her testimony to interfere. Hulo!

You and I know, though you will not admit it, that the hearing you (DCCA) held on September 15 was nothing more than to allow for "some" testimony. You knew that the out pour of verbal testimony would be great in numbers, but you chose to limit it to only three hours (and knowing that you started late, and not on time). Again, you limit the voices of the community when it comes to matters such as this renewal.

Unlike the government, we represent the community and its needs through public access television, like `Olelo Community Television. The government has never allowed its employer's, us (those that we elected into office and those, whose salary is paid by us, the voice in the community, including your salaries), voice our concerns and ideas. Instead you all choose to speak for us and limit the actual voices.

Being a producer and director for a TV Show on `Olelo that showcases Hawaiÿi's raw talents of Tomorrow, I am irate and pissed off knowing that the fate of public access television falls into the hands of the DCCA, who has not shown that they listen to us; or want our voices to be heard, but rather be controlled by a billion dollar corporation, like Time Warner who has no plans to use a penny of their enormous profits to upgrade the `Olelo network.

We see that across the nation there is a huge push by media conglomerates like Time Warner to shut down public access, these mogul conglomerates that spend less than a penny on a dollar in funding public access television, and you cannot see that? You who have children in the Schools, who BENEFIT from the presence of `Olelo Community Television's presence in their schools . . . you, cannot see that?

Hawai`i is the most lucrative market for Oceanic/Time Warner. They will be making billions of dollars in exchange for using our Public Right of Way. Right now, `Olelo gets less than 3% of their profit.

So here is my pitch and testimony:

- Do not give Oceanic another 15 year contract. Review their PEG services every 5 years since technology is changing so rapidly.

- DO NOT APPROVE the Hawaiÿi Education Network Consortium (**HENC**) request for at least 1/3 of `Olelo 's funding (separating the "E" from PEG).

- Keep PEG – Public, Education, and Government together. `Olelo on Oahu is the number one public access facility in the nation because PEG is together, further protecting the Public portion. By **separating PEG,** we loose our voice in the community and public access television. . . ***FOREVER!***

- DO NOT PUT a cap on its funding. Instead, provide additional funding to `Olelo to upgrade its network and equipment to keep up with current technology.

- Provide an inter-island high capacity broadband network to allow video conferencing between islands thereby eliminating the need for air travel for legislative testimony and meetings

- Allow Community Media Center's island wide to transmit live broadcasts so

they can keep up with current news and allow producers to bring in guests via ***"vifvdeo"*** from other location

- Allow `Olelo Community Television to keep their 6 channels and approve 2 more channels.

Let our Voices in the Community, continually, to be heard! It is about time you listen to the voices (and children) of the community . . . the voices of Public Access Television: `Olelo Community Television!

Na'u me ka mahalo - Testimony from Kimo Keawe.pdf

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2: 42

A___E___P___S___

September 30, 2009

To Whom It May Concern:

I am a long time resident of Waipahu. I have seen many of our students, ~~educator's and~~ families work with and along side of the Olelo Community Media Center. ~~Many of our~~ students don't have access to computers so they are very limited to what they can do. With the guidance and mentoring of the Olelo program our students have been able to achieve academically and socially. Olelo has always been able provide our students and families knowledge to empower themselves. Our community can dream big because of the programs efforts to provide a voice. Although, we are not the only community that is able to access the equipment I know that all the communities feel the same way.

I am very concerned and I would like expresses my support for the valuable programs and opportunities that `Olelo provides and my concern regarding the Franchise Renewal. Community access in the form of `Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. I have not seen a more dedicated staff committed to public outreach and training, particularly among underserved communities whose voices are even more important to air. Public access and the technical support and outreach that `Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of `Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that `Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai`i and which invigorates the spirit, especially in these uncertain and difficult times.

Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Cherrie Elanzo-Anitok
Waipahu Resident

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2:42

A___E___P___S___

September 30, 2009

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Chantel Vca
Waipahu Resident

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2: 42

A___E___P___S___
FILE

September 30, 2009

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Jessica Francis

Jessica Francis
Waipahu Resident

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2:42

A___E___P___S___
FILE

September 30, 2009

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Christina Paselio

Christina Paselio
Waipahu Resident

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2: 42

A___E___P___S___
FILE

September 30, 2009

To Whom It May Concern:

I recently moved to Waipahu from Chuuke. I have seen many of our students, educator's and families work with and along side of the Olelo Community Media Center. Many of our students don't have access to computers so they are very limited to what they can do. With the guidance and mentoring of the Olelo program our students have been able to achieve academically and socially. Olelo has always been able provide our students and families knowledge to empower themselves. Our community can dream big because of the programs efforts to provide a voice. Although, we are not the only community that is able to access the equipment I know that all the communities feel the same way.

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Linda Esikon

Linda Esikon
Waipahu Resident

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2:42

A___ E___ P___ S___
FILE

September 30, 2009

To Whom It May Concern:

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Thank you very much for your consideration and thoughtful deliberation.

Sincerely,

Allan Arakawa
Educator

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2:41

A___E___P___S___
FILE

September 30, 2009

To Whom It May Concern:

I am a long time resident of Waipahu. I have seen many of our students, educator's and families work with and along side of the Olelo Community Media Center. Many of our students don't have access to computers so they are very limited to what they can do. With the guidance and mentoring of the Olelo program our students have been able to achieve academically and socially. Olelo has always been able provide our students and families knowledge to empower themselves. Our community can dream big because of the programs efforts to provide a voice. Although, we are not the only community that is able to access the equipment I know that all the communities feel the same way.

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Rochelle Kalili
Waipahu Resident & Educator

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2:41

A___E___P___S___
F___

September 30, 2009

To Whom It May Concern:

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Thank you very much for your consideration and thoughtful deliberation.

Mahalo,

Puila Enne

Puila Enne
Waipahu Resident

<segoolk001@hawaii.rr.com>

09/30/2009 04:11 PM

To cabletv@dcca.hawaii.gov

cc repawana@Capitol.hawaii.gov, senhanabusa@Capitol.hawaii.gov, governor.lingle@hawaii.gov, ltgov@hawaii.gov

bcc

Subject Testimony Regarding Oceanic Time Warner Cable's Application for Renewal of its Oahu Cable TV Franchise

September 30, 2009

cabletv@dcca.hawaii.gov
Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96809

Testimony Regarding Oceanic Time Warner Cable's Application for Renewal of its Oahu Cable TV Franchise

The DCCA is the peoples' champion; making sure we get the best we can in exchange for Oceanic Time Warner Cable's (OTWC) access to our public rights of way. Do not allow Hawaii's public access to shrink and diminish as many on the mainland have.

Length of contract:
I do not support a 20-year contract. Technology is changing and progressing at such a rapid rate. Who can predict what technological requirements will be needed five years from now, ten, and twenty? Additional funding must be provided by OTWC for 'Olelo to upgrade their equipment, its network, and to stay current with technology as it progresses - without passing the cost on to subscribers. A review of PEG access services and its funding every five years should be placed in OTWC's contract, with provisions to insure services keep pace with technology.

Inter-island Network:
OTWC has the capacity to provide an inter-island broadband network; this should be incorporated into their franchise renewal. An inter-island broadband network would allow easy public access for legislative testimony; allow video conferencing between islands; and reduce funds required by each PEG access provider to duplicate and share programs.

Keep PEG together:
A special and commendable aspect of 'Olelo's services and outreach is to the Educational sector. I have seen their annual Youth Xchange Video Competition grow tremendously. They open this competition to all students across the State. There are many schools that participate and over the years thousands of students. Many schools have won video cameras, both consumer and professional models, due to 'Olelo's work with sponsors like Sony, the Department of Health, the Honolulu Rotary, etc. This competition allows students to create videos and speak out on issues that are important to them and their community. It provides a venue for civic participation. 'Olelo allows students voices to be heard.

The very popular and award winning Searider Productions benefitted from 'Olelo's Waianae CMC and Youth Xchange competitions. Imagine the

possibilities of each community and of Hawai'i becoming a media capitol.

I have watched youth from across the island participate in 'Olelo's Youth Capitol Commentary and have been impressed by the students. This program introduces many students to their political representatives and helps to bring representatives closer to their constituents.

The Hawaii Education Network Consortium (HENC) is asking for one-third of public access's funding. This puts at great risk 'Olelo's outreach to students, teachers, and their schools. Does HENC intend to start outreach to the Educational sector as 'Olelo currently does?

Do not put 'Olelo's Educational outreach programs at risk by allowing E to separate from PG.

Expanding the number of Community Media Centers:
My nephew attended 'Olelo's Waianae Community Media Center (CMC) Summer Enrichment Media Program for two summers. The benefits to him and our family were numerous. It provided the opportunity for him to work with other students in learning about and contributing to his community. This program is held every summer for students; similar programs are held at the Mapunapuna CMC, Waipahu CMC, and Windward CMC.

At the September 15, 2009 hearing, students from Kaiser High School voiced their wishes for a CMC at their school. They expressed their appreciation for all the work and help they've received from 'Olelo's Palolo CMC.

'Olelo is actively involved in many communities through their Community Media Centers (CMC). 'Olelo, through its CMCs, empowers citizens to take an active role in their community.

More funds should be awarded to create Community Media Centers in other communities around the island. 'Olelo's services should be accessible to all communities.

In addition, each CMC should be provided the ability to transmit live television programs.

Number of channels:
Please enable the return of 10% of dedicated channels for public access. There should be additional dedicated channels to provide access to all islands.

Burying public access in video-on-demand (VOD) puts viewers through unnecessary steps.

Twice this summer I have had to travel from Waianae to Mililani to exchange my digital boxes because my VOD feature was not working properly. The feature is still not working, I do not want to make more round-trips to Mililani, and I just want to get what I pay for. I am sure that there are many more customers who've decided to stay away from VOD channels.

The viewership of 'Olelo will not rival those of commercial television and to use the same criteria to measure need of channels is unreasonable.

Cap Removal:
In Hawaii's lucrative market, OTWC will make billions of dollars in the next twenty years. 'Olelo receives less than 3% of the permissible 5% subscriber fee.

The cap of funding needs to be removed and the full 5% subscriber fee should

be restored.

We need to insure that our public access channels are kept current with technology; this requires more funding. The current cable operator's proposal does not take into account the needs and interests of future cable-related community needs. OTWC's franchise must include expanded support for PEG access.

The closure of one CMC due to insufficient funds would be a tremendous loss and an injustice to the affected communities.

'Olelo can provide communities with so much more support and services; this benefits all of us. Additional funding is needed; the cap must be removed.

'Olelo is one of the best PEG access providers in the nation; we should take great pride in this and support and encourage it to become the best.

The DCCA worked hard twenty years ago to secure funding for PEG access, please keep this moving forward and expanding as needs demand.

Sincerely,

Kapua Segool
segoolk001@hawaii.rr.com

Lee Ann Freitas
<lfreitas@hawaiiantel.net>
09/30/2009 04:12 PM

To cabletv@dcca.hawaii.gov
cc governor.lingle@hawaii.gov, ltgov@hawaii.gov, repbelatti@Capitol.hawaii.gov, senfukunaga@Capitol.hawaii.gov, info@olelo.org
bcc
Subject Oceanic Time Warner Cable Oahu Franchise Renewal

Dear DCCA,

Please accept the attachment as testimony regarding Oceanic's Time Warner's Cable Franchise Renewal.

Mahalo,

Lee Ann Freitas Oceanic Time Warner Cable Franchise Renewal Testimony.pdf

September 30, 2009

Mr. Lawrence Reifurth
Director
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96809

Subject: Oceanic Time Warner Franchise Renewal

Dear Director. Reifurth,

I am writing to provide testimony regarding Oceanic Time Warner's O'ahu Cable Franchise Renewal. I am a former O'ahu resident who returned to the island after living on the Continental U.S. for over a decade. I am an avid community television viewer. To stay abreast on political and social issues I watch programs like, *News and Views*, *News Behind the News*, *First Friday* and *Ponosize*. They provide in depth information about complex issues that local networks do not provide.

It is my hope that Oceanic's new franchise would support Community Media Access in ways that will sustain and expand its services. Community access is a vital part of democracy in action. Access programs encourage civic participation and community involvement in politics and education. However, I am concerned about the negotiations.

First, Oceanic proposes to reduce the number of channels for Community Media Access to five channels even though six channels are currently being utilized with the demand for more airtime. Oceanic would like to transition community media access channels onto a video on demand system making community media access channels more difficult to access. The remaining items, interconnection, construction, and systems monitoring and maintenance had no provisions in store for them. Additionally, Oceanic's application states, "financial resources and bandwidth provided to the PEG entity must be evaluated within the context of existing and future technology, the demand for PEG programming, and the long term interests of all Oahu subscribers." It is my understanding that the renewal process is the designated time when evaluation of said conditions are made and proposals are set forth.

Second, the public hearing held September 15, 2009 at McKinley High School was troubling. The presence of DCCA Administrator, Clyde Sonobe, was simply - perplexing! The Administrator sat outside the auditorium while testimony was given inside the auditorium.

The impression that resonates with me is that public access is not well regarded or valued by the DCCA. Moreover, public testimony given during the hearing was not worth the Administrator's attention.

It is my fear that issues concerning community access will not be taken seriously. Without careful consideration and foresight in building a stable and progressive community media access

the diverse, social, political and educational programs produced by many hard working and dedicated citizens will experience an unnecessary set back in communications and the expression of free speech.

It would be a shame if the DCCA approved a franchise where community media access regress. It would be ironic to place access channels onto a video on demand system and diminish accessibility to the voices of its citizens and contradict the very purposes for which access was created. This division has the power to protect "the public's best interest." Therefore, I beseech you to negotiate a contract that will enhance and sustain public access' technology, accessibility and connectivity as Oceanic Time Warner enhances their business and profitability over the next 20 years.

With all due respect, this negotiation will be the legacy you leave behind. Twenty years from now another group of officials will negotiate the Franchise Renewal and will they be able to say, "This division had a remarkable vision for the future of PEG Access despite the challenges they faced in their day."

Please give careful consideration to the following issues:

1. Remove the cap that has been placed on franchise funds for the purpose of creating more community centers in areas where none exists (e.g. Hawaii Kai and Waikiki) and for the purpose of sustaining the community centers that currently exists.
2. Do not place access channels on Video on Demand, ensure the accessibility and equal picture quality in line with the local network affiliate channels.
3. Support the cost of upgrades to High Definition capabilities and provide closed captioning for the hearing impaired.
4. Support the cost of connectivity to do live broadcasts and video conference calling not only from the schools that house "Ōlelo's Community Media Centers, but also from public facilities where community members convene (i.e. The Hawaii Convention Center, Blaisdells Arena and Concert Hall, Aloha Stadium, Kapolei Hale) or at least in "hubs" so that important events can be captured and made available to residents across the island(s).
5. Support the addition of State-wide access channels to promote increased civic participation on innumerous social, political and cultural matters occurring throughout the State.

Thank you for the opportunity to comment on this issue.

Sincerely,

Lee Ann Freitas
Makiki resident
Honolulu, HI 96822

Cc: Linda Lingle
Governor

Duke Aiona
Lieutenant Governor

Kealii Lopez
President and CEO 'Olelo Community Media

Della Au Belatti
House Representative District 25
(Tantalus, Makiki, McCully)

Carol Fukunaga
State Senator District 11
(Makiki/Punchbowl, Ala Moana, McCully)

R G <gorandy@hotmail.com>

09/30/2009 04:14 PM

To <cabletv@dcca.hawaii.gov>

cc

bcc

Subject Time Warner Franchise Renewal

Lauren found her dream laptop. Find the PC that's right for you. R.doc

R.J. Gomabon
95-920 Wikao Street #A-303
Mililani, Hawaii 96789

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96819

RE: Testimony Regarding Oceanic's Franchise Renewal

Dear DCCA,

Community Access Television is a vital resource for many of our students here on Oahu. For the past 10 years, I have been working with ESL students at the K12 and college levels. A major component of my curriculum is media production. Students learn how to produce and critically analyze different types of media. I have found that students become more engaged when they have the opportunity to be creative and use technology. Media production is more than just pressing the record button. It challenges students to write scripts, work as a team, and use critical thinking skills. Students become more confident in their academic work and comfortable voicing their opinions on issues that affect their community.

Unfortunately, the schools I work with have inadequate facilities and equipment for media production. Many of the teachers do not possess the knowledge to use equipment as well. The lack of physical resource and skills provide a roadblock for our students to get involved in media.

Luckily, we have community access centers around the island that provide schools with media equipment, facilities, and training. My students would not have had the opportunity to produce programs and communicate their ideas to the community if we did not have community access centers.

In order for us to better serve our students and community, we need to invest more in this resource and support PEG. If we lose this resource, we will also lose our voice too.

Sincerely,

RJ Gomabon

Thom McGarvey
<thommcgarvey@hawaii.rr.com>
09/30/2009 04:18 PM

To cabletv@dcca.hawaii.gov
cc info@olelo.org
bcc
Subject Cable Franchise

Please consider my submission **NOT TO GRANT** Oceanic Time Warner Cable's request for renewal unless it include Olelo Community Television in its proposal to "continue to introduce new and improved technology to address the changing market."

It is unconscionable that Oceanic should make such a grandiose statement, patting itself on the back, and then exclude the Public, Educational, and Governmental Access channels and the Media Centers operated by Olelo Community Television.

Their excuse: The Olelo operated channels are considered "lesser viewed channels." How soon they forget their obligation to the US Congress that granted them the right to exist in the first place, with the stipulation that the cable operator allow "video" access to each and every community it serves. Why is it that at every opportunity, Oceanic tries to water down that obligation? The US Congress did not say to treat Community Access as second class citizens. The Congress did not pro-rate the communities' access with a viewership barometer. The measure of community access is not how many viewers are counted, but in the ability for the community to have **EQUAL** access as to every other channel on the Oceanic dial. Have they forgotten the analogies of that community television is the public's "letter to the editor" and "the soapbox in the town square."

Oceanic may "continue to introduce new and improved technology to address the changing market" to "some" channels as they wish, but, by the very nature of their original mandate, they must include Olelo's operations in that new and improved technology.

And since it is their obligation to provide the technology, comparable funding must be available to Olelo to implement.

Likewise, it is the obligation of the DCCA to implement the congressional mandate by deleting Oceanic's proposed contract restrictions which are aimed directly at Olelo; see to it that the additional funding is provided; and enforce the provisions of the contract.

Thank you for your consideration.
Thom. McGarvey

<editbay1@hawaii.rr.com>
09/30/2009 04:19 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise Renewal Testimony from Donna Ylen

In these hard economic times it is imperative that our First Amendment right to freedom of Speech be protected by "causing no harm" to Public Access Television. Free speech is a right that each citizen of this great nation has. Whatever their story may be, big or small, it should be heard. PEG Access services provide our communities the ability to videotape and broadcast their programs to the Oahu community and beyond. Olelo is not like commercial channels that decide for us what we will see on the channel. Olelo lets the community decide what they see and that is a diverse group. There is something of interest for each and every one of us. It is about getting the information out to the communities, good, bad or ugly. It is about broad communication through all mediums available using the most advanced technologies. It is about providing a voice to each citizen of Hawaii.

On September 17, 2008 Barbara Popovic, Executive Director for Chicago Access Network Television testified before the United States House of Representatives on behalf of PEG Access stations across the nation. In her testimony she states, "Thousands of hours of new, original content flow through PEG channels every day throughout the country, bringing local information into the home that would not otherwise be seen. PEG channels welcome community members, politicians, preachers, experts, educators, and artists. Participants aren't screened and selected by management or advertising interests; they participate because it's their community and their channels. The role of PEG channels is particularly important at a time when research shows that less than ½ of 1% of programming on commercial media is devoted to local public affairs. The commitment of PEG programmers to promoting social services, arts and civic events, public safety, and other issues close to home, demonstrates what is possible when the community is given the opportunity to participate in television media. The democratic values that form the foundation of the PEG access mission merit preservation by government, industry, and individuals alike." She goes on to say, "under the new Federal Laws, Telecommunication companies are trying to "snuff" out the local PEG Access companies. They use their power to campaign against PEG Access and in some cases force the PEG Access stations to close their doors."

