

John Murray

Subject: FW: Acton - Verizon (Final License for 10.3 hearing)

Attachments: Acton Side Letter on PEG Grant Revised.DOC

This represents an excerpt of a much longer e-mail train. As of preparing the Extra Info packet, we had not received the noted explanation. Bill Solomon has stated he is prepared to answer any and all questions concerning the noted attachment at tonight's meeting

John

From: William Solomon

Sent: Monday, October 02, 2006 12:53 PM

To: John Murray; Don Johnson; 'Frits Riep'; Frits Riep; John Covert; mark.eisenberg@microsoft.com

Subject: RE: Acton - Verizon (Final License for 10.3 hearing)

John

I have attached hereto the draft side letter. I will provide an explanation by tomorrow morning by e-mail.

October __, 2006

Verizon New England, Inc.
185 Franklin Street
Boston, MA 02110
Attention: Donna C. Cupelo, President

*Re: Cable License Agreement (“License”) dated October __, 2006 between
Verizon New England Inc. (“Verizon”) and the Town of Acton (“Town”).*

Dear Ms. Cupelo:

This letter agreement confirms the parties agreement to the following:

Any fees or charges collected from Subscribers or other third parties which appropriately reflect the PEG/Institutional Network-Video Transport and Technical Grant (as defined in Section 5.3 of the License) shall be included in Gross Revenue (as defined in Section 1.17 of the License), provided that the Town first provides the Licensee with reasonable evidence that all other cable provider(s) in the Town include such fees or charges in their respective gross revenue on which their franchise fee (including any PEG access support payments) is based.

Please confirm the foregoing by signing below. This letter may be signed in separate counterparts with the same force and effect as if all signatures appeared on the same instrument.

[SIGNATURE PAGE FOLLOWS]

Very truly yours,

TOWN OF ACTON

By its Board of Selectmen:

Approved as to legal form:

William H. Solomon
Special Cable Counsel

AGREED:
VERIZON NEW ENGLAND, INC.

By: _____
Name: Donna C. Cupelo
Title: President