

LICENSE SECTION 10.4

Compliance: **Copy of Performance Bond**  
Copy of Insurance  
Copy of Security Fund



**AT&T Broadband**  
6 Campanelli Drive  
Andover, MA 01810  
Phone 978 683-5500  
Fax 978 683-6631  
Human Resources Fax 978 975-8732  
Legal Fax 978 683-7057  
Marketing Fax 978 683-8379

December 13, 2002

VIA AIRBORNE EXPRESS

Board of Selectmen  
Town of Acton  
472 Main Street  
Acton, MA 01720

***Re: Franchise Performance Bond & Certificate of Insurance***

Dear Chairman and Members of the Board:

Enclosed for your files is the original Travelers Casualty and Surety Company bond # 10088717139 in the amount of \$100,000 and references the new name of the current licensee. Said bond is in accordance with Section 10.2 of the Renewal Cable Television License which commenced on June 29, 2000 and expires on June 28, 2010.

Also enclosed is the new certificate of insurance for your files # CLE-000896624-03. Said certificate of insurance is in accordance with Section 10.1 of the Renewal Cable License and has been updated to reflect the new licensee name. Said certificate will be automatically renewed each year throughout the term of the License.

Please feel free to contact me if you have any questions. Thank you.

Sincerely,

Ronni A. Ricker  
Coordinator of Legal  
& Regulatory Affairs

RAR/dc  
Enc.

cc: Cable Advisory Committee - c/o Town Hall  
Mark Reilly, Esq. - AT&T Broadband Vice President of Law & Public Policy  
Elizabeth A. Graham - AT&T Broadband Director of Government Affairs  
Rob Travers - AT&T Broadband Manager of Government Affairs

2001 (6/01) S SENDER'S COPY

AIRBORNE  
EXPRESS

79068814 370

Ship. # 79068814-370 Svcs. EXP  
Desc. LEGAL  
Bill Ref. LEGAL

12/13/02 Wt. 1-L 1 Pz  
Dims  
Bill To

Zip/Postal Code 01720  
Chg. \$4.52

KNOW ALL MEN BY THESE PRESENTS, That, we, Comcast Massachusetts III, Inc. as Principal, and Travelers Casualty and Surety Company of America, a corporation of the State of Connecticut, as Surety, are held and firmly bound unto TOWN OF ACTON, MASSACHUSETTS as Obligee, in the sum of One Hundred Thousand and 00/100 Dollars, (\$100,000.00) lawful money of the United States of America, to be paid unto said Obligee, its successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, The above bound Principal has entered into a written agreement, dated \_\_ with the Obligee which grants a Franchise to the Principal to use its public streets and places to transmit and distribute electrical impulses through an open line-coaxial antenna system located therein. Principal has agreed to faithfully perform and observe and fulfill all terms and conditions of said Franchise agreement referred to above and said agreement is hereby made a part of this bond with like force and effect as if herein set forth in length.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That if the above named Principal, its successors or assigns, does and shall well and truly observe, perform and fulfill its obligations as set forth in the above mentioned Franchise agreement, for which a bond must be posted, then the above obligation to be void; otherwise to remain in full force and effect.

The bond is subject, however to the following express conditions:

**FIRST:** That in the event of a default on the part of the Principal, its successors or assigns, a written statement of such default with full details thereof shall be given to Surety promptly, and in any event, within thirty (30) days after the Obligee shall learn of such default, such notice to be delivered to Surety at its Home Office in Hartford, Connecticut by registered mail.

**SECOND:** That no claim, suit or action under this bond by reason of any such default shall be brought against Surety unless asserted or commenced within (12) twelve months after the effective date of any termination or cancellation of this bond.

**THIRD:** That this bond may be terminated or canceled by surety by THIRTY (30) days prior notice in writing to Principal and to Obligee, such notice to be given by registered mail. Such termination or cancellation shall not affect any liability incurred or accrued under this bond prior to the effective date of such termination or cancellation. The liability of the Surety shall be limited to the amount set forth above and is not cumulative.

**FOURTH:** That no right of action shall accrue under this bond to or for the use of any person other than the Obligee, and its successors and assigns.

IN WITNESS WHEREOF, The above bound Principal and the above bound Surety have hereunto set their hands and seals on the 12th day of December 2002

BOND EFFECTIVE: 11/18/2002

Comcast Massachusetts III, Inc.

BY

*C. Stephen Backstrom*

(PRINCIPAL) C. Stephen Backstrom  
Vice President

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

BY

*Donna Wright*

Donna Wright

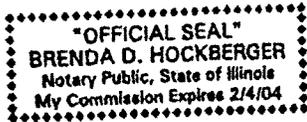
Attorney-in-Fact



STATE OF ILLINOIS  
COUNTY OF COOK

On this 12th day of December, 2002, before me personally appeared  
Donna Wright, known to me to be the Attorney-in-Fact of  
TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation  
that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the  
aforesaid county, the day and year in this certificate first written above.