The PEG Access funding is being slashed across the country. So much so that some PEG Access providers have had to cut their services to a minimum or even close their doors. Laws are being re-written to benefit the Big conglomerate companies like AT&T who use their "muscle" to campaign against PEG Access channels. In this day and age it is the all mighty dollar that drives these large Telecommunication companies to "press hard" against giving PEG Access adequate funding or channel capacity, or upgrading aged equipment. As it shows in Oceanic's proposal, THEY are looking at future technologies and upgrading their systems. PEG Access should be included in those upgrades.

Adequate funding for PEG is essential to keep our communities informed though our First Amendment right. OLELO FUNDING SHOULD NOT BE CUT AND THE CAP THAT IS CURRENTLY ON THE FUNDING ALREADY COLLECTED BY TIME WARNER SHOULD BE TAKEN OFF. Additional funding should be added so PEG access can continue its mission reaching all of its underserved groups in communities and not have to close it doors due to a poorly funded contract.
These hard economic times are hurting everyone. The voice of the people should be heard and heard loudly. PEG Access stands strong together, pull it apart

and it is weak. Just look at the examples all across the United States. When the "P" stands by itself, it is crippled, not as affective as when it stands with "E" and "G." Do you want to see that happen in Hawaii? Keep PEG together so each can support the other. This way there is no duplication of services and the funding can be used more effectively. Olelo Community Media is a leader for Public Access in the United States. They set a great example. Keep Olelo strong!

Right now 25% of PEG Access funding is given to HENC off the top. Do you see any of that money tickling down to the schools to help their voices be heard? Olelo has built partnerships with DOE schools because the students are important to our future. Olelo has done this despite the 25% already provided to HENC. The voices of our youth are important too and they will be the leaders of this great country one day. Olelo has been doing a great job servicing the needs of PEG and the people involved. It can improve with advancement in technologies and funding to help the many underserved groups on Oahu so their voices can also be heard. It can make access easier by having the latest technologies so programs can be submitted electronically and testimony could be heard through video conferencing and other enhanced technologies. With those new additions, more of Oahu can be served.

Oceanic should provide Access channels across all islands. The technology is there. Why should information be limited to one island?? Why should it be so hard to get your message beyond Oahu?

Oceanic needs to do the "right thing" in their contract proposal. Give back to the community adequately. Oceanic Time Warner should be generous with funding for PEG. They are bringing in profits of over 40%.The should give back to the communities they serve with a better proposal for PEG Access. Oceanic laid their cables; they are charging the community a great deal of money to have access to their channels. They should be giving back to the community more then they propose. Oceanic should be able to stand up and proudly say, "We did right in our communities," and not look only at the all mighty $$. Think about it, can they really say that right now?

Thank you,
Donna Ylen

Wynn Iong
<wynniong@gmail.com>
09/30/2009 04:23 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 'Olelo Testimony

To Whom It May Concern:

Please include the attached testimony in your franchise considerations.

Thank you!

Ken and Jinny Iong Oceanic Time Warner.doc

It's really important that ... we tell our stories. That is what helps seed our imaginations.
Ann Bancroft – Polar Explorer

September 30, 2009

To Whom It May Concern:

We feel passionately about the need for public involvement in the development of our community and as a result want to thank you for the opportunity to express our concerns and ideas as it relates to the upcoming Oceanic Time Warner Franchise renewal. This is a unique opportunity for us to not only shape our community but on a very personal level, our children's and grandchildren's future. As Ann Bancroft so clearly states in the quote we included above, it is through the telling of our stories that we will grow and develop. Oceanic Time Warner has the opportunity to make the most of how we tell our stories and what we choose to tell.

Measuring everything against a primary goal that ensures the *preservation and enhancement of our community, access to community services and the development of our citizens and family* units will ensure that we attain the highest level of personal, professional and spiritual health. Oceanic Time Warner has an opportunity to make the most of a number of resources and to with foresight will be able to create exciting new resources and opportunities.

However, to make sure we move forward in this pursuit it's essential that we not only retain the programs and opportunities we currently have but it's also very important that we provide critical opportunities for growth. We need to not only retain UNLAYERED access to the programs we have but we also need to create connections within the PEG channels to 'Olelo's Community Media Centers, our community's high schools, etc.

To this end, it's *critical* that the funds collected for PEG services are made available to 'Olelo. Withholding $1.1M of the 2009 PEG funds collected does NOT support the intended us for PEG services. It's important that these funds be fully provided to 'Olelo as it's within their grasp to make the most of the collaboration between Public, Educational and Government programs. There must be one entity overseeing the integration of these programs to ensure we're making the most of every dollar and 'Olelo is in the unique position to be that entity.

We believe it's everyone's goal to move Oceanic Time Warner into and beyond the 21st century as it relates to the use of technology as a tool. 'Olelo needs to be equipped with the right tools to help our programs and community grow.

To begin with – we must *at the very least* retain the 10% of total services for Public Access use that was written into the original franchise agreement.

It's also very important that we retain the language stating that the picture quality of Access Channels be at least equal to that of the local network affiliate's channels. We're asking that this wording not only be retained but enforced.

Also in comparison to the local network affiliate's channels – Access Channels must be accessible in the same manner. Accessing the lesser viewed channels through layers isn't being foresighted. The lesser viewed channels will simply become the non-viewed channels if this suggestion were to be implemented.

We need to support "Olelo's migration to HD TV and upgrade so that our network connects HD video and data simultaneously. We also need to upgrade "Olelo's current fiber connection to support ATSC standards. These are simply essential upgrades for anything related to technology in the future.

We are earnestly requesting that the number of connected sites be expanded to include all of many more schools, more public facilities and all of 'Olelo's facilities.

When researched it is very apparent that thriving communities include Community Media Centers. There's no need for us to test the adverse theory. It's been proven. History is clear on the fact that our current CMC's need to remain open and we need increased funding to open additional CMC's on O'ahu.

In closing, please retain that which we've built in the last 20 years and we're asking to see in the new franchise agreement a commitment to growth in the aforementioned areas

Thank you for your time and consideration.

Sincerely,

Ken and Jinny Iong

Dane Neves
<dneves@olelo.org>
09/30/2009 04:24 PM

To "'cabletv@dcca.hawaii.gov'" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Franchise Renewal

Dane Neves
98-886 Ainanui Loop
Aiea, HI 96701

September 30, 2009

Cable Television Division
Dept of Commerce & Consumer Affairs
PO Box 541
Honolulu, HI 96809

To the Honorary Delegates of the DCCA:

I am a former general manger of the University of Hawaii at Manoa's Student Video & Filmmakers' Association ("SVFA"), a student-run organization that produced a monthly series on 'Olelo Community Television featuring various video work by students. Upon being introduced to and understanding Oceanic Cable's current franchise renewal period, I would like to speak on behalf of SVFA in saying that the DCCA's trust and support for 'Olelo must increase.

One issue in particular that I would like to address is the fact that HENC is striving to separate itself from the PEG entity. This would be a mistake in that HENC would be hogging the provided funds. It seems that HENC is currently underperforming in tending to educational needs and would continue to underperform even with added allotted funds. Basically, if you take one leg out, the entire table will fall. Please keep HENC in its place.

The issue of not lifting the cap for Olelo's funds demonstrates unfair treatment of 'Olelo's service to the public. With the cap lifted, 'Olelo could function as the DCCA's greatest tool in connecting with the public, who are, after all, your primary source of revenue. Without the public's support, how can the DCCA function? It is of the utmost importance that you keep the public's (including the student population) best interest in mind when making your final decision. Would you want to be responsible for ridding us of our only outlet to exercise our freedom of speech?

I wholeheartedly support the DCCA's partnership with 'Olelo and I ask that a fair, non-biased decision is made in the end.

jonette buza
<buzaj@hotmail.com>
09/30/2009 04:26 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic Time Warner Franchise Renewal

September 30, 2009

Department of Commerce and Consumer Affairs
Cable Television Division
PO Box 541
Honolulu, HI 96809

Dear DCCA Administrator,

My name is Jonette Buza and I currently live in Wahiawa. I am originally from Kekaha, Kauai and left in 1982 at the age of 13 and moved to Seattle Washington. I finally moved home in 2006 and find it difficult to understand why things happen or don't happen here in the State of Hawaii. One of the important issues or tasks at hand that need to be seriously considered and/or addressed is the way DCCA's is handling Oceanic's Franchise renewal.

I don't believe the People of Hawaii has been fully educated or is even aware of what's happening nor understand the seriousness of how this renewal will effect each and every household that subscribes to the only Cable TV Company here on Oahu. In WHO'S best interest is DCCA is working for? The Community? Oceanic? Personal?

I am currently a Certified Producer with Olelo Community Television and can speak of my own experiences with having PEG Access. People of Hawaii share issues, concerns, beautiful stories, history, cultural celebrations, etc and need to be given every opportunity to express "Freedom of Speech". People of Hawaii pay franchise fees every month and have every right to have access to Public Media Centers within their own Communities and in order for the People to have access to these resources, additional funding is not only necessary but a must. With additional funding (remove Cap currently in place by the DCCA), Public Media Centers/Olelo Community Television will not only become more effective but will be more readily available within our own Communities. It is our right as consumers, communities, parents, teachers, students to have a place where we can express Freedom of Speech. We are the People of Hawaii trying to build stronger communities by educating, informing, providing community awareness, concerns, issues, oh and of course, cultural history via television media. We need the tools and facilities (in essence we, the People, are paying for it) therefore should be available to us. The Public needs to be told the truth of what could or will happen as result of DCCA;s denial of additional funding to our local PEG Access Organization. By DCCA not removing the current Cap thus reducing funds, closing some, if not most of the Community Media Centers currently in our Public Schools will be imminent and once again prove inefficiencies with our local Government entities. The People also needs to fully understand the importance of Free Speech and how Olelo Community Television reaches out to our Communities, not only in Media

Coverage, but mentoring our Youth through various programs, providing a safe and learning environment. I for one enjoy having access to our local public channels. Having been gone from Hawaii for 25yrs, it's nice to be able to watch the cultural shows aired on Olelo Community Television.

In closing, I hope that you take into consideration our community in Wahiawa and how we as a can help educate our Youth by being positive mentors with freedom of speech, so that they are able to express their own concerns.

Sincerely,
Jonette Buza

Insert movie times and more without leaving Hotmail®. See how.

Patrick Akamine
<patrick.akamine@gmail.com
>

09/30/2009 04:26 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise Renewal

To Whom It May Concern:

As a concerned citizen, I must speak out in defense of freedom of speech and the public's access to Hawaii's media infrastructure. Oceanic should not be allowed to hinder or reduce accessibility to public media channels. It must be increased or enhanced.
The length of the franchise period should be limited to 5 years at most, because of how quickly technology is advancing. It is difficult to judge the needs and problems that will be faced.
The cap should be removed from the amount distributed to fund public access channels. More channels and centers should be made available to communities throughout Oahu.

<onegirlmezu@hawaii.rr.com
>
09/30/2009 04:29 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject

Dear DCCA

The issue of Oceanic's franchise renew is a very important issue and one that many people of Hawaii do not fully understand or know anything about it. I do not believe that the our citizens of the State of Hawaii have been fully educated or even aware of what's happening or understand the seriouness of this renewal or how it will affect each and every one of us who subscrib to Oceanic. Are you not suppose to be for the People of this State?

I am currently a Certified Producer with Olelo Community Television and a mother who has a son that had the opportunity to go through Olelo's Summer Media Program. My son has no interest in sports and does not like school work, through Olelo's Summer Media Program he learned all about how to use a camera, shoot a video, and how his voice make a difference. Along with QLCC and Olelo his was introduced to a whole new culture that he would not get in the school systme. Through this my son is now looking at his future, he is even in the media program at his high school (Kalaheo High) and considering Video and Television as a career.

I can express my own experienced with having PEG Access. Everyone of us has a voice to share our culture, history, issues, concerns, even our own special events. We in the community pay franchise fee every month from our cable statement and have a right to have access to Public Media Centers. In order for us to have access to these resources, additional funding is a must. With these additional funding and one way is to remove the Cap that currently in place by the DCCA, Public Media Centers like those that Olelo Community Television runs will be effective and will be avaiable to more of the communities. If the DCCA decides not to remove the Cap it will reduce funds and will close some of Olelo's Media Centers that are currently in our schools.

The community need to fully understand the importance of Free Speech and how Olelo Community Television reaches out to our communities, not only in Media, but mentoring our Youths.

Thank You
Dawn Mezurashi

M*network B
<mail_mbowen@yahoo.com>

09/30/2009 04:29 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Director Reifurth

I appreciate the fact that you allowed for public hearings to take place but am unpleased with the reality that you did not provide enough time or meetings for the public to have time to state what they feel needed to be addressed. I am also desturbed by the fact that in the midst of our economic crisis you are not agreeing to do what has the ability to help out during these rough times. Instead of helping an organization continue it's outreach to those in the community and enabling them to have a voice and allowing for another to stay afloat during these trouble times by releasing the cap. The DCCA has refused to lift the mentioned cap and possibly putting another company at risk of shutting its doors in the coming future all the while silencing the community and the voice of the people that much more.. Come on, maybe we should look for a better group of people that know how to think and listen to be employed under the position of DCCA. We need to lift the cap and learn to be able to listen to the needs of our community that is crying out the ecaxt opposite of what we are doing..

respectfully,
mike

Kelii
<kelii_cruz@yahoo.com>
09/30/2009 04:32 PM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Oceanic franchise renewal

Aloha DCCA,

This message is in regaurd to Oceanic's franchise renewal and how it affects PEG Access. I am a student at Kapi'olani Community College and use PEG Access alot. I feel that this cap that the DCCA keeps on funds specificly to PEG Access is not what this community of O'ahu needs. We need to lose this cap and give the public, eduction and government this funding back. This will help the community by allowing for more and better technology.

We need to upgrade the chanals to HD and convert it to full digital. We can feel how hard it is to schedual out show already and if we have to lose one more channel, it will be almost imposible to get the community's voice out. I feel that the public access stations should not be treated as a comurcial channel and not be judge by the viewership but volunteerism.

The equeepment availible is great but at the same time it will benifit the O'ahu community if we can upgrade our equipment. Specificly we need to upgrade to HD quality and also getting the latest editing suite. If we don't lift this cap, the equipment will be so obsolete that it would be foolish to keep up maintaining the equipment that have been discontinued.

I feel that this should be number one issue for you guys at the DCCA.

Mahalo
Zachary Cruz

Caprice Salvador
<makesadifference@hawaii.rr.com>
09/30/2009 04:33 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject An important testimony

Name: Caprice Salvador
Member since 2000

This simple operation enhances our lives.

This place is the equivalent to a library, for todays lifestyle.

We learn, we interact, we share, we get involved, we meet as a community.

We are all aware of the increase of video cameras in the home, as the price makes them accessible, here is where we upgrade our skills & can display our projects, where we can get that high of sharing.

For our children, increases there skill sets.
My children have benefited from this experience by taking what they've learned and using this information in producing school projects that are informative and interactive. There level of satisfaction is critical in forming their lives. They have done some amazing works that I will share upon request.

For babyboomers a place to meet and interact, where we satisfy our artistic endeavors and commune with a variety of age/education levels.

Priceless!

Sharing - enough said.

This is the future and Olelo continues to say on top of this medium - we can't lose. This library is well stocked with the most current tools.

Again - Priceless!

Mahalo,

Caprice Salvador
Salvador Productions
808 487 9893

w.yun@att.net
09/30/2009 04:33 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:

Wayne Yun
1245 Ala Napunani St.
Honolulu, HI

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96819

RE: Testimony Regarding Oceanic's Franchise Renewal

Dear DCCA,

I have been working at Olelo Community Television for 10 years and a volunteer and an employee and every day, I see people using the facilities to communicate to the community in a way they never would be able without Community Television.

For Oceanic to exclude Olelo from technological advances that it will provide to the "big boys" is a blatant disregard to its moral obligation. I see more than a thousand channels on cable. Why do they earmark the very communities that subscribe to them for substandard service.

Please include Olelo in the advancements and provide Olelo with the proper funding to implement the new technology.

Thank you for your consideration.

Wayne Yun

employeesonlyweb@aim.com

09/30/2009 04:36 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Testimony about Oceanic Time Warner Cable TV franchise renewal

ALOHA,

The attached testimony is regarding Oceanic Time Warner Cable's application for renewal of their current Cable Francise agreement with the State of Hawaii.

Jim Brewer DCCAcabledivisionTestimony093009.doc

Cable Television Division
Department of Commerce and Consumer Affairs
VIA e-mail: Cabletv@dcca.hawaii.gov

Aloha,

I am Jim Brewer of 1020 Green Street, Honolulu, HI 96822; telephone (808) 534-3332. This testimony is regarding Oceanic Time Warner Cable's application for renewal of their current Cable Francise agreement with the State of Hawaii.

This testimony is given as an individual cable subscriber and PEG public access cable TV producer for 16 years. The name of the program is "EmployeesTODAY." This is part of a networking project with the intent of economically, politically, socially and culturally empowering Hawaii employee families and, employees generally, locally and globally; online, as well as through other forms of informational and educational media. The website of the EmployeesTODAY Human Rights Network is: http://www.EmployeesTODAY.org/

My first concern is that the public rights of way of Hawaii cable TV are used to the best benefit all members of the public; namely every single Hawaii resident—as the owners of the public rights-of-way used by television cable-runs.

This includes the tradition established upon the founding of the United State of America where—in addition to the Presidential, Congressional and Federal Courts System, a fourth estate of our Democracy was held to be composed, in their aggregate, of the various types of informational and educational media, public and private as a way for citizens to be completely and accurately empowered with the knowledge necessary to participate intelligently in the decision-making processes of government of, by and for the People (the Public) i.e., mounting a soap box to address fellow citizens on the town square, in voting, serving in jury duty, etc.

Federal statute has established the concept of Public, Educational and Governmental (P.E.G.) cable access with certain basic requirements; and, to be supplemented and implemented at various state, county, city and local levels. This is basically an update enabling a 20th and 21st Century electronic/cybernetic citizen town square soapbox.

Fortunately—because of new-found Democracy-Rights which arose from the circumstances and new traditions emanating from the Hawaii Democratic Revolution of 1954—Hawaii as a state was able to construct probably the best example of how PEG cable access TV can and should work.

We can all be proud of that; and, to be willing at all costs to preserve this truly profound and astounding advancement in the great equalizer called Democracy. We now have

made great inroads in progressing towards "one-person, one-voice Democracy," due to this new thing called PEG cable-access television; and, now, PEG cable-access internet bandwidth, since our publicly-owned cable rights of way present us with a major potentially infinitely wide array of internet conduits.

There is, however, considerable room for improvement; and, that is at the heart of the questions revolving around renewal of the Oceanic Time Warner Cable Television franchise agreement with the State of Hawaii.

The first recommendation I wish to make is that the State of Hawaii, issue a temporary extension of the present franchise; not to exceed three (03) years. And, during that time to conduct a thorough examination of the various options as to how we as a state should proceed going forward to maximize the strategic sustainable benefits to the State of Hawaii.

The second recommendation is that under no circumstances, allow extension of this franchise to be any more than five (05) years. Things, technologically, socially and otherwise, are simply moving to fast; and, our resources for negotiations with this global media giant are just not up to speed at this moment. The aforementioned three years and these five years will give us breathing space to adequately bargain with this media mega-giant.

