

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To approve, on a temporary basis, the transfer of control of the cable television franchisee Starpower Communications, LLC, and its District of Columbia (“District”) cable television system, from RCN Corporation to Yankee Cable Acquisition, LLC.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Approval of the Transfer of Control of Starpower Communications, LLC, and its Cable Franchise and Cable System to Yankee Cable Acquisition, LLC Temporary Act of 2010”.

Sec. 2. (a) The Council approves the transfer from RCN Corporation to Yankee Cable Acquisition, LLC, (“Yankee Cable”) of the control of Starpower Communications, LLC, (“Franchisee”), its cable franchise in the District, and its cable system serving the District granted in accordance with the Cable Television Reform Amendment Act of 2002, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1251.01 *et seq.*), and the franchise agreement between the Franchisee and the District dated June 28, 2005.

(b) The Council’s approval of this transfer is subject to the following conditions:

(1) That on or before July 31, 2010, the District, the Franchisee, Yankee Cable, and RCN Telecom Services, LLC enter into an agreement substantially in the form of the document titled “Transfer Agreement;”

(2) That the transfer is consummated on or before October 31, 2010; and

(3) That the transfer is consummated on terms and conditions identical in all material respects to those described in the Transfer Agreement.

(c) If any of the conditions specified in subsection (b) of this section or in the transfer agreement are not satisfied, the Council’s approval of the transfer is null and void.

(d) The Mayor may execute the transfer agreement on behalf of the District.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act,

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approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia