

**GOVERNMENT OF THE VIRGIN ISLANDS
OF THE UNITED STATES**

Public Services Commission

IN RE:)	
)	Docket No. 642 & 647
Renewal of Franchise Agreements for St. Croix Cable TV)	Order No. <u>54</u> /2015
d/b/a as Innovative Cable TV St. Croix and)	
St. Thomas-St. John Cable TV d/b/a as)	
Innovative Cable TV St. Thomas-St. John)	
_____)	

ORDER

WHEREAS, on September 15, 2014, the Virgin Islands Public Services Commission (hereinafter the "Commission" or "PSC") received a written correspondence from St. Croix Cable TV d/b/a as Innovative Cable TV St. Croix (hereinafter "Innovative Cable TV St. Croix) and St. Thomas-St. John Cable TV d/b/a as Innovative Cable TV St. Thomas-St. John (hereinafter "Innovative Cable TV St. Thomas-St. John) inquiring about the expiration of the current franchise agreement on December 15, 2015; and

WHEREAS, on December 19, 2014, the Commission received an Application for the renewal of cable television franchises of Innovative Cable TV St. Croix and St. Thomas-St. John; and

WHEREAS, on April 23, 2015, the Commission's technical consultant, Georgetown Consulting Group, Inc. (hereinafter "GCG") submitted its Report and Recommendations for the Petition of Innovative Cable TV St. Croix and St. Thomas-St. John for the renewal of the cable franchises for dockets 642 and 647; and

WHEREAS, on May 26, 2015, the PSC held a duly noticed public hearing to receive comments from interested members of the public concerning the renewal of these franchises; and

WHEREAS, on June 7, 2015, after the public hearing, GCG submitted an updated Report and Recommendations for the Petition of Innovative Cable TV St. Croix and St. Thomas-St. John for renewal of franchises for dockets 642 and 647; and

WHEREAS, on June 29, 2015, the Commission met in regular session at both its offices on St. Thomas and St. Croix, United States Virgin Islands; and

WHEREAS, upon review and deliberation the Commission voted to GRANT Innovative Cable TV St. Croix and St. Thomas-St. John a fifteen (15) year renewal subject to the conditions in the GCG Report; and

NOW THEREFORE, the Commission **ORDERS** that:

1. Innovative Cable TV St. Croix and St. Thomas-St. John's fifteen (15) year renewal is GRANTED; and
2. Those sections of the franchise agreement dealing with rates should be deleted because local rate regulation of cable television has been preempted by the Federal Communications Commission; and
3. The Commission should commence a proceeding to establish reasonable quality of service metrics for Innovative's cable television operations; and
4. The new franchise agreement should contain explicit language requiring Innovative Cable TV St. Croix and St. Thomas-St. John's or any successor company to comply with those standards within one year once they have been adopted by the Commission; and
5. Innovative Cable TV St. Croix and St. Thomas-St. John are to provide a plan within sixty (60) days of June 29, 2015, for service metrics and improved reliability of the EVO battery charging and replacement.

So Ordered.

For the Commission

Dated: July 15, 2015



Andrew Rutnik, Vice-Chair