Many persons also question if the State's lead negotiator is properly prepared for this enormous task and responsibility. He has in the past indicated that rather than this new democracy tool being vitally important; has characterized public access cable TV as being a form of welfare or public charity. Many have also perceived an almost disdainful attitude towards testifiers. Furthermore, his spouse is an employee of Oceanic Time Warner.

My third recommendation is that a negotiating team be put together of community, and community access organizations to work with the State's lead negotiator in a very public and transparent way during the negotiating process with this virtual-monopoly media giant corporation.

Of concern is that many lower-income resident co-owners have complained that Oceanic Time Warner has tried its best to conceal the fact that there is an affordable cable plan called "Basic" which costs less that $15. This is unacceptable. And this plan should include PEG access channels, all C-SPAN branches/offerings, cable news and traditional broadcast stations and other informational and educational channels. Most important a free or low-cost minimum internet access should also be provided as a condition of the use of the cable rights-of-way.

luwella leonardi
<phonicsworks@gmail.com>
09/30/2009 05:01 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Aloha concerning Olelo Franchise Renewal

Luwella K Leonardi
85-1363 Halapoe Place
Waianae, Hawaii 96792

Sept 29, 2009

Aloha,

I am writing as a concerned citizen and educator to express support for the valuable programs and opportunities that 'Olelo provides and my concern regarding the Franchise Renewal. Community access in the form of 'Olelo Community Media Centers is a vital part of our community and ensures the airing of all voices in our state. I have not seen a more dedicated staff committed to public outreach and training, particularly among underserved communities whose voices are even more important to air. Public access and the technical support and outreach that 'Olelo provides is an important part of the democratic functioning of our island state where we value dialogue and the free exchange of ideas towards harmonious living among many different cultural groups. The ability of 'Olelo to continue to provide the excellent support is critical. I would like to express my desire to maximize the funding, technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity so that 'Olelo can not only sustain its work, but thrive. The wide airing of community voices is what makes this place we live Hawai'i and which invigorates the spirit, especially in these uncertain and difficult times.

It is not wealth that is the heart of the earth--it is the beating of the drum from everyday people that volunteer their time for humanity. Thank you very much for your consideration and thoughtful deliberation.

"Diego Cadiente, Jr."
<diegocadiente@gmail.com>
09/30/2009 05:09 PM

To cabletv@dcca.hawaii.gov, info@olelo.org
cc repmoshiro@capitol.hawaii.gov, repsay@capitol.hawaii.gov, senhanabusa@capitol.hawaii.gov
bcc
Subject Diego Franchise Renewal Testimony

September 30, 2009
Diego Cadiente
95-012 Kipapa Drive
Mililani HI 96789
Email: diegocadiente@gmail.com

To Whom It May Concern:

I Diego Cadiente am a certified producer of Olelo Community Media since 1992 and have been a active client since then. I have volunteered for shows like Court TV in 1996 and Women Legislative Caucus in 2008. As a community member and producer for Olelo Community Media I feel that media can bring attention to Wahiawa Community issues and can help the community be informed with its own issues. In today's world of digital and media technology, the Wahiawa Olelo Community Media Center helps the community and children stay inform with the issues around our community.

I am writing in support of increasing funding to Olelo, keeping PEG Access together and also have Olelo stay up-to-date with the changing digital and media technology. Increasing the funding for Olelo will help maintain and support the Community Media Centers on Oahu. This will also ensure that none of the Community Media Center will be closing down including Wahiawa CMC. If funding is increased Wahiawa CMC may have the capability to do live feed to other Community Media Centers on Oahu or other neighboring islands. This will help bridge the gad between communities and neighboring islands. Olelo is doing a great job in supporting both education and government so why separated the three. The services' provided by Olelo is not only for the Public but also for Education and Government. Digital and media technology is always changing and Oceanic Cable wants to make sure that it stays up-to-date with it so why not make sure the Olelo Community Media does the same thing. Since Oceanic Cable is using the public right of way I think it has an obligation to provide free and acceptable public access TV to the public, education and government.

I know that your decision would shape the future of public access media in the whole state of Hawaii and I encourage you to have the best interest of the Wahiawa Community and also the State of Hawaii. Mahalo for making the right decision for my community and others, and future generation and also for your time.

Respectfully Yours,
Diego Cadiente

cc. Olelo Community Media

Calvin Say, Speaker
Hawaii State House Representative

Colleen Hanabus, President
Hawaii State Senate

Diego_testimony.doc

Tai-an Miao
<taian.miao@gmail.com>
09/30/2009 05:41 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo Letter of Support

711 Birch Street, A-1 Honolulu, HI 96814
(808)226-4751 • taian.miao@gmail.com

September 30, 2009

Cable Television Division

Department of Commerce and Consumer Affairs

P.O. Box 541

Honolulu, HI 96809

To Whom It May Concern:

I am writing as a staunch supporter of 'Ōlelo and its Community Media Centers(CMCs). I have had the honor and privilege of working with 'Ōlelo on many community-based projects, beginning with a Speak-Out at Mayor Wright Homes with Sparky Rodriguez in 2005 and continuing with Neal Rivera for several Windward O'ahu events, most recently the 2009 Hawai'i Youth Summit against violence in communities this past July. I have witnessed firsthand the positive impacts of the opportunities that 'Ōlelo has provided for young people and adults in the community to be trained and to make their stories known through video. It is vitally important that the current 'Ōlelo CMCs be supported and that funding be ensured to open and operate new CMCs on O'ahu in coming years.

In order to ensure quality access to 'Ōlelo's programming for all Hawai'i residents, I urge Oceanic Time Warner to upgrade 'Ōlelo's fiber connection to support Advanced Television

Systems Committee standards. The current Franchise Agreement requirements for picture quality of Access Channels to match that of local network affiliates' channels should be retained and enforced. In addition to the channels allocated to O'ahu Access Programming, I also request support for two Satewide channels to be made available for access programming. In order for 'Ōlelo to continue its outstanding work in community building, these are simply a few of the needs that should be addressed when considering the Oceanic Time Warner Franchise Renewal.

Should you need to contact me regarding my support of 'Ōlelo, I can be reached at (808)226-4751 or taian.miao@gmail.com.

Sincerely,

Tai-An Miao Olelo Ltr of Support_Tai-An Miao.doc

Selena Swann
<selenaswann@yahoo.com>
09/30/2009 08:46 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject

Aloha DCCA,

As a single mom who works all day to support my children, I have no time left at the end of the day to participate in community meetings the way I wish I could. I was so happy to stumble upon the Kapolei Neighborhood Board meeting on Oceanic Cable one day. I had been concerned about the bad traffic due to the construction on the Freeway by the Makakilo off-ramp. On the day that I just happened to tune in, there was a representative from the Mayor's office explaining the construction delay to the Kapolei Neighborhood Board. It felt good to get that extra information and then I just stayed tuned to the rest of the meeting. It really was so interesting! Since then, I know exactly when to tune in to catch my Neighborhood Board. This program lets me be informed about my community even if I can't be at the meetings.

I also saw part of a show on OleloTV where people were upset about community programming might go away and that you need to hear from the community by today about what we think about Oceanic. I like Oceanic and I want to always have my local programs on Oceanic. I hope you get lots of letters from people like me who really appreciate and need the local shows that air on OleloTV. A lot of the shows on Oceanic are from the mainland, and I like a lot of them, but Olelo has more local programming that you can not watch any where else on Oceanic.

Mahalo,
Selena Swann
Kapolei Resident

Do You Yahoo!?
Tired of spam? Yahoo! Mail has the best spam protection around
http://mail.yahoo.com

Pauline Sato
<pauline.sato@gmail.com>
09/30/2009 10:29 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject 5pam:DCCA testimony

Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96809

Dear Sir/Madam:

Please accept this testimony in support of 'Olelo Community Media during the franchise renewal process. I have personally benefited from 'Olelo in many ways over the years and would like to ensure that the services provided by 'Olelo continue, and in fact, grow. 'Olelo should receive more funding from the Oceanic Time Warner system so that it can expand its services including: increasing the number of channels, improving quality of picture and sound, utilizing new and emerging technology, and expanding accessibility to more communities.

Perhaps now more than ever, we need 'Olelo to help our communities survive through these tough economic times.

Thank you for this opportunity to provide testimony.

Aloha, Pauline Sato

Teo-Gibney Jean
<octobersundown@yahoo.com>
09/30/2009 11:01 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject

Aloha,

In regards to the proposal regarding "Olelo, we urge you to reject it, remove the cap for funding and change tl time in the proposed contract for renewal to 5 years.

We trust that the producers on 'Olelo will inform us on issues that no other stations will go in depth on. We l many great educational and cultural programs from our communities and would love to see more including fi outer islands. We have seen our children thrive in learning about the media, their government, their commun participating in such programs that 'Olelo has to offer, their knowledge and confidence in themselves have gr also helped many at risk youths have a positive outlook on life and challenges them to make a better commur with themselves. You have heard many testimonies from them how they want more and need more. Please d your back on those who we should all be investing in. As a matter of fact, you also have heard how we need because currently there aren't enough centers in the community to fulfill the needs of our students and our co producers.

I enjoy watching the students "first works", the various school activities(which often unable to attend since I work-what a treat to watch your child on tv) and cultural activities (gain an understanding and appreciation f cultures in our state), issues at hand and being informed about them even if it has nothing to do with me or m community, the neighborhood board meetings(what a convenience), the city council meetings and keeping u current discussions and decisions (wonderful not having to fight traffic. look for parking, informative, and w to know exactly who the faces are on the ballot and whether or not to vote for them again) and so much more

The PEG access should remain as is and not seperated. 'Olelo has been successful with what little has been a and it is a crime for you not to allow them additional funding to continue and expand operations and to upgra equipment and services. Do not take away existing stations, as a matter of fact, more stations should be adde accomodate the countless programs being produced by volunteers. Hawaii Kai and Nanakuli should have th CMC too.

Oceanic Time Warner Cable has made BILLIONs of dollars from us, the community, the volunteers and pro have worked countless of hours to produce hundreds of programs about our community, for our community. written in black and white in the contract that it is mandatory that they provide PEG access. It is important t rejects the franchise renewal proposal from Time Warner Oceanic Cable. DCCA, we urge you to protect the our community members to ensure that our voices are heard and that it will continue to be heard. The cap sh removed and the amount of funds increased to $10 million dollars or that 'Olelo receives 5% of Time Warne profits so that 'Olelo can continue their wonderful services to the community and allow them to expand over years and to upgrade their services and equipments. The next renewal process should not be more than 7 yea

Thank you for investing in our children, our youth, our families, our communities and looking out for their b

Jean Te'o-Gibney
Spencer Gibney
Sarah Gibney
Daniel Gibney

"Marilyn Leimomi Khan"
<mkhan@hawaiiantel.net>
09/30/2009 11:25 PM

To <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Testimony Oceanic Franchise Renewal

Transmitted is testimony regarding Oceanic's Francise Renewal Application.

Oceanic Franchise Renewal Testimony Sep 30, 2009.doc

Association of Hawaiian Civic Clubs
P. O. Box 1135
Honolulu, Hawai`i 96807

cabletv@dcca.hawaii.gov
Cable Television Division
Department of Commerce and Consumer Affairs
PO Box 541
Honolulu, HI 96813

September 30, 2009

RE: Testimony Regarding Oceanic's Franchise Renewal

Aloha mai, kākou

The Association of Hawaiian Civic Clubs, comprised of 55 clubs located throughout the state of Hawai'i, Alaska, and the continent, is pleased to submit this testimony regarding Oceanic's Franchise Renewal. We are the oldest Hawaiian community-based grassroots organization founded in 1918. We advocate for improved welfare of native Hawaiians in culture, health, economic development, education, housing, social welfare, and nationhood and perpetuate and preserve language, history, music, dance and other cultural traditions.

At the 49th annual convention of the Association of Hawaiian Civic Clubs, delegates passed a resolution that recognized the contributions of 'Ōlelo Community television to the strength and vibrancy of the community of the State of Hawai'i. For Native Hawaiians, this has meant the opportunity to educate the community on the history, culture, and issues of the 21st century of Native Hawaiians.

In considering Oceanic Time Warner Cable's license renewal, we strongly urge the state to ensure that our public-right-of-way is protected; that the State of Hawai'i derives its fair share of revenue from any license provided; and that it give priority funding to support community media, i.e., 'Ōlelo. In particular, we recommend the franchise accommodate the following:

a. An increase in funding to open more Community Media Centers (CMC) and ensure that current CMCs are not closed.

b. Continued and increased funding for 'Ōlelo, recognizing its growth and more importantly the empowerment of communities that it has served. As you know the majority of programs produced by 'Ōlelo is by and for the people, the majority of whom give freely of their knowledge. We must assure that the integrity of this sharing is preserved and enabled.

c. Capital funding be made available to support 'Ōlelo's migration to High Definition Television and Oceanic upgrade 'Ōlelo's current fiber connection to support Advanced Television Systems Committee Standards which include captioning and metadata streams.

d. Minimally require that 10% of the total services (not just channels) being offered by Oceanic is available for Public Access use.

e. Assure that access channels are accessible in the same manner as the local network affiliate channels.

f. Retain and enforce picture quality of Access Channels equal to that of the local network affiliate's channels.

g. Upgrade the current network that connects 'Ōlelo and different sites to handle High Definition video and data simultaneously. Expand the number of connected sites to include all of 'Ōlelo's facilities, more schools, and public facilities.

h. Enable two statewide channels for Access programming. These two channels should be in addition to channels allocated to O'ahu Access programming.

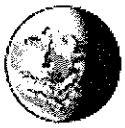
i. Limit renewal of the franchise to no more than five years. With the state's economic downturn, it is important that it make decisions wisely recognizing the changes in economic conditions, not to mention the incredible strides in technology experienced in the last five years.

Bottomline: Ensure that our public-right-of-way is protected; the State of Hawai'i derives its fair share of revenue from any license provided; and that priority funding be given to support community media, i.e., 'Ōlelo to enable increased and enhanced technology of public access.

Mahalo for this opportunity to testify.

/s/ Leimomi Khan by e-mail

LEIMOMI KHAN
President



Rene Mansho
<rmansho@schn.com>
10/01/2009 05:23 AM

To "cabletv@dcca.hawaii.gov" <cabletv@dcca.hawaii.gov>
cc
bcc
Subject Olelo Renewal Request

Mahalo and have a great day!
Rene

SCHNITZER STEEL HAWAII CORP.

"Conserving the Future by Recycling the Past"

Campbell Industrial Park
91-056 Hanua St.
Kapolei, HI 96707

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Tel (808) 682-5810
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Rene M. Mansho
Community Relations Director

www.schnitzersteel.com

Olelo letter.pdf

SCHNITZER STEEL
HAWAII CORP.
"Conserving the Future by Recycling the Past"

Campbell Industrial Park
91-056 Hanua Street
Kapolei, Hawaii 96707
Telephone (808) 682-5810
Facsimile (808) 682-0604

September 30, 2009

Mr. Lawrence Reifurth, Director, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

Mr. Clyde Sonobe, Administrator Cable Division, DCCA
335 Merchant Street
Honolulu, Hawaii 96813

RE: Oceanic Time Warner Cable's (OTW) Oahu Franchise Renewal

Dear Messrs. Reifurth and Sonobe,

Department of Commerce & Consumer Affairs will grant a cable franchise to Oceanic Time Warner. The public rights of way should be valued as any commercial lease, ground rent plus a percent of revenue. Franchise fees are not a tax but a paid subscriber fee. In order to support continued community success and direct access to PEG resources, we want included in the Franchise contract between the State of Hawaii and Oceanic Time Warner for the use of our public rights of way, provision listed below or there should be NO FRANCHISE TO Oceanic Time Warner.

In order to grant a franchise to OTW the below listed provisions must be included:

*Extend technical assistance to all communities who are currently underserved or underrepresented as to the extent, cost and benefit of the OTW Franchise contract. Extend written testimony deadline 30 each time any material facts are introduced that relate to OTW Franchise contract.

*Removal of PEG Provider Revenue Cap

*Restore 10% of ALL channels Analog & Digital immediately available, accessible and unrestricted to PEG providers

*Same quality video & audio signal for PEG as all commercial channels. NO elevated audio during Commercials day or night.

*Capital Funding to UPGRADE to HD & and maintain, Keep current with all Technology for PEG Providers

*NO "E" Separation from PEG. Strengthen our communities by having Education participate with Community. Allow for a democratic collaboration so together we all win.

*NO FUNDING To HENC (Hawaii Education Network Consortium) without community & PEG collaboration. Let's partner and get strong together. HENCs current funding request makes community weaker while they get stronger. All HENC funding and channel request must be outside of PEG Franchise considerations or fees. Note: Kauai included a provision that all government buildings be wired at no cost and not part of PEG funding steam. We need to follow this example.

*Access to ALL HENC Resources for community use by PEG Providers

*OTW 20% REVENUE SHARING to PEG on ALL revenue sources...pay per view & Packages offered & all cable + internet Advertising revenues

*ALLOW for additional channel space to broadcast ALL PEG Channels and Viewable on ALL ISLANDs

*OTW Pay Full franchise fee allowable by LAW to PEG Provider.

*ALL DCCA rainy day funds distributed to PEG provider if not use.

*10% of Internet Access and revenues to PEG providers and available to each Community Media Center for Community & Student use at no cost (Minimum T-3 Bandwidth) (as the same cable right of way is used to a percent of revenues must be included)

*Allow for PEG Provider to develop Community Media Centers (CMC) in every School Complex Allow PEG to deliver direct services and resources to schools, teachers students & Communities Statewide.

*2 way, LIVE interactive from ALL PEG CMCs Statewide.

*PROMOTE PEG ACCESS CHANNELS on all OTW Cable channels (1000 plays per month per channels) promote the good things in our communities. Community decides content.

*Allow for communities to choose PEG service providers. Link all Islands into one contract to negotiate best benefit for each community and for the people of Hawaii. Allow each community not county to decide.

*NO SEGMENTED Franchise contracts, JOIN ALL PEG provider contracts, STATE OF HAWAII into ONE Franchise. DCCA must negotiate from the communities benefit position to enable our communities and not promote civil disability.

* Closed Captioning funding for ALL PEG channels funded outside of PEG funds. All languages on PEG programs.

*OHA or the Hawaiian Government entity (as part of their land claim), to receive a portion of available channel (a minimum of 10 Channels above 10% allowed to PEG providers, Analog & Digital channels & bandwidth at no cost to or restriction to create commercial and non profit programming for broadcast to all islands

and beyond. Allow OHA to develop an economic engine to benefit the host culture. LIVE and two way capable.

*Whereas the franchise is Oahu centric and Oceanic Time Warner represents a nearly exclusive provider of cable services State wide, all islands and communities and contracts should be considered. All islands should have technical assistance to provide information understandable to communities. I believe DCCA and it's Cable Administrator has failed to provide the needed information for communities of underserved and under represented communities to understand the value of our Rights of Way, the benefit and potential lost of the pending Franchise contract. Allow more time to educate the value and cost of the OTW Franchise Renewal process and contract. Extend testimony period a minimum of another 30 days to allow input from all stakeholder statewide as we will all be impacted by the resulting contract.

ALLOW PEG ACCESS MEDIA TO THRIVE by allowing all the above provision to be included in the contract as a minimum.

Sincerely,

Rene Mansho
Community Relations Director
Schnitzer Steel Hawaii

91-056 Hanua St.
Kapolei, HI 96707
Ph: 808-306-1876

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 2: 29

A___E___P___S___

FILE_____

September 28, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P. O. Box 541
Honolulu, HI 96809

Dear Sirs:

The world over admires our form of democracy i.e, that governance is given to the people.

Our founding fathers trusted in We The People to govern, by Representative, with reason and logic. That is why the First Amendment is crucial to democracy. There is no democracy without the people's 'right to know', and examine, ponder, cogitate, congregate with each other to share and/or study each other's viewpoint - BEFORE VOTING. They require a free flowing media with which to gather real information.

How many citizens arrive to vote not having had a balance of views to challenge them for a truly informed consent. How many citizens do not know that they do not know. Tons of them. Take a survey. Tragically, most folks are unaware, unapprised of current issues nor do they have opinions about them. I believe many of our people are not challenged by varying views which actually is stimulating to their concerns. Some admit they have been told who or what to vote for and sans information or knowledge for themselves to make informed choices.

Olelo is the only television I've viewed that is committed to the First Amendment. They trust and respect the viewer's intelligence to sort through pro and con and make intelligent choices.

Please do not diminish the people's ability and need to grow in every way possible. Please use your authority to strenghthen, the olelo proponents well thought out suggestions.

Mahalo,

Sylvia Krewson-Reck

Sylvia

Lawrence M. Reifurth
Director
Department of Commerce & Consumer Affairs
Cable Television Division
P.O. Box 541
Honolulu, Hawaii 96809

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 3: 01

A___E___P___S___

FILE_____

September 23, 2009

Aloha Mr. Lawrence M. Reifurth,

We the people, bring our concerns to you and your associates because of the extreme importance to the community in the careful scrutiny this franchise and public access to the airways. If you and your staff make every possibility available to the citizens of Hawaii, it can only enhance freedom for the people of Hawaii. People are experiencing Freedom now, by participating in Olelo Community Television. We bring to your attention, and to praise the out-standing Senior Citizens that are involved with Olelo Community Television. In particular, the female sector of the Senior Citizens, that work so diligently, stretching themselves to the limit to produce programs for the communities. I want to emphasize, that some Senior Citizens, are in their final stages to complete their unfinished business to the community. Don't hold these folks back from trying to make a difference in the community. Give them the sense of value by backing them and Olelo. These elderly females that put their heart, soul and wisdom into their programs will be shared by the community. Support the necessary funding to support these persistent female producers in their quest to educate the community.

The Palolo branch needs to update their equipment and move into the 21st century.. Help them, in helping the community to move forward with the necessary tools in this fast moving high technology industry. Hook them up to the I_Net and make them live; so it can be taken to the world; that a small and well functioning organization can do it, in a not so well known city, as Palolo. The Palolo branch needs the funding to help their dedicated Producers full fill there dreams. It is obvious that the producers, camera people, editors and support personnel are making outstanding strides into the latest of the technological advances. Alternative media outlets in today's world is miniscule.

We have confidence, that you and your staff will make the correct decisions, and do every thing in your power to approve the funding for Olelo and in turn, help the many producers that are dedicated to their work; to move forward. With new equipment it would energize many of the producers, as well as the staff, and increase the size of the audience. The momentum is in gear and we the people support many of the predestine staff at Olelo Community Television for their dedication and exceptional PR.

Also, Oceanic Time Warner Cable is looking at a 20 year contract without oversight? This should not be allowed. The contract should have oversight, and at a minimum, a 5 year audit; to ascertain accountability by the OTWC.

The Hawaii Educational Networking Consortium (HENC) is clear in their interest in becoming their

own entity. What happens to Olelo and its funding? They have used the Olelo shield to further their agenda with out any accountability, and now they want to take 2 channels for their own interests? Will you suggest that a in-depth investigation should be necessary to determine the validity of such a request?

Should the new franchise state, that there will not be exorbitant pricing for new technology? What controls and safe-guards will be in place to protect PEG access for Senior Citizens that might not be able to keep up with the technology?

An increase in funding and channels are extremely important to Olelo, and to the community, which includes our precious children. Why would you not suggest in favor of additional funding and more channels? Olelo, is the only Alternative Television outlet that the disadvantage have, to get their message out to the community.

New channels should be kept together for the convenience of the general public. We want you to convey to the public that they matter and that programming is setup for their benefit. We must make it as convenient as possible for the viewer to access PEG programming and to understand that Olelo can make a difference in their life, through community educational programming.

Lastly, allow the Islands to interface with the expansion of Broadband and the necessary tools to implement the process. This is the time and opportunity to connect to our sister islands. Broadband is the direction that will allow Olelo to fulfill the vision of it's Producers, and all the members of the community. Many volunteers are engaged with their own education, and Olelo has contributed to that task, but in return the film makers give back to the community. It is a Win-Win; with your continual support of Olelo Community Television. You are making it possible for many people to do outstanding work for the community and to make them feel they are contributing. "We the People" ask for your continual support, because the community belongs to all of us. You are supporting many, many people who can get an experience in the movie making industry, that would otherwise be lost.

It is your hands and 'We the People" believe you will support the community.

Many Mahalos

from all that sign this document.

Lawrence M. Reifurth - Director
Department of Commerce & Consumer Affairs
Cable Television Division
Honolulu, Hawaii 96809

September 23, 2009

Page 3

Signatures

Joyce Kich
Lily A. Tachini
Mary Yap
Marshall Shelf
Mataho Jacobson
Tomalol
Barbara D Pirateus
John J. Cosso Jr
Sheila M. Geib
Jeanette N. Shinagi
Steven J. DeMaggio
Barbara H. Terry
John Myers
Joyce W. Gum
Eric Kai
Jepho U. Nufer

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 3: 37

A___E___P___S___
FILE

Oceanic Cable Television Oahu Franchise Renewal

Questionnaire on Community Needs and Olelo's Services

Residence: Are you a resident of the City & County of Honolulu? ✓ yes ___ no

Part A – Community needs. Select the response for each question that best represents your opinion.

1. The number of channels (4 for Olelo, 1 for UH, 1 for DOE) currently used for programming about and by local schools, government agencies, community agencies and individuals by Olelo are:

___ about the right number, given community needs

✓ insufficient; more channels are needed to meet community needs

___ more than enough; less channels would meet community needs

___ no opinion

2. The financial support provided by Oceanic which is "passed through" to subscribers for public, education, and government access facilities, equipment, and services is:

___ about the right amount, given community needs

✓ insufficient; more support is needed to meet community needs

___ more than enough; a lesser amount would meet community needs

___ no opinion

3. As cable service develops in the direction of digital and high definition transmission, how important is it that public, education and government access (Olelo's) programming is provided to viewers with convenience of access, signal quality, and other technical features comparable to those which are provided for broadcast stations (KHNL, KHON, KITV, KGMB, etc.) and other popular commercial programming?

✓ *very* important

___ *somewhat* important

___ *not* important

___ no opinion

4. The current or existing capability of the cable system to transmit live or recorded video programming provided via the Olelo channels from various sites around Oahu is:

✓ *very* important to meet community needs

___ *somewhat* important to meet community needs

___ *not* important to meet community needs

___ no opinion

5. The availability of public, education and government access programs via live or archived video streaming via the Internet (currently provided through Olelo at www.olelo.org) is:

✓ *very* important to meet community needs

__ *somewhat* important to meet community needs

__ *not* important to meet community needs

__ no opinion

6. On a scale of 1 to 5, (5 being the highest), what is your level of interest in having available for viewing the following types of local programs?

Local government meetings, legislative sessions, county council meetings, neighborhood board meetings, special events, schedules and information about various services? 5

Secondary or higher institutional educational programs (UH/DOE), classes, events, long distance learning and other instructional programs? 5

A variety of shows produced by local citizens and organizations on topics of their choice. For example: local hula recitals or performing arts programs; forums for local political candidates; health , nutrition, cooking and fitness shows; local documentaries; video news coverage of community events; a bulletin board of community events; etc. 5

7. Do you, or organizations you belong to, find it of interest to have facilities, equipment and support available for producing television shows about your organization's activities, to show on a local cable PEG access channel (e.g., channels 49, 52, 53, 54, 55, 56)?

✓ Yes __ No __ Don't Know

8. Are there any other matters that you believe should be addressed through the franchise renewal process to help assure that the Oceanic cable system meets community needs? If so, please comment below (use back of last page if necessary):

One Public Access channel - first come first serve
Expand Broadband - connect sister islands

Part B – Olelo services. Public, education, and government access services on Oahu are currently delivered by Olelo Community Television.

1. Are you or your organization an active user of Olelo services? ✓ yes __no

1a. If yes, provide any comments you may have on what Olelo services are especially helpful to you and/or what Olelo might do to better assist your productions (use back of last page if necessary):

I have many suggestions, but for now, where else can we view programs or produce programs and air; for the community?

1b. If no, what services would Olelo have to provide for you to consider utilizing Olelo facilities and services?

2. What types of current Olelo programming (or names of specific programs), if any, do you value most (use back of last page if necessary)?

Legislature; City Council, Hawaiian Programs, Education, Specials - documentaries World Politics & War

3. Are there other services or programming you would like Olelo to offer to better address community needs (use back of last page if necessary)?

Expand Broadband; upgrade the Editing Equipment as well as other associated equipment. Olelo - Palolo - Allow for upgrade to Live & Stream.

4. Provide any other comments you may have on how current Olelo services do or do not help to meet community needs (use back of last page if necessary):

No special interest

Look at upper management - Are they doing the job?

Part C – Other comments. If you have any additional comments not addressed above regarding community needs that you believe should be addressed in the franchise renewal process please note them in the space below (use back of last page if necessary):

Mahalo

Please complete this questionnaire and **return it during this community forum.** If you did not personally participate in the forum, but have seen it on a cable access channel or are completing the questionnaire with an explanation from a forum participant, please fill it out and return it no later than **September 30, 2008** via mail, fax or scanned e-mail attachment to:

DCCA-CATV, P.O. Box 541, Honolulu, HI 96809.
Phone (808) 586-2620, Fax (808) 586-2625.
E-mail: Cabletv@dcca.hawaii.gov

Thank you very much for your participation in the cable franchise renewal process. Please indicate your name, address and phone # below for possible follow-up purposes:

Name: Jesse Ponce de Leon Phone: 941-7679

Address: 1545 Kalakaua Ave #811, Honolulu 96826

If you represent an organization, an institution, or a division of government please indicate its name below; otherwise write "individual"):

_____

Oren Tsutsumi
Commerce
Contact:: tsutsumie001@hawaii.rr.com
RE::Testimony on
Application for a cable franchise by
Oceanic Time Warner Cable

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 30 P 3: 49
A___E___P___S___
FILE_____

To: Department of
and Consumer Affairs
Cable Television Division

Comprehensively, free information is the very fabric by which a society measures itself. It's threads of wisdom are woven communally through generations of stories, knowing trends of thoughtful patterns of the past, flowing within a tradition of complete and utter trust towards a commonly shared garment which clothes the many. However, that which clothes and indeed shelters all seems to struggle to clothe properly just one. They are hardly a measurable scant marginalized scraps if any when donned by an emperor. Not nearly the robes of empowerment they reflect the sad circumstance of the few attempting to anoint the few, not remembering that the only way to clothe the many as well as they themselves is for we to move as one and better diversity by the generations of stories we sew into them. All as one and one for all not all for none....

Our circumstance by realities measure is steadied for all to see.

Let us unbind our feet upon the path of wisdom and fill the spirit of our footsteps as is truly open to us, as they may evolve to be.

This must be allowed to follow in the manner of least resistance, to go where it's natural conclusion would logically express itself. We must truly let the the inclination of the many take towards the ways of wisdom to what seems unsurpassed as an option left open to us. We must not take to the divisive distractions of the pathos of authoritarianism. It tends well to opportunistic investiture of the Noblesse Oblige of an uninformed citizenry. Let us walk as we intend not as you portend.

We must, everyone take hold of certain pinions of the truth before we find it inconvienient to do so. When they are not so empowered they are acosted by

belligerent machines produced of recidivism, symbolism of dogged habits. Lovingly enough, even the oblivious of the walls of dogma, the un-realizing handmaidens of the happily grafitiiing of irony, would laugh most knowingly at the circumstance. It is in the tradition of budweiser, other such self emulation and general gear greasing, things which aid the system to run itself. (I should say eventually to ruin itself with bitter casuistic flakes of sad and painful grit). These monuments of self obsolescence work most intensive, to be discarded like fodder at strategic points to deter investigation of such activism, hoping people will think of them as just part of the landscape.

Utilize this we must. One of the many circumstances is the fact of our informational infrastructure.

It is built over our lands. It seems to take only the nearest of excuses to initiate the inertia of elitism to perversely per-miss not just a commandeering of the right to squat on an area of what are the public commons but a commandeering of it essentially as the lions share goes an exclusive right to themselves.

This corporate power uses the communications structure on public lands mostly for a corporate profit.

They must do what is good for our community while they are on these lands. Information is soo important and key I would add, they should provide it free and openly to all with help from all, including they themselves. Soo critical is our moment here. They should further leave if the people including them, as they are part of the public, wish it. Corporations, whose charter is per-missed by the public for the Public's good, must act in a critical way at a critical time for the good of the public, not just the goods. It should not act only for the few in the empowered elite, directly or indirectly supported by many in our society. It should act for all as a whole or it's charter shall be revoked. Corporate organizations had been formed by it's most fundamental truth to exist ultimately for the communities good.

This may have been far from how it was used by the classes that be. Ironically, it's anointing into person hood was not really consulted of and by the people. It's existence was as it's traditions of business sees it's path, down the lane of convenience crossing and double crossing conspiracy where it may.

Seemingly is it's want. In the experience of many societies, many were very leary of business and the creation of corporations. The Kings of Europe granted these charters with special provisions and used them to carry out their will. Most well knew the potential destruction they could wreak and made sure they did not get out of the societies control. Corporations of times at present have essentially however, not only a long time past gone out of control but, in control, of many aspects of our societal constructs. The worst realizations of many have come to a slight realization of us the many, if corporations were to tell the story of what we think.

A haze of the hedges of Neo Liberalism draws into it's shadows with reference to title of reputation, the wearers of the standards of reform, to consecrate with honorific letters to vulgarity it's stately uncommon foundations.. It allows the grounds not to be seen, motivating the HENC, DOE and PBS in their mono-singular in house productions to panicking-ly scream their allegiance on the proving grounds of loyalty.. They so strike out with bound limbs upon the public commons if only to prove to themselves they are still there. This is the only proof these collusions of allusions needs.

Now; noting fully the audacity of Neo n Liberalism

The smallest and most miniscule first of steps which need to be taken are from the facts which must be physically represented and expressed proportionally in a greatly expanded 'Olelo Ho'ike, Akaku, Na Leo O Hawaii and an infinite amount of other models or examples and modes of expression on and off the cable works in terms of , naturally; funding , infrastructure and direct democratically nested councils. Most definitively though, Public Access must be allowed with a proportion of the funding commensurate to it's use, which could be equated to all of the funding placed between PE and G, full percentages that maybe in usage by the people.
(If it is required that it be 50% of Time Warner Oceanic Cables Profits then it should be split 65% to Public and 35% split between E and G or any other of such division as needs. Preferably however with P getting 65% or more and specifically 6 channels solely for it's usage. However, besides that which E would get 1 more and G would recieve 3. The many specifics maybe gone over later.....)

This Oceanic infrastructure was landed here on us because this group or that

thought they could make a profit and it would seem they did perhaps soo much so they would have paid off that investment in placing the infrastructure many times over. An empowered public could have built that infrastructure and by now, given the safeguards would have to pay a minimal fee for it's maintenance, perhaps as in other places it would, without all of these "complications " just be. Since the group is a corporation which is addicted to profits in 3 month cycles it would seem to be they would think there is more to be had here at the expense of the people.... It is too bad we did not have 'Olelo, Akaku, Ho'ike, Na Leo 'O Hawaii or some other such info gathering arena.. It may have added and aided when they came up with this brilliant idea....

As a stop gap measure further, when in consideration of the communications portion of our communally held structures, not strictures, they the corporations among many in this very important priority, after again, deciding if they work in the peoples interest; should be given charters by the federal government. We should have our societal institutions, this includes the way we shape our economy, for what is an economy for but to make people happy, reflect the fundamental realities of our Biosphere and our rights derived from it.

If all of us were to consider what is occurring, including within our communication systems, also when one looks at our communications, we should try to; in addition to the endless reforms if not outright beginnings in their entirety of new institutions, have as a goal; all information be free and open to all. All capital dealing with informational infrastructure should be as an intermediate measure, eventually transfered into the publics' control. This could be a while after all infrastructure over the public commons is transferred into trusteeship and the publics hands, with only a slight chance of being given a Federal Charter. All these processes must follow all rules and rights including those of individuals to guide them.

When considering the precise allocation of information resources, one should base it on the individual with the goal of having preferably; directly democratic nested councils or perhaps representative democratic representation

Further, all groups or individuals should not have any special privileges at any information source or dissemination point. This includes Oceanic, 'Olelo,

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another PEG or another model one may distinguish which uses public commons. In addition, what must be added is, on the path to a more democratic, free and open informational infrastructure; privacy is most proprietas and inseparable from many in this culture and may easily and most forthrightly be considered ingrained not only in the infrastructure of our laws, but our very existence of governance. It may be the circumstance in consideration of a great portion of the history of our culture as well as the tendencies; a constant trend in our communal society. This seemingly, mostly communally held belief, among many in our society, could be said to be based on a string of distrust, because of usurpation's not only of the past, but current governmental structure of all groups, including itself and all individuals, over the common rights, truly representative of and by the people.

Thusly, our laws should naturally reflect this situation in our society, in as seems apparently the way constantly, in a highly consistent manner, as good law seems to be. It is a collective expression of what is hardly the competitive atomization of what is communalism to be certain....

It seems sensible, as a given, as an example of the bare inception of this process, to allow the public to expand the scope and key of the renewal process, to the very structures of Oceanic Time Warner Cable and it's parent company. These are the empowered guardians of this public resource, along side the DCCA and the State, more or less included

Some specific suggestions may be stated here:

Other ways which our structures should consider when looking at our s infrastructure, informational or otherwise, are the facts of Energy and Matter. In the first. All should be for the Biosphere's good and as a given, the publics good. Along the same lines, all energy and matter should be decentralized and interchangeable with the option to be applied to a more centralized structure if it is decided with of course, all rights and thoughtful consideration by an individual persons or in a directly democratic way. Really very much so.

AE. The very much basic and fundamental tenants of energy and matter dissemination, including the commensurate empowerment thereof, should be dealt with comprehensively in our society and is as a given, in our Biosphere. It

maybe taken into some consideration that, seeing as how transmissions of energy equate to information after being translated into information after receipt, which in turn equate to the very basic fundamental empowerment of government energy distribution, said transmissions should be provided controlled and distributed to the people equally and fairly. Their translation of stated energy once established as an option provided in a manner all may, once more said, equally clearly and fairly understand, to an individual in the place where they may access said energy, should be as an ability, provided to be transmitted transformed altered or otherwise changed into whatever of the many great and diverse forms they wish. This should be as long as such acts are not determined by a court of law as being or serving a direct and eminent danger to individuals or the environment.

BE. Said one more time each of these utilization's of the infrastructure should be related and given as possible options, equally, fairly and explained clearly to all, with the options of various alterations or modifying, being explained clearly and directly.

CE. Such alterations of energy, be they in the form of information reception or other provided energy, be it from whatever route, should be: (-as well include an option to have any and all use of these various and infinite forms of energy -) considered and be categorized as private and only known to the user, when utilized as their personal application, in agreement with their rights and the statutes, Federal, State, International or some other type of rights.

DE. Further, all individuals groups or any portions of the biosphere: this includes society, should have the option, right, ability and capability, exercisable, to refuse and abstain in an absolute way, purely under a zero bias standard, from and be unaffected by; energy , effects or communications, sound, radio waves, electromagnetism, infrared, light waves, aesthetic affects, any contact by signals or matter, directly or indirectly initiated, accidentally or purposefully; from any and all individuals, groups, cable company, it's subsidiary contractors, government, infrastructure or other groupings there may exist, which affect the health or well being of such affected individuals groups or other parts of the environment.

EE. In another way perhaps, people should have the option to receive and

trans-mit what they wish when they wish at the time they wish, the energy and matter which is sent out by them or transported to them, equally, fairly and openly. Comparable to as the individuals, directly, preferably or democratically representative manner of interpretation or rights would determine.

FE. With this, all technologies wireless or otherwise kinds of technology should be studied fully and comprehensively, to find if they have any effects-- included in this study would be health and well being of and onto-- on the Biosphere. This includes as is a given society and people.

GE. The people should study this and decide this...

HE. If they do affect the Biosphere in an unknown or small or otherwise bad way; they should not be used.

IE. All energy and Matter should be received and distributed in an optiiomally caring and healthy way.

JE. With regards to wireless technology: Do not allow using the Wi Fi or WiMax, for now. Use as the beginning of a basis the German Governments guidelines of buying tech. See energyfields.org.

LE. As a given, a full record of all effects directly or indirectly, from all groups, infrastructure and individuals, this includes Oceanic Time Warner Cables', should be documented, kept and expressed to all, in a manner they may comprehend completely.

If one were to act upon some, further; what one could call relatively and comparatively speaking, tactical measures, in an immediate sense, we could look at a long list of a great many types of varieties, items and descriptions.....

With regard to some suggestions one may consider of themselves with respect to Time Warner and at times our Informational Infrastructure is: as one of the first

facts that, all antitrust and laws of monopoly must be observed exhaustively, in their complete and encompassing framework.

1. The ones who directly occasion, so targetedly our infrastructure should be occasioned equally directly by the people. Included as an integral part of this, in the immediate sense, as maybe provided for now in the way this system of governance should go by: the strict observance sunshine law and auditing. The empowered even indirectly, especially those who or which are caretakers of information and free speech must be held accountable. Naturally, this includes all in the government, PEG, other-ly categorized HENC, DOE, PBS and also, corporate power. This should express itself in oversight by the people directly again including at the very least the strict observance of sunshine law and auditing. In the case of PEGs' most definitely, it must not affect outreach, programming and facilitation . The same should be applied to all. The different sorts of intensity of rigorous investigation must be applied to the franchise authority, government agencies and the seemingly other worldly logic of Oceanic Time Warner including Time Warner respectively..

Some others might be to, as a more detailed description of what to do concerning the situations in Time Warner; in the very immediate sense:

2. Make sure all tech is put underground or otherwise conducted in such a way as to not harm in the least, beyond a reasonable doubt, the biosphere. Again, as a given, including the society in it's whole and the people.

3. Judge again by the fees and charges paid by the people to Time Warner Oceanic Cable if the infrastructure would have been paid off already to decide if they should be renewed.

4. Give the people a choice to pay for what they wish as well as is a given, what they do not.

5. One should be able to receive cable internet without having to subscribe to extra services, having to pay for any extra fees', reciept of extra services or reduction in current services.

6. People should not have to apply or subscribe for extra services or receive a

lessening of services in order to receive a service.

7. Rates could be investigated so as to determine if charges incurred are commensurate to the costs of providing this service and access to our rights for people. Perhaps they should be directly related to the amount of charges by similar infrastructures, Communication corporations or other groupings around the world or just the United States.

8. Could Communication systems or informational infrastructure be; as mentioned earlier, nationalized.

9. Preserve and reserve the ability for people to use the television cable lines for communication both from and to, such as with ordering of Pizza, other uses of this infrastructure or like communicating or sending videos to other persons or groups.

10. Boards should be voted in preferably by the people directly in the form of nested councils. These would be made of all the populace directly, of 40 members each, who will handle as much decision making as they may possibly handle or possibly want to. This council would in turn vote in one person to another 40 person council, which would oversee anything that council had a difficult time handling because they neeeded more people ,cooperation, coordination and pooling of resources to deal with it or possibly did not want to oversee. (The boards or councils in this type of directly democratic democracy may have the option to have fixed responsibilities...) The next council would vote in another and so on. Each council would have immediate recall capabilities of any of the members they have voted in. The duties of the council would be to take over our informational infrastructure works and reconstruct it in a decentralized way, basing it on the individual with the ability to be centralized and require more coordination if need be. All of these councils could be said to come together in loose confederations. Another Board could look at the transgressions of the law by the communication corporations, State and City regulations of our infrastructure, dealing with anti -trust and the following of all laws in general, with a special focus on telecommunications law; Federal, State and International. A full audit maybe performed by this board as well as it's other functioning's.

People are self organizing and if you give them the chance and not separate them with divisions, inclusive -- very low probabilities of---- notions they can too be a part of the elite, which everybody seems to be a part of and thoughts that people will not get together.

In regard to the intermediate circumstance and duties of 'Olelo and a different Public, Educational Governmental Access caretaker, and Time Warner Oceanic Cable, with a more extensive and comprehensive focus on the structure and works of 'Olelo and another Public, Educational Governmental Access caretaker, in particular however, having a connection to what must be the responsibilities of Time Warner and the Informational Infrastructure, all should be mandated to and function by the following : If one were to act upon further of what one could call relatively and comparatively speaking tactical measures, in an immediate sense, we could look at....

11. Explain what PEG is maybe by comparing it to a resource or any explaination people may relate to. Perhaps one could say one should use the "plain english" standard.

12. Explain what the structure of PEG is as the following: 1 Describe organization, 2 Draw a diagram of said organization, 3 What is the mission statement.

13. Explain how important this public resource is and how we should preserve it for future generations

14. Explain the importance of the public right of way with respect to the public commons.

15. Explain what the companies have done with respect to commmunications infrastructure as well as ordinary infrastructure on the public commons.

16. With regards to our current infrastructure a number of channels must be dedicated to Public Access for certain with funding commensurate to a huge

portion of the profits by Oceanic in the immediate sense going to P E and G.

17. Does the Attorney Generals and SPO general opinion trump agreements. Can they add more. Can the Legislature add more. Can the Judiciary add more. Attorney Generals opinions change. Can he produce supplements to this or change them completely. Are we locked into current decisions. I think the AG gives opinions on how he thinks judgments or laws should be interpreted. He also probably decides which lawsuits to pursue on behalf of the State and maybe what to go after, having the state bring actions upon a group individual or agreements, laws, rules or other types of innumerable rules the society has agreed upon.

. It seems to be the case in the HRS 440 G the DCCA director has full control to set rules and enforce regulations this includes allocation of funding and decreasing or increasing funding however, does he have all this responsibility? Who makes the final decision regarding the funding and other types of the general workings of PEG. Is there an appeal to another department? For certain, how is it connected to the license renewal process for Oceanic Time Warner Cable.

. The Franchise Authority DCCA seems to make the final decision however, are they and perhaps the Legislature more or less directly involved.

. A bit more precisely; does HRS 440 G in general or any small portion of HRS 440 G involving PEG subordinate to any other statute directly. Perhaps as the Attorney General stands, DCCA is the one and only arbiter with perhaps the exception of the SPO. This also seems to involve INET, I should add.

18. Transfer the responsibilities and control and management of our informational infrastructure including funding to, directly democratic nested councils.

19. Any new guidelines, strict laws and bill of rights created for PEG should not influence content of content or content itself, besides basic facilitation of content: bringing content to air, maintaining of content on the air (as is room for it, after maintaining of content on the air--),outreach and technical assistance as well. All of this with no modification of content in whatever way whatsoever of

course as an extreme example of a given.

20. Require a mission statement to be created by the communication infrastructures including PEG, which may require most certainly, the custodians of this public resource work with one another in good faith, seeing how faith is what the public have in their efforts to preserve this public resource for both future generations and current ones. With concern to this, they may be considered caretakers of this resource if the people think they doing a good job. They shall be if they think this and allow things, empowered by the people.

21. Require a mission statement for the public good to be created in relation to the way the PEG's and the informational infrastructure shall enable the public to participate in the use of this public resource in the way of content relating as well the technical possibilities in an unbiassed way .....

22a With regards to who should be a good caretaker of this public resource, what maybe integral is;

22 b. Can this caretaker of public Access and part of our informational resource as an inherent part of it, equally and fairly; unrestricted use of it in the way of free speech; facilitate and help persons to express free speech. They must say and illustrate how they may protect and facilitate free speech without affecting content. How much does it's structure belie care for this resource.

22 c. Added to this: the trust of the Time Warner portion as well as the PEG part of the informational infrastructure shall be entrusted to in the immediate sense, with all due diligence, lack of conflict of interest and non discrimination, a steward who will guide and extend the full participation; outreach, facilitation and programming of this public resource.

23. It maybe very much important that conflict of interest be looked into. One way to look at conflict of interest, maybe and say: they must not have any connection in any way to, someone, persons, or organizations who claim right of way with respect to communications infrastructure as well as ordinary infrastructure they claim on the public commons. Persons or organizations who have to pay as stated in Law; Access Fees' to the public, in order for the public to use this infrastructure. Examples might be: telecommunications companies, for

profit or not for profit, it's subsidiaries or others who use the telecommunications on the public commons. A prospective custodian has to describe any employees who work for another organization which maybe perceived as having a conflict of interest in this PEG system, considering it is a public Resource.

24. If said If organizations or structure are proven to attain or indicate real conflict of interest with their work to be provided by this or with this Public Resource, then they shall not get this guidance for PEG and be a guardian. It is important, once again, to define conflict of interest and figure out what it is.

25. PEG should be under the jurisdiction and full per-perview of the people directly or through directly democratic nested councils and/or less preferably indirectly through their representatives in the 3 branches of government Federal and State.

26. Clearly express the rights and responsibilities to people people using this resource, equating it to what it is or a series of tubes.

27. The PEG shall provide PEG Access services to Public, Education and Government in accordance with HRS, Federal and International Law

28 Each PEG shall have their own goals as stated by their management, as though an interpreted by directly democratic nested councils. This should be paired with a common requirements and goals to be decided by a directly democratic nested councils which may vote in an board of directors. People directly could vote on issues as well or both.

29. As provided by all applicable Laws and regulations, the people directly may manage, oversee and create the rules and regulations for PEG(s). The people may vote on decisions, each individual one or vote through a 40 person Board Of Directors in the form of directly democratic nested councils as the structure. It should be put together in the way I have stated before. Possibly one member could be appointed from the PEG(s) in whatever structure they may be (a non profit or another structure) , as a guide for policy, not in any way connected to content from outreach to facilitation to programming from beginning to end.

30. A board of Directors , shall be chosen by the public directly preferably in the form of directly democratic nested councils or the public shall act as a Board directly, voting on decisions. One member, once again maybe voted in by the PEG as a guide for policy. Or possibly, however, perhaps differently unlikely though, a Board shall be voted in through the method of Directly Democratic Nested Councils which will directly handle as much as they can directly as they wish from a pool of canidates which quite possibly could include all of the public US and International countries. There may be fixed responsibilities.

{{{ Boards should be voted in preferably by the people directly in the form of nested councils directly, of 40 members each, who will handle as much decision making as they may possibly handle or possibly want to. This council would in turn vote in one person to another 40 person council, which would oversee anything that council had a difficult time handling because they neeeded more people ,cooperation, coordination and pooling of resources to deal with it or possibly did not want to oversee. (The boards or councils in this type of directly democratic democracy may have the option to have fixed responsibilities...) The next council would vote in another and so on. Each council would have immediate recall capabilities of any of the members they have voted in. The duties of the council would be to take over our informational infrastructure works and reconstruct it in a decentralized way, basing it on the individual with the ability to be centralized and require more coordination if need be. All of these councils could be said to come together in loose confederations. Another Board could look at the transgressions of the law by the communication corporations, State and City regulations of our infrastructure, dealing with anti -trust and the following of all laws in general, with a special focus on telecommunications law; Federal, State and International. A full audit maybe performed by this board as well as it's other functioning's. .}}}}}

31. Require a firewall to be created between the government, private interests, or any public person or persons including parts of the PEG Access organization and the content with respect to outreach facilitation and programming. Also, what must be included is: relation in an unbiassed way of the full range of technical possibilities and support of content from outreach to facilitation to programming of an program which, must have as many airings as is possible due to volume or other content. Make mandatory the organization is drawn out relaying to all how this will be and describe how to do this.

32. The Board preferably in the form of directly democratic nested councils may not interfere with administration or policy behind the firewall, unless by independent annual audit, survey of organization and regularly scheduled information, from behind the firewall, it is found with just cause and beyond a reasonable doubt that outreach to facilitation to programming is being affected to the extent they are both no longer fulfilling their responsibilities as caretaker of this public resource and following of the strict rules and bill of rights they have to express behind the firewall. Information should be provided second to second.

33. One of the Boards main focuses should be to help support from in front of the firewall and not let new tech jeopardize and distract from the efforts to support from in front of the firewall, such as HD or wireless

34. They shall hold monthly meetings to discuss this public resource held directly by the public directly or their representatives on the Board in the form of directly democratic nested councils.

35. Have the board look into use of public resource by national as well as international clientele.

36. A Constitutional Convention could be created for PEG as a goal, with direct participation of all the people.

37. If a custodian handles private information the information that they handle must be provided voluntarily.

38. Funds for PEG(s) should be full 5% (most preferrably over 5%) for all PEG(s) and never , ever, ever capped.

39. All costs behind the firewall, content, from outreach to facilitation to programming, from beginning to end, should be spent and kept by them to use and shall be received as a predetermined amount in it's charter and according to Law. Any other costs should be the per-perview of DCCA, Legislature and the

PEG(S) as long as it does not affect once again, the construct of content from outreach to facilitation to programming, from beginning to end.

40. At the moment in the immediate, fees' collected from a company using the public commons, shall be maintained at the amount set in HRS and Federal Law, neither decreased or stopped entirely. With all due diligence everything be done as humanly possible to preserve and extend the access fees' as allowed under Federal Law and mandated under State Law, from the one who pays access fees': groups which claim right of way for infrastructure, they claim on the public commons. All this in mind with the goal, as is natural, for the full return of the resource to the people of the State and US government and the government as interpreted under International Law. In the case of Oceanic here, the money gotten as extra charges or fees charged to the consumer with regards to how much will be given to fund PEG or some such other model of the publics use of free speech, should not be allowed to be stopped or capped or decreased by the DCCA

41. They should change 440G.
DCCA should not be able to stop funds or decrease them as allowed by Law, as it is interpreted by the judiciary.

42. DCCCA should not be allowed to decrease funding especially when it comes to funding content from outreach to facilitation to programming. Anything connected to content should not be influenced, from notification of people to use this resource to creation of content to airing of content. In addition to this, anything which would affect the PEG(S) ability to provide expression of ideas, from notification of a party to the possibilities of this resource to realization. DCCA should not be allowed to decrease funding when these examples are involved. DCCA should not be allowed to decrease funding period. The Law seems to indicate 440G relates they can, though it is for the Law to Decide, of course as interpreted by the Judiciary. It also is a matter for the Legislature to put into the HRS what should be the amount included in the PEG access fees' really.

43. DCCA by (If after they change the law or interpret the responsibilities and final say coming from another department or branch) Law should have no authority to stop, decrease or time payments and shall have the authority as

given to it by the Executive, Legislative and Judiciary or as provided by the Federal and HRS Law or to regulate the funds, as interpreted by the courts under Federal and HRS Law, to increase the amounts. The authority also very much, could be as always, preferably a directly democratic nested council.

44. Funding shall be consistant as per the Law and should not be decreased unless by the Legislature or preferably by the directly democratic nested councils and later written into Law, even if PEG(S) request it. Any unused funds shall be placed in an account of the PUblic Resource. It certainly shall not affect the content construct from outreach to facilitation to programming.

45. There must be no Caps on the amount of services provided by Time Warner and PEG(S) usable with the funding they are given.

46. Preferably though, a directly democratic nested councils, the people directly or a board chosen through a directly democratic nested councils process shall look at through open examination with any person, persons, groups, other parts of government and DCCA ; a proper amount of funding needed by PEG(S) to provide it's services, to get a hold on of a better idea of how much PEG spends and how the government and the people could move the caretaker to use these PEG Access funds.

47. PEGS should be a part of government as I have stated before (in the form of Directly Democratic Nesteed Councils), not necessarily a non-profit however, when considering if it is thought to be a non-profit then the rental by a non-profit shall be put into an account for PEG, not stuff they keep.

48. Define all things which you separate from PEG Access's accounts and regular if one were to consider it (in no way preferably) as a non-profit accounts, run by a PEG which do not receive fees'

49. Insurance seems to go the the State and perhaps namely to DCCA. If it were to go to the State and perhaps again, preferably the Board, chosen as I have stated

previously and the people directly, to care take and probably keep in one reserve somewhere, to be probably eventually given back to Access --until after inquiry--, to decide what to do with this. It might not be that bad. As it seems now, It may not get to a fund or reserve if stuff is damaged. Even if the insurance was bought by separate funds to insure stuff which was bought with other funds. It seems to say this. This enables DCCA to have control over non PEG Access fees' which are categorized as not under capital or operating accounts, in terms of insurance. Insurance funds should again, go to the State and the preferably, Board and the people directly to care take and probably keep in one reserve somewhere.

50. The people who regulate PEG and our information Infrastructure who may not be that open with how they conduct much of their business, may not seem likely to hire someone who is totally unbiassed and independent of groups in this state and dealing with this topic. The independent Surveyor should be chosen randomly from a list of a pool of qualified candidates which is made by the people and the State most forthrightly.

51. Have a 3rd party audit behind firewall once a year.

52. Allow an independent 3rd party to do work in the way of surveying and auditing and any other work to monitor the construct behind the firewall. Independent contractors must be chosen randomly from a list of qualified independent contractors

53. Frequent reports should be issued on what is going on behind the firewall and should be included with reports of what is happening with PEG. These reports should not affect behind the firewall.

54. Audit and information programming only is needed to assure proper rules are being followed behind the firewall. Programming information should be gathered to see if certain areas are being worked with. Total hours needed only, to make sure proper rules are being followed.

53. A 3rd party should evaluate if outreach is working> Why did people leave PEG system. They really could be able to show how new users' such as in the beginning of process and reveal the number of repeat users'. Also, in reference to this, see if they stay. In addition to this included is to see if they put stuff on PEG

Access. See also if they are dissatisfied with service also if they quit.If they did not finish see why. If person does not want to share information they should not be forced to. A video quarterly report with executive summary of 2 minutes in length, reading of this report or going over it, to be made to be aired for public 4 times each quarter, should be made and provided to the public and the people. Included in this should be any other information repeating again; as long as it does not affect behind firewall

54. A record of what is occurring in PEG as a whole and the rest of the information infrastructure,--(time Warner of course included in this account)--should include a full display , open to all, of all the information they have relayed in and through their structures such as : a complete listing of all programs ever shown on their structures and it is also imperative to have a thing which will display all the information, a medium which will carry all of the information on it for all to see such as streaming video.

KPFA in Berkley may be a nice model to follow. A model which goes along the lines of

how they used to display things on their page would be great. Although in the case of

the later;

Kpfa.org seems to have a new rule or law they are following which does not appear to

allow them the capability to post episodes which have copyrighted music in it or does

not originate from KPFA, for a time of more than 14 days. The coalitions which

blatantly and directly express their power in our shared society are clamping down on

information sharing, it seems. Soo, at the very least make everything one can make,

listed as Public Domain.

55. If the democratically nested councils or less preferably the DCCA and the Legislature feels there should be more reports and there is just cause with an overall goal stated, reason; it should be allowed as long as it doesn't affect behind firewall. Perhaps, it could be done by an independent 3rd party survey or by the directly democratic nested councils. It may be good to keep in mind the Legislature acts through it's drafting and passing of Bills and perhaps some other special committees or acts. A reason and an overall stated goal for this

information should be given. Informational topics requested by any of the democratically nested councils, DCCA, Legislature, Judiciary, Executive or other gropus or individuals should not take up so much of the budget that it affects content construct from outreach to facilitation to programming.

