

George F. Welch Jr. a.k.a. Jack
Registered Voter (Independent) and
Professional Television Industry Problem Solver
(h) 3 Woodrow Wilson Court #24
Cambridge MA. 02139
(617) 354-1307

October 11, 1990

Michael Dukakis, Appointing Authority of the
Commissioner of the Mass. CATV Commission

John Silber and/or William Weld, Successor
to Michael Dukakis as Appointing Authority of
the Commissioner of the Mass. CATV Commission

Mary Ann Walsh, Current Secretary, Executive Office
Of Consumer Affairs and Business Regulation, Overseer
of The Community Antenna Television Commission

The Clerks of the Massachusetts House & Senate For
Distribution To Each And Every Member

Each and Every Member of the Cambridge City Council and
The City Clerk and The City Solicitor and Robert Healy,
Issuing Authority of CATV Licenses for the City of Cambridge

Rosalind Niles, Commissioner of the Massachusetts Cable
Commission; William August, General Counsel; David Petrone
Assistant General Counsel

Dear Elected & Appointed Officials of The Commonwealth and
City of Cambridge:

1. Based upon the continuing wilful refusal between August 14, 1990 and the present, of Rosiland Niles, Commissioner of the Massachusetts Community Antenna Commission (CATV), to earn the salary and benefits she receives from the Commission's \$304,138 FYI 91 appropriation, by conducting a public "Revoking of license" hearing in accordance with M.G.L. c. 30A s. 13,10,11, 12 and M.G.L. c. 166A:11(f) based upon the undisputed allegations in my August 14, 1990 Complaint that Continental Cablevision has been wrongfully collecting and raising cable rates of the City of Cambridge cable subscribers without being properly licensed under the Sections of the City's License cited in the Complaint to operate the City of Cambridge's CATV System, I demand as the Complaining party as follows:

A. That the Governor who appointed Commissioner Niles, Michael Dukakis, and the Secretary of the Executive Office of Consumer Affairs, Mary Ann Walsh, overseer of the Community Antenna Television Commission and the Massachusetts State legislature, if appropriate, act in the best interest of all

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again last night

Thanky
Joe

of the voters and other residents of the City of Cambridge by promptly appointing a special hearing officer to conduct the public hearing that all of the voters and residents of the City of Cambridge are entitled by law and as is required under M.G. L. c 166A:19.

B. That the Governor who appointed Commissioner Niles, Michael Dukakis and the Secretary of the Executive Office of Consumer Affairs, Mary Ann Walsh, overseer of the Community Antenna Television Commission and the Massachusetts legislature, if appropriate, direct Commissioner Niles to write to the Cambridge Issuing Authority, Robert Healy and the Members of the Cambridge City Council and all of the others served with her two page August 21, 1990 letter,

(1) informing them to disregard the material misrepresentations appearing on page 2 of her letter... "Continental Cablevision may raise its rates, notwithstanding allegations of license non compliance. This means that neither the Commission nor the city of Cambridge has the authority to prevent ordinary rate increases by Continental Cablevision. Thus, whether there have been in fact any procedural or other violations in complying with the license, the harm you point out--rate increases--could have occurred at any time without regard to any alleged license violations. Accordingly, the Commission finds your complaint is beyond the powers of the Commission to redress.", and

(2) informing them that the duties of Robert Healy, Issuing Authority for the City of Cambridge, as set out in M.G.L. c. 166A:11, 166A:19 and M.G.L. c.30:10,:11,:12,:13 and Section 14 of the City of Cambridge CATV license, require him to provide the voters and other residents of the City of Cambridge with a public hearing in the City of Cambridge in the matter of the unlawful procedure by which Continental Cablevision obtained control of the Cambridge System in 1988 and the relief for damages sustained by all of the voters and other residents of the City of Cambridge that resulted which is of a continuing nature.

C. That the Governor and the Secretary of the Executive Office of Consumer Affairs save the Commonwealth some of the \$304,138 FYI 91 appropriation to the Commission by stopping all payments of salary and benefits to William August, Commissioner Niles's General Counsel and to his assistant general counsel, John Pertone for wilful failure to provide Commissioner Niles with competent legal counsel before she signed and distributed her August 21, 1990 letter

- * which was clearly written by an incompetent, and
- * written with reckless disregard for the truth or falsity of the statements contained in each and every paragraph, and
- * distributed with the malicious intent to deprive the voters and other residents of the city of Cambridge of their rights under law to a public hearing on the subject matter of my August 14,

1990 Complaint, and

- * written and distributed with the malicious intent to deprive the 30,00 or more city of Cambridge Cable subscribers administrative financial relief from the complained of acts of license non compliance by Continental Cablevision.

D. That, if, after receipt by Commissioner Niles of this demand for relief, Commissioner Niles still refuses to voluntarily do as I have demanded herein, then the Governor and the Secretary of Consumer Affairs should save the Commonwealth some more of the \$304,138 Commission appropriation, by stopping payment to Commissioner Niles of her salary and other benefits.

Dated October 12, 1990

Respectfully submitted
on behalf of the voters
and other residents of
the City of Cambridge
by their best friend,
George S. Welch Jr. a.k.a. Jack
Member and Elected
representative of the
700+ corporate and individual
members of the Cambridge
Public Access Corporation
and professional television
industry Problem Solver

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Cambridge City Council

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decision regarding the Tuesday, September 25, 1990 public hearing and direct your employee, Robert Healy, to perform his duties as Issuing Authority by conducting the hearing as required in Sections 14.19 of the Cable Television License and Sections 11, ~~and~~ ^{and} 19 of C. 166A of the Massachusetts General laws.

Because the rights of some 20,000 Cambridge residents who subscribe to the cable service will be adversely affected should you fail to do as I request, I urge you to do as I have requested.

You are also given notice that City Councillors Walsh and Reeves will be called to testify regarding my Complaint against the employee and the board of directors of the Cambridge Community Television, Inc.

George S. Welch Jr. a.k.a. Jack
MEMORANDUM

George F. Welch Jr. a.k.a Jack
Member + Elected Representative
of the Members of the Cambridge
Public Access Corporation
(h) 3 Woodrow Wilson Ct #24
Cambridge Ma 02139
(617) 354-1307

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September 20, 1990

To The Honorable Members of
the Cambridge City Council

Regarding the public hearing scheduled by
Councillor William Walsh, Chairman of the Cable
Television Committee scheduled for Tuesday, September
25, 1990 at 5:30 PM in the Sullivan Chamber
City Hall, Cambridge MA.

This is to bring to your attention the fact that
the Cambridge City Charter does not permit any City
Councillor to interfere with or perform the duties
of the City Manager, which includes the duties of Issuing
Authority in the conduct of a public hearing in the
matter of Revoking Continental Cablevision's license and
the actions to be taken by the Issuing Authority based
upon my Complaint against the employee and board of directors
of Cambridge Community Television.

Therefore I urge you to reconsider you September 17, 1990
page 1 of 2

3.

S-914

Comm. from George F. Welch, 3 Woodrow
Wilson Ct. #24, MEROMCPAC, regarding
the hearing scheduled for Tuesday,
Sept. 25, 1990 relative to cable TV

In City Council,

Sept. 24, 1990

*Referred to the
Cable TV Committee
Copy sent to Cable TV
Committee 10/1/90 (dc)*