

**Federal Communications Commission**

---

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

|   |   |                        |
|---|---|------------------------|
| In the Matter of                          | ) |                        |
|   | ) |                        |
| Cablevision of Southern Westchester, Inc. | ) | File No. EB-08-NY-0320 |
| Operator of Cable Television System       | ) |                        |
| Physical System ID # 004901               | ) | NOV No.V200832380058   |
| New Rochelle, NY                          | ) |                        |

**NOTICE OF VIOLATION**

**Released: September 2, 2008**

By the District Director, New York Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to Section 1.89 of the Commission’s Rules<sup>1</sup> to Cablevision of Southern Westchester, Inc. (“Cablevision”), operator of a cable system in New Rochelle, NY.
  
2. On August 20, 2008, an agent of the Commission’s New York Office monitored Cablevision’s cable television system located in New Rochelle, NY, and observed the following violation:

47 C.F.R. § 76.605(a)(12): “As an exception to the general provision requiring measurements to be made at subscriber terminals, and without regard to the type of signals carried 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 up to and including 216 MHz. . . . . 20 micro-volts per meter, measured at 3 meters. ” At the time of the inspection, the agent measured signal leakage in excess of 20  $\mu$ V/m on the frequency of 121.2375 MHz at the following locations:

| Date     | Frequency (MHz) | Signal Strength ( $\mu$ V/m) | Location  |
|----------|-----------------|------------------------------|---|
| 08/20/08 | 121.2375        | 306                          | At pole near 56 Clinton Avenue,<br>New Rochelle, NY   |
| 08/20/08 | 121.2375        | 126                          | At pole near 112 Chauncey Avenue,<br>New Rochelle, NY |
| 08/20/08 | 121.2375        | 87                           | At pole near 107 Coligni Avenue,<br>New Rochelle, NY  |
| 08/20/08 | 121.2375        | 76                           | At pole near 253 Fifth Avenue,<br>New Rochelle, NY    |

---

<sup>1</sup>47 C.F.R. § 1.89.

**Federal Communications Commission**

---

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, Cablevision, must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of Cablevision. 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  
New York Office  
201 Varick Street, Suite 1151  
New York, NY 10014

4. This Notice shall be sent to Cablevision of Southern Westchester, Inc., at its address of record.
5. The Privacy Act of 1974<sup>3</sup> 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.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

Daniel W. Noel  
District Director  
New York District Office  
Northeast Region  
Enforcement Bureau

---

<sup>2</sup>47 U.S.C. § 403.

<sup>3</sup>P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup>18 U.S.C. § 1001 *et seq.*