56. If in the the democratically nested councils and the peoples judgement or less preferably the DCCA's and the Legislatures judgement with just cause; the organization has or appears to have improperly used funds in the PEG Access accounts then:

a. there should be an audit by an independent 3rd party chosen from a complete list of all qualified candidates and appliers randomly. as long as it does not affect behind firewall from content construct from outreach to facilitation to programming.

b. If in determination by them and the independent 3rd party auditor, again with just cause, the organization shall be responsible for all of lost and improperly used revenue.

57. If in the democratically nested councils and participation by the people or less preferably the DCCA is dissatisfied with performance of a PEG ACCess caretaker with just cause and beyond a reasonable doubt, after negotiations with the Board(s) chosen again as I have stated previously, of PEG, an appeals process by which differences may be resolved, approval of the Legislature (If they have passed a bill or initiated a committee), then they shall suspend the contract.

58. This has to be in accordance with all Laws Federal, State and International and all the workings of government including the laws expressed by the Executive, the Legislative and the Judicial Branch, along with the Attorney General who is part of the Executive Branch and rules set by them. As may be implied, preferably, it should go by and be guided by the rules of directly democratic nested councils. If any conflicts, differing interpretations or disagreements occur in this use of the public commons, the burden of proof shall fall on the one profiting from this use of the public commons, those who claim right of way for infrastructure they claim to own on the public commons.

59. In addition to this as well, when in the interests of the people and the

public resource itself, being perpetuated for future generations, with just cause beyond a reasonable doubt the DCCA with the Legislature and the direct representation by the people (preferably) may change the the ones who are caretakers of this wonderful resource; after an appeals process, proper open informing of the people of the circumstances to the people and the peoples participation in this process as well It is supposedly to be mostly driven by them after all. All manners by which the government and the people directly may preserve this resource must be peacefully expressed.

60. If the PEG sues the State or the State sues the PEG, both should pay for the attorneys fees. Having the PEG or the State pay for all Attorneys Fees could be used as a lever on either side to prevent anyone from suing the other, for fear of having to pay the attorney fees if they won or lost. If the State is found not guilty the PEG(S) would still pay for the State fees and their own. The PEG would pay for the State's fees and their own if the State is found guilty as well. The State should pay for it's own defense and for their own offense. This is often a choice of first result resort with so much deregulation, so few Laws out there and without an appeals process that is easily found. A new appeals process could be developed for PEG, maybe akin to a public park or land. This process must be there if there is abuse by the PEG(S), regulating agency, agencies or Branch of Government, it might be added, any lawsuit by PEG or DCCA should be paid out of the publics (general) funds. The scenario pictured in the previous paragraph may even be applicable to the case of a 3rd party or the State initiating a suit against a PEG.

61. Outreach should be accomplished fairly and equitably to all in the State and if done very very well the US and all other lands International or otherwise. Maybe they would express their aspects as per training actual or otherwise. They should try to reach all aspects of society making sure all can be covered with one message.

62. The informational infrastructure, including that of PEG should Facilitate

any request pertaining to outreach to facilitation to programming regardless of content, origin, person, persons or other groups and complete such a project in ways which utilize the technologies involved and human interaction, equitably and equally. Some technologies involved might be audio-visual, informational and computational. THis assistance might be done in a manner the same as a Public Defender might follow their responsibility

63. They must provide training in the full use of this public resource. The background of it, what has gone on and what is the current situation should be said as well as all the laws and rights they have therein.. Many things could be explained in the training. In depth instruction and expertise on site in terms of how to use the items at PEG

64. In the way of Facilitation, providing it is not dangerous to do or jeopardize content, people should be able to bring home any technology or technologies they wish from 'Olelo or P, E and G, also provided they are trained in it's use and as a given do not break it.

65. Some small examples might be: Hard Drives Feather Packs Air Packs Any Cast Computers Editing Software Software Canned music musacs copyright free musics, tech and music videos EMF protectivwe clothing, all new technologies all new edtting software, and keep up with the technologies that exist and the ways the world shares and distributes information which affect access to new modes of information relay, such as with new ways to access cable lines or other lines. .....Have PEG get free technologies from places all over the world by explaining they are for public media on the public shared areas. UN grants maybe had. Get donations from other companies who make tech like editting software.

66. Along similar lines people should be allowed to submit their programms over the internet

67. Make available EMF protective clothing: made of copper or silver chains.

Maybe like b .

68. Mandate all paints must have copper used or placed in them.

69. All things produced by 'Olelo or P E and G should be cced or rather creative commons with everybody being able to use it if not used for commercial uses. Allow streaming of content on internet as long as they are not connected to adds or commercial usage.

70. Give 'Olelo or P E and G more stations commensurate to the ammount of Time Warner channels or equal to the 5% of funding which should be equal towards what may be 5% of time warner channels or as many as they wish, as mentioned before by seeing how much of a demand there is for these channels, most likely based on if a share goes below 8 hrs. per month. This might be said, in a way to motivate Time Warner Cable or the other structures of the Public to build more infrastructure, which could be a an increase as stated or a improved form of infrastructure that may be a new technology, which also may be able to process more. It may be said it is a good standard to get more channels if a share dips, to be something one could do, for one might note there might be hundreds or thousands of channels or with new tech nearing an infinite ammount of channels on Cable Digital.

71. P in PEG should get as stated before, 6 channels of the PEG Broadcasting time, E receive one more channel and G should get 3 channels. Again:

72. Allow broadcasts of public submitted stuff to air randomly chosen on channels other than those of P,E or G.

73. Under this same topic make sure the stations are placed randomly in the broacasting of channels , and be categorized in the analog category, maybe as an edition to this in the arrangeing of channels, to be made as low as possible, this might include placing channels nearby to where the public views the channels the most. This may be found in the ranking of channels. An alternative would be all should be placed together again near the lower channels and maybe right alongside the popular channels with the exception possibly of one which will

adapt and move around right along side the most viewed channels or around the dial .

74. Public Television should not get any of the funding for PEG unless they become a leg of PEG or merge with them with very much so and most certainly, all the rule and laws Federal, State and International, governing PEG to apply.

75. Release the viewership ratings of all the channels, include the time and ammount of time viewrers tune into different channels.

76. An Individual or persons or groups submitting things to 'Olelo, the P,E and G and PEG should be given a certain ammount of hours to show their material based on a share of how many groups or individuals have applied to Broadcast things on the air that month, calculated 30 days after the next day by them of submission -approximately 31 days.. THe individual should have the option to spend that share in whatever way, altogether at one time or split up into different times. They should also be allowed to choose their time they want it to be on and what channel a person would want it to be on. If there is a conflict, programming should role a dice to see who should get that slot. If they do not get that slot they should get the 2nd, 3rd fourth or fifth choice of theirs, which will be considered if there is a conflict using some random effort such as dice. The community could work out a conflict of 2 persons wanting to show at the same time, through informal talking about it. Perhaps it could be added, one contiguoous block should not be interrupted. Any programming not being used or not getting an airing because of conflict should be shown at the end of the 30 day period, pushing aside others who have had their preferences addressed. If for some reason a group of people submit many repeat videos or types of media which may result in the other peoples only having a small ammount of time a month, then they would have to appeal to the public to ask those people not to do so or talk to them directly. Perhaps the times may come out to a low number. If it comes to persons recieveing a share of 8 hours a month or less then Oceanic Time Warner Cable should provide it. It should be given without prejudice. If Time Warner were to run out of room and have no room for their channels then the Public could build more infrastructure.

77. There should not be block programming or shows shown regularly on a weekly basis unless they prefer it be so, have won in the dice rolls; taking into

account their preferences from higher priorities to lower or happened to request a point in the programs that no one requested.

78. One might be allowed to request what channel they wish their program on.

79. In terms of the form to submit programs one should not have to describe the program or categorize it.

870. One shouldn't worry about local programms vs. mainland programs.

81. Don't allow special projects combine PEG access projects and special projects

82. Make all technology and lighting the best settings for the health of all of everyone

83. Shall and should a studio be defined as; next door additions, vans (portable studios) multi media packs

84. Mandate that government offices advertise the capabilities people may utilize at 'Olelo

85. Make customer service in more than one location with a stated goal of 24 hours if demand warrants it.

Here are some other suggestions and comments I have heard about and of course modified a lot..
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Sourced from Jeff Garland..and Community Media Producers Association (CMPA) at http://kauai.net/cmpa/
PEG Channels migration from analog to digital:

86. some OTWC poorly referenced documents re channels seem to be missing from DCCA CATV website, at least difficult to find

87.. Responses to inquiries from many including government may be

considered too technical for most, observe government mandated "plain English"

88.. Pixel resolution and encoding rate ?? Will the resolution be at least HDTV quality for all digital PEG channels?

89. How many lines of vertical resolution will PEG digital channels have??

90. Will channels be stereo, 5.1, 6.1 or 7.1 surround sound capable?

91. Exactly which of the 5 channels will be the 3 analog channels in phase 1 of conversion?

92. Will the 6th channel be digital? If so, in what phase?

93. When will phase 1 be completed by?

94. Current viewership information maybe said for digital not analog viewers It is said analog viewers maybe more likely to watch PEG channels), where is the analog PEG channel viewership information?

95. What is the access time for digital PEG streams ?? Same, better or worse than AT&T U-verse PEG?

96. Will PEG get the equivalent of 10% of the "digital spectrum" once "migration" is complete?

97. If not, please provide the estimated percent of OTWC's "digital spectrum" that will be dedicated for PEG use.

98. How long is the offer of a free digital cable box to analog (basic & standard) subscribers good for?

99. What do you estimate the cost of basic cable to be after the migration, and then after the free box offer expires?

100. How will OTWC be required to notify customers of free boxes? (on PEG &/or all cable channels, insert in bill,newspaper, website, all?)

101. Will OTWC deliver boxes or do customers have to use their resources to acquire them (creating more pollution)?

102. If a digital box is acquired, will OTWC be collecting free box users' viewing habits? If so, can that information be used &/or shared for marketing purposes and is a signed consent form required?

103.

104. If PEG programs are available on VOD, how long will they be kept available (day(s), week(s) or year(s)?

105. What is being done to ensure there is no collusion between Hawaiian Telcom & OTWC . It maybe Komeiji is an ex-partner of Oceanic Time Warners Attorney firm?

106. In the current negotiations for channels with OTWC & DCCA CATV, who is representing each PEG sector (Public, Education and Government)

107. Will Oceanic be giving a demonstration on how to access the digital PEG channels?

108. Make the franchise fee 5% of Oceanic's total profits, do not make the public, the people idiotically, directly have to pay for the funds or fees from the subscribers fees

109. The franchise fee should be given to Public Access and Government and Education Access, in the ammount of 65% of the franchise Fee going to Public Access and 35% to Government and Education Access, this 35% should be split evenly among them.

110. After splitting evenly of the 35%, let E and G sectors determine how to allocate their own (35%) of funding to meet their mission(s)

111. Should DCCA wish to fund KHET Public Television with franchise fees, take those funds from the 35% Government allocation or an increasing of the franchise fee above the 5%.

112. Contractually require the Public Access service provider Educational Access service provider, Governmental Access service provider, HENC, DOE, Access service provider, government and all involved to strictly comply with all applicable state open records and sunshine law.

113. Contractually require the Public access service provider Educational Access service provider and Governmental Access service provider, to strictly comply with their manner of providing services as I have described later in terms of airing and from outreach to facilitation to programming in an optimal blindly nondiscriminatory way as I have also outlined.

114. Contractually require the successful Public access service provider to be an open organization, open to all preferably in the form of democratically nested councils....

115. Do not appoint board members. Instead, contractually require the

successful Public access, educational and Governmental service provider to define in their bylaws an open elections process for the board, based on directly democratic nested councils as I have stated later.

116. Define penalties for noncompliance with their manner of providing services as I have described later in terms of airing and from outreach to facilitation to programming in an optimal blindly nondiscriminatory way as I have also outlined later

117. Designate 65% of INET available for "P" purposes

118. Provide at least 6 channels designated solely for "Public" access and add more if there is a demand for it. Perhaps defining demand by the fact of each persons share on the Public portion, found through a totaling of what is submitted each month, being under 8 hours a month. The process I have outlined before.....

119. Provide at least 3 channels designated solely for "Government" access, 1 more for solely Education Access and add more if there is a demand for it. Perhaps defining demand by how much actual room on the cable Oceanic Time Warner has available.....

120. The "Government cable operator" and the franchise Authority shall provide on demand archiving of all government proceedings for access through the Internet, their cable system or both. (Legislature. City/County Councils, Neighborhood boards, etc.)

121. Request 1 gigabit (1 GigE) or better bandwidth speeds

122. Encourage P E G collaboration on provision of statewide server (Hitube)

123. Require hotel cable trunks to carry PEG Channels

++

124*. Each franchise duration will be no longer than 1 year
Do not give Oceanic the 20 year contract they are requesting. Make the Department of Commerce & Consumer Affairs (DCCA) include provisions for a

review of their PEG services every 1 year. This will insure our services keep pace with technology. Provide additional funding for community access (PEG) to upgrade its network and equipment to stay with current technology.

125* The Hawaii Education Network Consortium (HENC) is asking for a one-third of Olelo's funding. They also want a separation from PEG. If this were to occur, Olelo would have to close several CMC's. **(Although it may not be considered a public Access Channel, since they only designated 2 education ones, they should however designate 6 channels solely for Public use, 1 extra one for solely educational use and 3 for solely government use. The funding for Education side and Government (It may be stated there is a danger if one were to think the 2 channels as the only PEG access channels, the other 2/3 of fees may go to the compliance resolution fund. This leads one to think that the whole apparatus is done with standard less discretion as an in house judgement call, it might be said) should be portioned evenly between them, which will be 35% of franchise fees.**

126* Provide an inter-island high capacity broadband network. This can create video conferencing between islands. Such access can eliminate the need for air travel for studio guest appearances, provides easy public access for legislative testimony, and open entry to needed meetings. **Give more space on cable lines for more channels and broadband if need arises.**

127* Provide Community Media Centers like Palolo the capability to transmit live television. Live programming allows for current and alternative news with interactive call in shows.

128* Retain our current six channels allocated for Oahu community access --------- and have a total of at least 6 for the sole use of the Public portion, 3 for Government portion, 3 for education portion -------- and provide for at least two more channels that are common to all islands ---------or whatever their demand warrants ..

129* Channel numbers provided for community access as to what was mentioned before could, in addition to this in the situating of channels, be made as low as possible, this might include placing channels nearby to where the public views the channels the most. Many 'Olelo viewers are initially attracted to

Olelo programming by channel surfing and therefore the channels need to be easily accessible. This may be perceived by viewers as the local broadcast series of channels.

((73.))

Possibly one channel will adapt and move around right along side the most viewed channels or around the dial .

130. Everyone should be able to have the opportunity with the typoe of expression they wish to use P,E and G and PEG equitably. All can go to P , E and G and PEG as it is structured now at present together, to communicate whatever the peoples opinions and expressions are.

130. Do not use AT&T's Uverse. Here is a video from democracy mow on AT&T's Uverse Technology.

http://www.democracynow.org/2009/3/9/
at_t_accused_of_discriminating_against

http://www.youtube.com/watch_popup?v=vMZXpOVkm9k

Included here are a few websites about Community Access here as well as on the mainland;

Here is a link to the Hawaii Independent

http://thehawaiiindependent.com/page-one/read/lelo-future-of-public-access-television-at-stake/

http://www.alliancecm.org/

http://rghm.wordpress.com/

http://freepress.net/policy/cable/PEG

and http://saveaccess.org/ however, it was last updated in 2008

Ian Linds article:Cable .

It takes a Biosphere as a whole to float harmoniously in the vacuum of space almost as though it were meant to be. To even toy with an act of summoning the logic of the vacuume or further to even attempt to act as though we are in one whilst in an interconnected Biosphere is an act and thought of quintessential silliness and hubris in the extreme..

Thanks for noting this,
Oren Tsutsumi

'ōlelo

Facsimile Transmittal Form

Pages: 9
(Including cover page)

Date: September 30, 2009

From: Meredith Nichols
Community Media Centers Director
'Ōlelo Community Media
Phone: 834-0007
Fax: 836-2546

To: Cable Television Division
Department of Commerce and Consumer Affairs
Phone: 586-2620
Fax: 586-2625

RE: 'Ōlelo's Testimony Related to PEG Channel provisions in Oceanic Time Warner's Franchise Renewal Application

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 4: 11

A___E___P___S___

FILE_____

Director Lawrence Reifurth
Hawai`i Department of Commerce and Consumer Affairs
Cable Television Division
PO Box 541
Honolulu, HI 96809

Via email: cabletv@dcca.hawaii.gov

RE: `Ōlelo's Testimony Related to PEG Channel provisions in Oceanic Time Warner's Franchise Renewal Application:

September 30, 2009

Director Reifurth,

Based on the Hawai'i Administrative Rules, Title 16 Chapter 133 section 16, there is a clear call for the DCCA Director to seek input from the public about the Cable Company's franchise application. It is also clear that the concerns expressed by the public are meant to help guide the Director's decision making and negotiating process with the cable company. I hope that the voices of the people at the hearing on September 15, 2009 regarding Oceanic Time Warner's Franchise Renewal Application as well as the voices of all those who provided input during the community needs meetings that were held last year are taken into consideration as the Administrative Rules intend.

We appreciate that the DCCA exists to ensure a fair business environment, not just for businesses, but for citizen's as well. A message from you to the public on the DCCA's website states:

> *"Protecting Hawaii consumers is a priority for us here at DCCA. The department carries out that mission by enforcing fairness in the marketplace and providing consumers with information to help them make smart choices and solve problems. We believe that educated consumers make better decisions in their everyday lives."*

`Ōlelo Community Media wholeheartedly believes that this is an important mission. Educated citizens are more empowered to make informed choices. `Ōlelo's PEG channels are a critical communication platform for our community. Nowhere else on O`ahu television will you find the cultural diversity, multiple language representation (messages shared in over 20 different languages), or attention to local issues and

concerns that viewers have access to on `Ôlelo's channels. Based on the DCCA's firm commitment to the ideals in Director Reifurth's own statement about "enforcing fairness in the marketplace and providing consumers with information to help them make smart choices and solve problems", it is logical for the DCCA to support and protect one of the best community resources that can help the State accomplish these goals. Please protect the community's access to inform and be informed through PEG access channels and resources.

In its Franchise Renewal Application and its response to the DCCA's First Request for Supplemental Information, Oceanic makes clear that their proposed plan is to decrease the number of PEG channels available to the community, first by asking the DCCA to limit the number of channels to 5 (`Ôlelo currently operates 6 analog channels) then by revealing that they only intend to support 3 analog PEG channels during the migration to digital and that the other 2 PEG channels would be available only on the digital spectrum. That would leave about half of O`ahu cable subscribers with access to only 3 PEG channels. In essence, Oceanic's proposal seeks to reduce the number of PEG channels by 50% (6 down to 3), for 50% of the subscriber population. In Oceanic's own words:

> *"Applicant proposes that the number of PEG Channels under the new franchise not exceed the five channels allocated under the current franchise, and that provisions be included within the franchise order to adjust the number of PEG channels as warranted by the availability or deployment of technology (i.e. video on demand, streaming video, etc.), the level of demand for PEG programming, and the long-term best interests of O`ahu subscribers as a whole."*

Oceanic further clarifies in its response to the DCCA's request for supplemental information just two business days prior to the only scheduled public hearing on Oceanic's application:

> *"Applicant plans to retain three PEG channels within the analog spectrum, and migrate two of the existing PEG channels (along with a number of other channels currently in the analog line-up) to the digital spectrum."*

Oceanic attempts to justify this reduction of community benefit by stating that this reduction is more in line with what happens on the mainland. But Hawai`i is not the mainland. Our geographic isolation from everywhere else in the world and our unique culture make our local communication needs even more vital for community cohesion and maintaining and enhancing our own local identities. It is not in the State's best interest to do less for our people, simply because that is what others on the mainland

might do. The O`ahu cable franchise is one of the most lucrative franchises in the nation. It should be expected that the community they serve have a PEG resource that is proportionate to the billions of citizen dollars this franchise will provide to Oceanic Time Warner.

