

Federal Communications Commission

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

In the Matter of)	
)	
Comcast Cablevision of Garden State, L.P.)	File No. EB-04-PA-042
)	
Pennsauken, New Jersey)	NOV No. V20043240012
)	

NOTICE OF VIOLATION

Released: March 19, 2004

By the District Director, Philadelphia Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Comcast Cablevision of Garden State, L.P. ("Comcast"), operator of the cable system serving Pennsauken, New Jersey and Camden, New Jersey.

2. On March 3, 2004, an agent of the Commission's Philadelphia Office inspected Comcast's cable system in Pennsauken, New Jersey and Camden, New Jersey and observed the following violations:

- a. 47 C.F.R. § 76.605 (a)(12): "As an exception to the general provisions requiring measurements to be made at subscriber terminals, and without regard to the type of signals carriers by the cable television system, signal leakage from a cable television system shall be measured in accordance with the procedures outlined in 76.609 (h) and shall be limited as follows: Over 54 MHz, and less than and including 216MHz - 20 microvolts per meter measured at 3 meters.

On March 3, 2004, the FCC agent observed the following signal leakage on the frequency of 127.2625 MHz:

- | | |
|--|-----------------|
| 1. Pole at 2015 Pierce Avenue, Pennsauken, New Jersey | 237.7 μ V/m |
| 2. Pole at 108 North 23rd Street, Pennsauken, New Jersey | 308.3 μ V/m |
| 3. Pole at 130 North 24th Street, Pennsauken, New Jersey | 587.3 μ V/m |
| 4. Pole at 450 Rand Street, Pennsauken, New Jersey | 488.0 μ V/m |
| 5. Pole at 150 Marlton Pike, Pennsauken, New Jersey | 231.1 μ V/m |

¹ 47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Comcast Cable must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific actions taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective actions. The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Philadelphia Office
One Oxford Valley Building, Suite 404
2300 East Lincoln Highway
Langhorne, Pennsylvania 19047

4. This Notice shall be sent to Comcast Cable, Attn: Mike Taylor, Vice President of Area Technical Operations, 401 White Horse Road, Suite 2, Voorhees, New Jersey 08043.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

John E. Rahtes
District Director
Philadelphia Office

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*