In a report written in March of this Year by the Corporation For Public Broadcasting's Executive Vice President, Michael Levy, the importance of localism is expanded upon:

> *"In this time of diminished presence of local mainstream media, public service media should seize the opportunity presented by the technical and human infrastructure we have in place and respond to this significant market failure with unique and valued local content and services, empowering the local community to exercise its voice through participation in the production of as well as the consumption of local content and services.[1]"*

In further support of localism and diversity, Monica Shah Desai, Chief of the Media Bureau for the FCC testified in September 2008 before the U.S. House of Representatives Subcommittee on Financial Services and General Government, Committee on Appropriations:

> *"Promoting localism and diversity are two fundamental goals underlying the Commission's media policies. PEG access promotes both. PEG programming is a vital medium for local communities. The Commission recognizes the importance of PEG access in fostering choices for local and diverse programming in communities. The Commission annually seeks information about the pervasiveness and use of PEG channels.*
>
> *Sections 611 and 621 of the Communications Act allow local franchising authorities ("LFAs") to require cable operators to set aside channels for public, educational, or governmental use...the decision to require the carriage of PEG channels is one made solely by the LFA."[2]*

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[1] Extracted from a report to CPB Board Chair Ernest Wilson regarding the Aspen Institute Roundtables on Public Service Media http://www.cpb.org/events/aspen2009/Aspen2009ReportToBoard.pdf

[2] Testimony presented on September 17, 2008 to the U.S. House of Representatives Subcommittee on Financial Services and General Government, Committee on Appropriations by Monica Shah Desai, Media Bureau Chief, Federal Communications Commission.

Based on comments in Oceanic's application and the DCCA's letter denying `Ōlelo's request to have the funding cap removed, there seems to be a disproportionate importance placed on popularity via viewership numbers rather than on the community's ability to express themselves. In fact, the power of PEG access television is its ability to level the media playing field by giving non-commercial community voices the same opportunities that commercial voices have to be heard. PEG access is a forum where popularity must have nothing to do with free expression. Every citizen should have an equal opportunity to be heard. There is no marginalization or "fringe" among local producers of access television, because every producer, every voice, every language, is central to the ideals of free expression, popular or not.

Contrary to this position, a statement from Oceanic's supplemental information to their franchise proposal, announces that

> *"The least popular analog channels will generally be migrated first, followed generally by the more popular channels."*

Understandably, a business with commercial interests such as Oceanic Time Warner Cablevision, is driven to maintain "popular" programming on the analog spectrum as long as possible because at least half of their subscribers do not receive digital channels and this would impact their ability to collect advertising revenue since viewership would be diminished. Similarly, moving any of the PEG channels to the digital spectrum during the initial digital transition phase will eliminate 50% of PEG programming from at least half the subscriber homes on O`ahu. Although Oceanic has generously agreed to make digital set-top boxes available for free, it is unlikely that a significant number of subscribers would drive to Mililani Tech Park, or some other location, to pick one up.

In fact, in a study conducted by Ward Research in November, 2006 of O`ahu cable subscribers, only 35% of analog subscribers indicated that they would accept a free digital box to access programming. This same study also revealed that Oceanic's digital subscribers tend to have higher household incomes than do analog subscribers and Oceanic's analog subscribers are also more likely than digital subscribers to be over 55. Because of these differentiating factors, all PEG programming should remain accessible to all subscribers. Otherwise we risk denying equal access to those who are less likely to be able to afford digital cable.

In another study conducted by Ward Research in August, 2007, Eight diverse O`ahu communities were surveyed (Waialua, Kalihi, Wahiawā, East Honolulu, Wai`anae, Kahuku, Waipahu and Pālolo) and an average of 82% of those surveyed indicated that PEG programs are either very or somewhat valuable to the community.

Each community's value of PEG programming is a clear indicator of the public's understanding of the importance and potential impact community programming has and can have on our lives. Value cannot be measured by the number of sets tuned in to community programming during a given time frame, but must be evaluated through a rigorous community needs assessment. In fact, if our public libraries were solely evaluated on the number of people at a given library during a particular time frame during a particular month, one might conclude that our libraries have little value. We know that this is not the case. Placing value on a community resource, like a public library, or these PEG channels and services, must take into account the community's direct feedback and reflections on those services over a lifetime. This data exists for `Ōlelo's channels, as noted above, and it overwhelmingly demonstrates that communities on O`ahu value the programming on `Ōlelo's channels.

The PEG channels on O`ahu fill a cultural void that exists on commercial channels. Only on `Ōlelo can the local Samoan community enjoy worship and community discussions in Samoan. This is also true for our Vietnamese, Chuukese, Palauan, Tongan, and countless other citizens who are most comfortable communicating in their heritage languages. `Ōlelo's channels are the only place on television that these heritage language populations can see and hear themselves represented. Perhaps most notably, the Hawaiian language has enjoyed representation on `Ōlelo's channels for well over a decade. There is not commercial outlet on Oceanic that can boast the same history of Hawaiian language representation.

In terms of Oceanic Time Warner's request to reduce `Ōlelo's current channel assignments, please consider the following program information: In the first 6 months of 2009 alone, `Ōlelo has cablecast 3,230 hours of first run programming. Currently, UH and the State DOE program the majority of the schedule on channels 55 and 56, so that leaves `Ōlelo with channels 49, 52, 53 and 54 to program. That means that `Ōlelo has about 12 hours of what the television industry considers "prime time" (those hours between 7:00 pm – 10:00 pm, 7 days per week) space available for the community per day. The community is currently producing about 18 hours of new programming each day, yet there are only 12 prime time hours to try and fit them in. Even with the current 6 channels `Ōlelo is assigned; we are unable to offer every community producer "prime time" distribution for their program. There is simply not enough channel space.

Also, please keep in mind that this critical capacity shortage for prime time already exists. Even though the DCCA was able to negotiate on the community's behalf for a sixth PEG channel, `Ōlelo is already in desperate need of a seventh channel based on current community production levels. The DCCA should negotiate in a rigorous way with Oceanic Time Warner taking into account the continuing increase in community

programming to ensure that the channel space for this growing citizen participation expands along with community involvement.

It is important to note that 'Ōlelo requested the sixth channel in October 2004 and the channel was not awarded until February 2006 and to this day remains a "provisional" assignment. A clearer and more objective and timely process should be put into place for the new franchise period that allows for the assigned channel space to keep pace with the volume of community programming 'Ōlelo receives. We ask that the DCCA also keep in mind that viewership numbers alone are an improper measurement tool to evaluate the community's need to communicate.

Considering the amount of work that a community member puts in to creating a program, it is not reasonable or equitable that their programs cannot enjoy the same amount of prime time exposure that commercial programs do. If one watches Oceanic's OC16 they would see shows repeating a number of times during prime-time. There is a great disparity between the exposure potential of commercial programs vs. the non-commercial community produced programs on 'Ōlelo.

Part of the capacity crisis for channel space, particularly in prime time, is due to the fact that although 'Ōlelo has six channels, two have been dedicated to HENC for exclusive programming. This leaves only four channels for 'Ōlelo to schedule with PEG programming. The DCCA should consider reinstating 'Ōlelo as the scheduling agent for all six channels so that the prime time availability could be more fairly distributed among premiere programming for all Public, Educational and Government programming.

We urge you to also be mindful of the need to keep community programming on the lower tier of channels along with local affiliates and OC16.

FCC Media Bureau Chief Desai states:

> *It has come to our attention that some programmers are moving PEG channels to a digital tier, or are treating them as on-demand channels. We are concerned by these practices. We believe that placing PEG channels on any tier other than the basic service tier may be a violation of the statute, which requires that PEG access programming be placed on the basic service tier. Subjecting consumers to additional burdens to watch their PEG channels defeats the purpose of the basic service tier. We believe it is important to ensure that consumers are able to get access equally to all channels belonging on the basic service tier, and that this should be the case regardless of what type of system the channels are being carried on. In conclusion, the Commission recognizes the importance of PEG programming. We will continue to enforce the statutory scheme Congress*

enacted, to allow adequate PEG support without overburdening cable operators and their customers."[3]

Additionally, Telecommunications Attorney and Alliance for Community Media Board Member James Horwood notes that that:

> *"An issue that is arising with increasing frequency is that of channel slamming – moving an access channel to a different, and invariably less desirable, location. With changes in technology and advances in the system architecture, access channels can be moved to a higher, and less desirable, channel position while ostensibly being kept in the basic tier...The best solution to the problem is for the LFA to negotiate for favorable channel designations for PEG channels and write them into the franchise (although they would be subject to being bumped under must-carry channel position obligation, but for no other reason). In any event, the franchise agreement should include provisions that provide for advance notification, together with a fee per relocated channel to reimburse PEG operators for the cost of replacing print materials, channel IDs and other promotional materials and to otherwise promote the channel. For example, consider a six month notice requirement (or 90 days if the relocation is for a must-carry signal) and a payment per relocated PEG channel; or a higher payment per relocated channel if shorter notice is provided."*[4]

Mr. Horwood also recommends that there is a need for the LFA to protect PEG channels when the cable system is transitioning from analog to digital. He notes:

> *"Because a digital platform is capable of carrying substantially more channels than an analog platform over the same bandwidth, the franchise should provide either for a multiple (such as four) to be applied to the number of analog channels, or for a percentage of bandwidth to be available for PEG use. One approach is to require each PEG channel to consist of a defined amount of*

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[3] Testimony presented on September 17, 2008 to the U.S. House of Representatives Subcommittee on Financial Services and General Government, Committee on Appropriations by Monica Shah Desai, Media Bureau Chief, Federal Communications Commission.

[4] James Horwood is a partner in the Washington D.C. law firm of Spiegel & McDiarmid specializing in telecommunications, First Amendment and energy law. He serves as a member of the Board of Directors of the Alliance for Community Media as a Special Appointee, Legal Affairs. This excerpt is taken from a paper entitled "Franchise Renewal in a Changing Technological and Regulatory Environment" presented at the 2009 Alliance for Communtiy media Conference

spectrum until such time as all other channels on the cable system are delivered in a digital format, at which time the PEG access channels must be converted to a digital format. The PEG channels should be receivable by subscribers without special expense, other than the cost of receiving basic service, and the cable operator should be responsible for all costs associated with delivering the PEG channels in digital format."

As O`ahu's Local Franchising Authority (LFA), the DCCA is well placed to ensure that our local community remains empowered to express themselves on the same platforms that commercial speech utilizes. You have the opportunity and responsibility to be farsighted in your franchise negotiations with Oceanic Time Warner. Please seize this chance to work with Oceanic to create the best PEG access in the country. During these difficult economic times the community should not have to face another diminished resource.

In conclusion, in relation to PEG channels/Spectrum, `Ölelo recommends the DCCA:

1) Advocate rigorously for Hawai'i's citizens and negotiate appropriate resources, both financially and in terms of dedicated channel spectrum, so that our communities can continue to thrive.

2) Return to the original franchise agreement that 10% of the operational channels (spectrum) be available for Access use. Additionally, in keeping with emerging technologies, 10% of the total services (not just channels) being offered by Oceanic should be available for Access use.

3) Ensure that Video on Demand opportunities for community programming is facilitated and supported by Oceanic as an additional viewing option and not in place of scheduled lower tier channel time.

4) Ensure Access channels are available in the exact same manner as the local network affiliate channels and at the same quality level. Access channels should be treated with the same respect as other local channels.

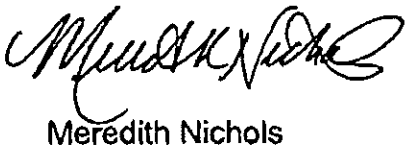
5) Maintain the existing six PEG channels at a minimum and create a clear, objective criteria and timely process whereby the PEG operator can request and obtain additional channel assignments to keep pace with the volume of community programming being produced.

6) Require Oceanic to make available a minimum of two State-wide channels that will further help build bridges between communities in Hawai`i through shared programs across the islands.

7) Formalize a process for PEG expansion into future forms of distribution that may not be known at this time including advanced internet applications and other future technologies.

`Ōlelo Community Media is dedicated to continuing our service to the community, but we cannot accomplish our mission without your support. Please do your best to make certain that `Ōlelo has the resources and funding necessary to maintain a dynamic community communications environment. The people of Hawai`i are counting on your evenhandedness and advocacy.

Respectfully,



Meredith Nichols
Director of Community Media Centers
`Ōlelo Community Media

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 SEP 30 P 4: 11

A___E___P___S___

Sept. 26, 2009

To: Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

From: GM. JOSEPH LO PRESTI (Computer Systems Engineer)

Regarding: Time/Warner Renewal of Cable Franchise/Monopoly

Only a systems engineer understands integrated technology, and the acceleration of new applications, that will give Time/Wagner the ability to offer, services that sound like science fiction today. Example: Holographic imagery.

The Federal mandate has not been amended. Every building, hotel & resort, has T/W cable hardwired in the walls and profit are considerably higher, earnings greater than when this contract was last on the table.

It is clear that the DCCA has the obligation to negotiate for more not less of the 5% limit allocated to public access, giving back to the Hawaii community only to which is a legal right, under the before mention document.

After so much public out cry, testimony, letters, and faxes and alike, I am confidence the DCCA with the backing of the community, shall standup to Big Business, and stand for We the peoples of Hawaii.

Mahalo/Aloha,

GM. Joseph Lo Presti
2144 Kauhana St.
Palolo Valley, HI
Zip 96816
PH 808 551-9241

Larry Geller
1515 Nuuanu Ave. #153
Honolulu, HI 96817
email: lgeller@igc.org Phone: (808) 540-1928

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS
2009 SEP 30 P 4: 15
A___E___P___S___
FILE___

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809
via fax – 586-2625

Subj: Testimony re: Renewal of the Oceanic Cable Franchise

Hawaii media are in a crisis–the newspapers have shrunk in size and reduced staff to the point where coverage of critical news is curtailed and editorial space is limited. The quasi-consolidation of KHNL, KFVE and KGMB will further limit alternatives available to viewers.

One bright spot is the thriving PEG activity supported by public interest provisions of state and federal law.

This is to oppose the awarding of a 15-year franchise to Oceanic Time Warner and also the awarding of any franchise renewal without a full commitment to PEG access services. A shorter renewal is more appropriate in the public interest, accompanied by specific and measurable goals with regard to PEG support, including an increase in the number of channels as the service requires.

As a TV viewer I also oppose Oceanic's plans to convert analog channels to digital as proposed, especially in light of the lack of full disclosure of the plans and their impact on households, including their ability to make full use of PEG channels.

The future of journalism lies with ordinary citizens, and Hawaii's leadership in public access television should not be sacrificed for the profit of a monopoly cable provider. I ask that DCCA support the proposals put forth by PEG proponents, shorten the franchise period to no more than 3 years, and revise the franchise renewal terms to keep the public interest in PEG services as the primary consideration.

Sincerely,

Larry Geller

Larry Geller

Peace & Social Concerns C'ttee.
Honolulu Monthly Meeting
Religious Society of Friends
2426 Oahu Avenue
Honolulu, HI 96822
September 30, 2009

Dear Director Reifurth,

Some of us are a bit dismayed regarding the current and projected financial status of Olelo. It is my understanding that Oceanic Time Warner Cable, in exchange for a virtual monopoly of the cable business here in Hawaii, agreed to allocate 5% of their annual profits to Community Access Broadcasting Television each year.

Would you kindly send us a letter reassuring us that this regulation is not only continually being enforced, but also that the question of whether Oceanic Time Warner Cable might like to increase their annual allocation to Olelo during the current economic downturn has been, or will be, raised?

It is in times like these that we may realize that freedom of speech is not always free, isn't this so? Thank you very much for your kind consideration of this concern.

Sincerely,
Edgar Lyle, Clerk
Peace & Social Concerns C'ttee.

STATE OF HAWAII
CABLE TELEVISION DIVISION
COMMERCE & CONSUMER AFFAIRS
RECEIVED: DATE 9/30/09
TIME 4:30 pm.

Director of DCCA
Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To DCCA Director Reifurth:

My name is Eric-Justin Keliikipi-Poe and I am a former intern at the Waianae Olelo Community Media Center and 2008 graduate of Waianae High School. I have some concerns about the upcoming Franchise Agreement and what it will mean for me and my community. So far, it looks like Oceanic Time Warner as our state's cable provider submitted an application that heavily favors them, and is short on growing and real long-term benefits to our communities. This seems unfair to me since OTW receives substantial amounts in revenues by using our communities' rights of ways. These rights of ways belong to all of us, not just those of us who are subscribers to OTW, or only certain sectors of Education and Government (I.E. INET, which the public does NOT have access to).

We should be able to do live testimonies from our own communities, as well as programs that allow live call ins, live coverage and live interstate/community interactivity. This may mean big upgrades and updates to the network and infrastructure Olelo uses to connect to the centers, each other and outside, but it needs to be done and should be carried out by OTW and be a condition of the new franchise.

There will always be a need for more funding because of rising costs, new technology, replacement of equipment, maintenance and upgrades of facilities, as well as the need for more community media centers in other communities and the staff, equipment and resources to run it successfully. The proposed $3.00 per subscriber will not be enough, especially if they are intending for it to remain at this amount over the course of their proposed term. This brings me to another point: the terms for franchise review should be every 5 years. As OTW upgrades its own equipment they should also fund major PEG equipment upgrades without tapping into the annual capital funding. Also, our channels should be in the lower numbers and kept together with other local channels so we can all benefit from channel surfers.

And last but not least Public, Education, Government should remain together and not be separated. There is more wide spread benefit across the three sectors when all the funding is in one area and can be used in such a way as to not duplicate services, facilities and uses, but instead work together so that the efforts of one can benefit the many. When all three sectors work together more people are impacted, touched, affected and grow. Olelo allows all three to be collaborative partners in the democratic, creative and educational process. Don't take that away from us by failing to negotiate in good faith on our behalf with OTW.

Mahalo,

EJ Kaleolani Poe

Eric-Justin Kaleolani Keliikipi-Poe

Director of DCCA
Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom it May Concern:

I am a certified producer of Olelo, Oahu's PEG Access provider, and I am writing to give input about what I would like to see in my community over the next 10-20 years. For one thing I do not want to see PEG Access separated into individual entities, because then it weakens our communities overall, especially with Hawaii Educational Networking Consortium lobbying and maneuvering to receive the "E" Education one-third portion of the Public, Education, Government funding, which will not directly benefit the local communities' teachers, students and schools. Olelo as Oahu's PEG Access provider serves the DOE schools and their programs and needs by wisely and responsibly leveraging the combined resources available from all three sectors of PEG Access.

Nor do I want to see it "downsized" so that our communities lose facilities, staff and equipment because the rising costs of technology were ignored and left out of the agreement. I also do not want to see Olelo closed down, or even see the organization lose a substantial amount of its funding that will prevent community access and services from growing much less advancing. For now the equipment and facilities we have are only adequate, especially with all the changes in technology that takes place. Capital funding should be provided to support Olelo's move over to High Definition Television. OTW should also upgrade Olelo's current fiber connection to support ATSC, especially since this will benefit the communities overall.

We need to make sure that the resources Olelo receives is adequate to serve the various and growing needs of our communities, from our youngest generation (poki'i) to our eldest (kupuna). This means that as time goes by and the franchise fees collected by OTW also increase, the amount and percentage designated for PEG Access should also increase proportionately to OTW's increase. These resources will help to keep PEG Access up to date on infrastructure and networks, as well as supply a growing number of community media centers that will reach a wider range of users and viewers.

This being said, I also believe that since OTW is Hawaii's cable provider, not just Oahu's, there should be additional channels made available for statewide access, and capabilities for live programming and coverage. This should be done by installing without charge as a condition of the franchise a modern, bi-directional community network, to all major islands.

Mahalo and I look forward to a fair and successful agreement for the communities.

Sharlette K. Poe, Sr.

Mrs. Sharlette K. Poe, Sr.

September 24, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom It May Concern:

My name is Kahu Victor A. Kila of Pacific Faith Fellowship in Nanakuli. I also sit on the Nanakuli Neighborhood Board. I strongly support the great work of Olelo PEG Access and its' Community Media Centers, especially the Wai'anae Olelo Center. I have witnessed the many benefits of having an Olelo PEG Media Center in our community.

Olelo PEG Access has provided the people of Wai'anae, both young and old with a tool to build a better people and community. Through community media, Olelo has allowed the people of the Wai'anae coast an access by which to communicate and form greater connections and understanding between one another. I am sure that other communities throughout all Hawaii can benefit by having an Olelo Media Center within their neighborhood. This is why Olelo Community Media must be supported and allowed to increase its positive influences over the future length of the Franchise Contract with Oceanic Time Warner Cable Company.

It is necessary to eliminate the funding cap imposed on Olelo PEG Media. TWE Oceanic will reap great profits from accessing public right of way, that it is only right that Oceanic return some of that profit to the public by fully financing all current and future financial needs for PEG Community Access Media services. The Public, Education, and Government sectors and services should not be separated because Olelo has demonstrated that they have been responsible stewards with allocating equitable sharing of resources to every PEG sectors.

Olelo PEG should be allow the full 10% Oceanic total bandwidth capacity to allow an increase of channels and other services, along with two additional statewide channels for each PEG sector. Additionally, all PEG channels should be kept next to local network affiliate channels. All current and future PEG Media Centers statewide should have the ability for LIVE transmissions.

In enclosing, I pray that our heavenly father grants you with the blessings of wisdom, knowledge and understanding to see that Olelo Community Media PEG Access is truly a COMMUNITY ASSET for everyone in Hawaii nei.

Mahalo Ke Akua!

Kahu Victor A. Kila

Kahu Victor A. Kila

September 28, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Aloha Director Reifurth:

My name is Mrs. Arviella L. Benavides; I am a resident and very active member of the Waianae community. I am seeking your support of the Waianae Olelo Community Media. I am an avid viewer as well as a certified Producer with Waianae Olelo PEG Media Center. There are so many wonderful things Olelo has done for our community, the best of which is keeping us informed on all the latest developments happening in our community. If knowledge is power, then the people of Waianae are empowered thanks to Olelo Community Media.

Below is a list of ways that your Department can support Olelo PEG Media:

- Keep PEG together as a whole
- Allow the maximum funding without the cap
- Provide Live and bi-directional transmission for all CMC's statewide
- Ensure that PEG Access receives 10% of the cable provider's total bandwidth
- Provide at least three statewide viewable channels per county for PEG sectors
- Ensure that funding is provided to keep up with future advances with technology
- Keep PEG channel close to local network channels and part of basic cable service
- Have shorter review and assessment periods of 5-10 years of PEG services/needs
- Ensure resources are available to maintain audio & video quality remains standard
- Allow funding increases to support current and new CMC's and their Special Projects

I am actively involved with several educational programs with youth and have seen how Media has had a positive influence on our youth. It is more enriching for youth to be actively in engaged in creating television programs and simply being a passive viewer.

Mahalo,

Arviella J. Benavides

Arviella J. Benavides

September 28, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Dear DCCA Director Reifurth:

I am requesting your support for Olelo PEG Media Access. I am a certified Olelo PEG Producer and an active member of the Waianae coast community. My wife and I both operate programs for youth. We have seen the positive influence Olelo PEG Media Center has had with the youth of Waianae. The youth have learned to embrace their culture, their heritage, their community, and most importantly them self. I have seen an increase in confidence, esteem, and pride in all aspects of their lives. These attributes have carried over into their home, school and social activities.

It's really hard nowadays to find activities that can channel and focus the short attention span of today's youth. Olelo PEG Media has developed such a program. That is why Olelo PEG Media needs your support. Below is a list of ways I feel you can support Olelo PEG Media:

- Keep PEG together as a whole
- Allow the maximum funding without the cap
- Provide Live and bi-directional transmission for all CMC's statewide
- Ensure that PEG Access receives 10% of the cable provider's total bandwidth
- Provide at least three statewide viewable channels per county for PEG sectors
- Ensure that funding is provided to keep up with future advances with technology
- Keep PEG channel close to local network channels and part of basic cable service
- Have shorter review and assessment periods of 5-10 years of PEG services/needs
- Ensure resources are available to maintain audio & video quality remains standard
- Allow funding increases to support current and new CMC's and their Special Projects

In closing, I again seek you and your Departments full support. The future generation is counting on all of your support for their future.

Respectfully Submitted,

Antonio Benavides

Antonio Benavides

Post-it® Fax Note 7671	Date 9/30/09	# of pages ▶ 2
To Cable Television Division	From Randell Dunn	
Co./Dept. DCCA	Co.	
Phone #	Phone #	
Fax # 586-2625	Fax #	

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, Hawaii 96809

September 30, 2009

Dear Member of the Department of Commerce and Consumer Affairs,

I am writing this letter of testimony to support 'Olelo Community Television and the Community Learning Centers that have been established across the state of Hawaii. It is my understanding that the current contract between the State of Hawaii and Time Warner Oceanic Cable is being negotiated and will impact 'Olelo Community Television and the Community Learning Centers for the next ten years.

I am currently the Principal at Waipahu Intermediate School since 2004. Waipahu Intermediate School has moved toward media production with the assistance of 'Olelo Community Television. Originally 'Olelo worked with our English Language Learners through a grant. These students worked with 'Olelo Community Television to develop informational media segments in both English and their native language. These students who rarely spoke in class became very confident and proficient in their use of the English Language in front of the camera. Many of these students have continued their interest in media production by taking media classes and volunteering for 'Olelo Community Television.

The partnership with 'Olelo Community Television led to the establishment of the Waipahu Media Center which sits on Waipahu Intermediate School. The Center has given the community, students and staff the opportunity to learn media production and participate in various community events and activities. Because of the location of the media center many of the students of Waipahu have benefited from organizations that are currently working with 'Olelo such as the Community in Schools and the Queen Lili'uokalani Children's Center.

Waipahu Intermediate School's partnership has led to State and National results and opportunities for our students. Last school year two of out 8th grade students won first place in the State SkillsUSA Competition in the Video Product Development Category competing against older High School students. Because of their placing they were able to participate in the National SkillsUSA competition in Kansas City and placed 15 out of 40 teams all of which were from High Schools from other States. 'Olelo also provides students an opportunity to showcase their abilities through a state wide video competition "Youth Xchange." Through this competition students from throughout the state are able to submit their videos for various categories where they are eligible to win awards and media supplies for their school.

I am asking you to please consider the following:

- Enable the return of 10% of the channels for public access,
- remove the cap on funding and restore the full 5% subscriber fee,
- do not provide separate funding to Hawaii Education Network Consortium out of the University of Hawaii, and
- enable a partnership between the consortium and 'Olelo Community Television.

It is important to support 'Olelo Community Television and the Media Centers. If Hawaii is to flourish in the 21st Century and beyond we need to support what 'Olelo Community Television and the Media Centers are doing know and support what can be done for the future through education, community involvement, communication opportunities all centered around Community Television. To not support 'Olelo Community Television is to me to not support our future and our children's future.

Sincerely,

Randell Dunn

Randell Dunn
Principal
Waipahu Intermediate School

Lawrence M Reifurth/DCCA
10/02/2009 09:57 AM

To Cable Television/DCCA@DCCA
cc
bcc
Subject franchise renewal testimony

Looks like I may not have forwarded this one to you yesterday...

----- Forwarded by Lawrence M Reifurth/DCCA on 10/02/2009 09:56 AM -----

"amara rochon" <amararochon@hawaiiantel.net>
10/01/2009 10:41 AM

To <lawrence.m.reifurth@dcca.hawaii.gov>
cc
Subject

Please support PEG Media.

I have a program at Akaku, Maui, for 10 years reading the news. The community enjoys having a public format. It is good for the community to put themselves onTV if they wish to.
Freedom of speech and grass roots movements are necessary tools to create a happier worldfor us all.
Thank you
A

September 24, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

To Whom It May Concern:

I am writing to seek your support for Olelo Community Media. I am a resident of the Wai'anae community and have seen all the wonderful things Olelo has helped to bring about in our hometown. People are able to find out what's happening in Wai'anae from watching the Olelo channels and believe me there are lots of things going on along the coast that we'd never be able to notice if it weren't for Olelo allowing community members to film and view it on television.

Our young people, including my own daughter have learned how to film, edit and interview important people for everyone to view on Olelo channels. Olelo has even taught her about her Hawaiian culture and the history of her community. Good things are getting harder to come by these days, so why would anyone even think about closing it down. Good things need good people to support it and here are some good ways for you to support Olelo PEG Media:

- PEG should be kept together under Olelo's management
- Immediate removal of the funding cap with no other caps allowed
- All CMC should be able to transmit live programs with bi-directional capabilities
- All PEG Access channels should be kept near local network channels
- Olelo be allowed the full 10% of the operational channels to include 10% of total services
- Allow several statewide channels with the same live capabilities
- Maintain funding, equipment, and services to keep up with future advances with technology
- Five to ten year review of PEG services for both audio/visual quality.
- Allow for expansion of PEG CMC's to open in communities which Oceanic uses community rights of way

I believe that BAD things only happen when GOOD people allow those BAD things to happen. I hope all of you at the DCCA office are the GOOD people who won't let something BAD happen to Olelo PEG Media and our communities.

Aloha Ke Akua,

Sister Angela J. Kila

Sister Angela J. Kila

September 24, 2009

Cable Television Division
Department of Commerce and Consumer Affairs
P.O. Box 541
Honolulu, HI 96809

Dear DCCA Director,

My name is Kianalei Kila, I am 14 years old and I live in Nanakuli. I am asking for your support of Olelo Community Media Centers. I have been a participant with the Wai'anae Olelo Media Center Program. It has taught me a lot in the short time I have been there. I have learned how to use a camera, how to edit a program, how to write a script, how to do interviews, and communicate well with many important people in government. I have also learned a lot about my community and my Hawaiian culture like oli, mele, and hula. There are so many other things that being at Olelo has taught me like values of kokua, laulima, kuleana, lokahi, ohana, and most important – aloha!

I feel so blessed to have had this opportunity with Olelo Media. I know there are many, many other teens like me who should also have this opportunity and experience at Olelo. That's why I believe that you need to help protect and make sure that Olelo is able to continue helping other youth in other communities become better adults for a better future. I've listed what I understand would help Olelo PEG to become better.

1. No cap on the funding – so PEG gets what they deserve and need.
2. Give them more channels – five or six is not enough for everyone.
3. Keep PEG together – because it helps more people with programs.
4. Be able to do LIVE programs to and from every CMC.
5. Have channels that all the islands can see the programs.
6. Keep that PEG channels close enough to find with local channels.
7. Make sure CMC funding keeps up with all future upgrades.
8. Have five to ten year review of PEG progress.
9. Provide assistance to open more CMC's in other communities.

I understand that Oceanic Cable will be making lots of money from going through public rights of way, it is only right that they give back to the public in some way too! I can see that clearly, can't you?

Thank you,

Kianalei Kila

Kianalei Kila

Michelle_Okinaka-Kwong@notes.k12.hi.us
10/01/2009 01:13 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Olelo Community Television-Oceanic Time Warner Refranchise-DCCA testimony

We are sending our testimony via email.
Thank you.

(See attached file: olelo franchise.pdf)

O O
(• o •) Waipahu Elementary School
*** Technology Resource Center
94-465 Waipahu Street
Waipahu, Hawaii 96797
ph. (808)675-0150 ex. 243

olelo franchise.pdf

Daryl Jean Kamaka
Michelle Okinaka-Kwong
Tech Trekkers Multimedia Program
Waipahu Elementary School
94-465 Waipahu Street
Waipahu, Hawaii, 96797

Dear Sirs,

Thank you for allowing us the opportunity to express our support for Olelo Community Television regarding the Franchise Renewal.

We are the Technology Coordinators at Waipahu Elementary School. In addition to our duties of teaching and overseeing the technology component of our campus, we are program coordinators of Tech Trekkers Multimedia Afterschool Program. Besides learning about various technological skills and concepts, a large segment of our program allows our students an avenue to express their thoughts and opinions on subjects that affect their daily lives. This avenue is expressed through video media. Olelo Community Television has been an integral partner in allowing our students opportunities to voice their concerns on issues that affect their young lives.

The Waipahu Community Media Center has been committed to providing endless support to our school community. Sparky Rodrigues, Zoe Tanaka, and Aloha Davis have been an integral part the success in our video media program. They provide an enormous avenue to public access and technical support that are immeasurable.

Organizations such as Olelo Community Television, provides our students with many opportunities and experiences to be voices that can affect and make a difference in our community. Please continue to provide for the needs and interest of Oleo Community Television. It is our understanding that by providing specifics such as technological infrastructure, accessibility of public access channels, number of channels, picture quality of those channels, and connectivity not only allow Olelo Community Television to thrive, but also the wider community that includes our students.

Thank you very much for your consideration and thoughtful deliberation.

Sincerely,
Daryl Jean Kamaka
Michelle Okinaka-Kwong

"Roy \"Sky\" Wyttenbach"
<res1aul2@hawaiiantel.net>
09/30/2009 03:09 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Sky's Report on Public Access

Aloha Consumer Protectors!

Thank you for considering my views on public access television. I have been a resident of Waikiki for 40 years and have been elected to the Waikiki Neighborhood Board.

This e-mail will report my experience with public access television both as a consumer and as a producer of the cable TV show "Monday Night Madness".

As a consumer, I have never been happy with the monopolistic business practices of the cable TV company. In my experience, they have gone beyond being merely unprofessional. They have historically demonstrated that a 'culture of hypocrisy' exists within their organization which can probably only be cured by a complete replacement of personnel.

Although the public has been largely fooled by their quite excellent PR and advertising, with the exception of their repair and maintenance crews which do a fine job, the sales and marketing effort has been characterized by policies which have the opposite effect of serving the public. For example, although the cable company offers complete phone and internet service for $30 a month in a competitive market, when I wanted to upgrade my personal service to HD from the basic service which I already pay for as part of the maintenance on my apartment to HD, I was charged an additional $58 a month. Because there is no competition?

I tried taking my concerns to the company, explaining that their fee structure had the effect of allowing only the wealthy to see clearly. With the technology in place so that everyone can see, the cable company instead only allows the wealthy to see clearly. Poor people are given lower resolution programming. Why? Why even transmit lower resolution programming? Is it not the function of government to protect those who are least able to protect themselves? Shouldn't the cable company be mandated to transmit a clear picture to everyone, regardless of their wealth?

Talking to cable company representatives on the phone about this overcharging was frustrating and irritating. The people in sales and marketing lied like rugs, often unnecessarily, and refused to admit even simple things like the fact that often all the HD channels were not in operation.

The net effect of the cable company's attitude has been to put into place a network only fully available to the wealthy. Although capable of transforming a TV into a window on the world, and capable not only of entertaining, but of bringing the world's best teachers and experts into the public forum, the business model of the cable company has kept poor people from fully participating. It's like setting up a library and only letting poor people see part of it.

This may be an appropriate tactic for revenue enhancement, but is antithetical to serving the public.

As Barbara Bush once said, "A democracy's vitality depends on an informed populace." The educational, governmental and public access channels on cable TV channels are an integral part of the information distribution network, and are becoming increasingly more valuable to the consumer.

The cable company however, instead of regarding these channels as valuable assets which attract viewership and serve the community, has historically regarded these channels as 'non-revenue producing', and has tried to wriggle out of the promises made when they were originally granted a monopoly.

Additionally, my personal view is that porn has no place on cable TV because adults can buy or rent porn on DVDs. The cable company, instead, has historically carried porn on their cleanest, clearest channels and has assigned their worst, most distorted channels to public access TV.

Further evidence of this cultural of hypocrisy is my experience as a producer. Once again, although the general public has been led to believe that the cable company is a big supporter of the community, they have only recently allowed cable TV programming to be submitted in a format common to the general public. This appears only to have happened because of the current review by the DCCA.

There are many anecdotal stories of cable company behavior which substantiate these views, including my own personal experience catching an air-tech deliberately sabotaging our show by inserting a loud, annoying audio squeal into the soundtrack.

It is not my style to be negative or disparaging. However, I believe it is my duty to report this experience to you. Cable TV and public access can be one of the most valuable tools we have. Please protect the public from the revenue enhancing policies of the cable company which have kept poor people from fully enjoying the benefits of the technology which is already in place.

Thank you for considering my views.

Aloha pumehana,
Sky Wyttenbach
922-0847

Tom
<reelcom1@earthlink.net>
09/30/2009 02:36 PM

To cabletv@dcca.hawaii.gov
cc
bcc
Subject Franchise comment

History: This message has been forwarded.

Aloha,

Please accept my testimony in relation to the Time Warner contract and PEG access.

In a word... ENOUGH!

The cable company has done enough already. Sadly what Olelo has become is a hotbed of anti-America, anti-outsider, left wing radical programming and sometimes programs that are at the least in poor taste and may very well be illegal. Where is the balance? I and many others find many of the programs divisive and fostering racial and civil tension in our communities. Some are also seditious and have been refereed to the US Dept. of Justice for possible action.

What the cable company has done to date in providing public access is outstanding and frankly is above and beyond. We have one of the best public access operations in the country... AS IS.

What is available now is enough.
Perhaps some of these folks have never heard of a thing on the web called YouTube?

I would rather the Cable Co. lower our RATES than buy new equipment for Olelo or add positions.

I would rather the Cable Co. add new commercial channels than buy new equipment for Olelo.

I would rather Olelo cut some of the high paid management positions than constantly asking for more and more.

Moreover as far as students... Olelo is monopolized by them to the exclusion of other residents and tax payers and one must ask... shouldn't 'media centers' and media education be provided by our public schools? Isn't that why I pay one of the highest tax rates in the nation?

Also I would like to see a few channels added: Add the other PEG channels AKAKU, Na Leo, etc. so that all the islands can see local peg programming from our neighbor islands. More education programing, more coverage of governmental meetings, more DIY, arts and music programs... LESS political 'the white man stole my land' and 'anger' programming.

We also think a 20 year contract is too long... technology is moving so fast... how about 10 years?

Lastly why do we get the feeling that no matter what Oceanic does it won't be seen by the malcontent radicals as enough?

Mahalo for listening and all the great shows!

Tom & Sharon McAuliffe
Kaneohe, HI
reelcom1@earthlink.net

53 Olelo

Myrtle
10-3-09
Hey our people,

Olelo Channel 53
Write to support the DCCA
Dept of Commerce & Consumer
P.O. Box 541
Honolulu HI 96809

CABLE DIVISION
COMMERCE AND
CONSUMER AFFAIRS

2009 OCT -6 A 10: 04

A E P S
FILE

Dear people in this department, the people have suffered for 20 years or longer and we need to improve our Hawaiian affairs on the Island.

DCCA need to add more members to the group.

This department is doing what they can but we need to enlarge the department to more members maybe 100 members or more to represents the thousand of people in our state.

I believe we do have problems in finances but that is your expense.

I am just one person writing for your support to improve the DCCA for the health of our people as a whole.

Sincerely Yours.

Myrtle L Lancer

P.S. my address
1315 AKAHAI
KAILUA HI 96734