*Brenda D. Hockberger*

\_\_\_\_\_  
(Notary Public)  
Brenda D Hockberger

**TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA  
Hartford, Connecticut 06183-9062**

**POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT**

**KNOW ALL MEN BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, a corporation duly organized under the laws of the State of Connecticut, and having its principal office in the City of Hartford, County of Hartford, State of Connecticut, hath made, constituted and appointed, and does by these presents make, constitute and appoint Donna Wright, Garry L. Wesselink, Brenda D. Hockberger, Ann Formhals, Debra Kohlman, Diane M. O'Leary, William Reidinger, Marlise Jahnke, Amy Wickett, Rose Ann Seidl, Karen E. Bogard or Matthew V. Buol**

**its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge at any place within the United States, the following instrument:**

**and to bind TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.**

**This appointment is made under and by authority of the following Standing Resolutions of said Company, which Resolutions are now in full force and effect:**

**VOTED: That each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Group Executive, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, may from time to time appoint Resident Vice Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him or her.**

**VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the Chairman, the Vice Chairman, the President, an Executive Vice President, a Group Executive, a Senior Vice President, a Vice President, an Assistant Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.**

**This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Standing Resolution voted by the Board of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, which Resolution is now in full force and effect:**

**VOTED: That the signature of each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Group Executive, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.**

(OVER)

IN WITNESS WHEREOF, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA has caused this instrument to be signed by its Vice President, and its corporate seal to be hereto affixed this 10th day of November, 1999.

STATE OF CONNECTICUT

ss. Hartford

COUNTY OF HARTFORD



TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

By *George W. Thompson*

George W. Thompson  
Vice President

On this 10th day of November, 1999, before me personally came GEORGE W. THOMPSON to me known, who, being by me duly sworn, did depose and say: that he/she is Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, the corporation described in and which executed the above instrument; that he/she knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; and that he/she executed the said instrument on behalf of the corporation by authority of his/her office under the Standing Resolutions thereof.



*Marie C Tetreault*

My commission expires June 30, 2001 Notary Public  
Marie C. Tetreault

CERTIFICATE

I, the undersigned, Assistant Secretary of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 12th day of December, 2002

By *Kori M. Johanson*

Kori M. Johanson  
Assistant Secretary, Bond

**LICENSE SECTION 10.4**

**Compliance: Copy of Performance Bond  
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Copy of Security Fund**

# MARSH

## CERTIFICATE OF INSURANCE

CERTIFICATE NUMBER  
CLE-001091971-09**PRODUCER**Marsh USA Inc.  
TWO LOGAN SQUARE  
PHILADELPHIA, PA 19103  
Attn: D. Vargas/FAX#212-948-0360/Comcast.certs@marsh.com

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER OTHER THAN THOSE PROVIDED IN THE POLICY. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES DESCRIBED HEREIN.

**COMPANIES AFFORDING COVERAGE**

COMPANY
<b>A</b> DISCOVER PROPERTY & CASUALTY INSURANCE COMPANY
COMPANY
<b>B</b> DISCOVER SPECIALTY INSURANCE COMPANY
COMPANY
<b>C</b> NATIONAL UNION FIRE INS. CO OF PA
COMPANY
<b>D</b> FIDELITY & GUARANTY INS. CO.

05194 -COMCA-CAS-04-05 COMC MANC NH 062910

**INSURED**COMCAST OF MASSACHUSETTS II, INC.  
676 ISLAND POND ROAD  
MANCHESTER, NH 03109**COVERAGES**

This certificate supersedes and replaces any previously issued certificate for the policy period noted below.

THIS IS TO CERTIFY THAT POLICIES OF INSURANCE DESCRIBED HEREIN HAVE BEEN ISSUED TO THE INSURED NAMED HEREIN FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THE CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, CONDITIONS AND EXCLUSIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	<b>GENERAL LIABILITY</b>	D002Q00120	12/01/04	12/01/05	GENERAL AGGREGATE \$ 24,900,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS - COMP/OP AGG \$ 5,900,000
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				PERSONAL & ADV INJURY \$ 1,900,000
	OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE \$ 1,900,000
	<input checked="" type="checkbox"/> \$100,000 SIR				FIRE DAMAGE (Any one fire) \$ 1,900,000
					MED EXP (Any one person) \$ 10,000
A A B	<b>AUTOMOBILE LIABILITY</b>	D002A00348 (AOS)	12/01/04	12/01/05	COMBINED SINGLE LIMIT \$ 10,000,000
	<input checked="" type="checkbox"/> ANY AUTO	D002A00349 (MA)	12/01/04	12/01/05	BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	D002A00350 (TX)	12/01/04	12/01/05	BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE \$
<input type="checkbox"/> HIRED AUTOS					AUTO ONLY - EA ACCIDENT \$
<input type="checkbox"/> NON-OWNED AUTOS					OTHER THAN AUTO ONLY: \$
	<b>GARAGE LIABILITY</b>				EACH ACCIDENT \$
	<input type="checkbox"/> ANY AUTO				AGGREGATE \$
C	<b>EXCESS LIABILITY</b>	2979800	12/01/04	12/01/05	EACH OCCURRENCE \$ 5,000,000
	<input checked="" type="checkbox"/> UMBRELLA FORM				AGGREGATE \$ 5,000,000
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM				\$
D D A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>	D002W00387 (AOS)	12/01/04	12/01/05	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER \$
	<input type="checkbox"/> THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE:	D002W00389 (OR/WI)	12/01/04	12/01/05	EL EACH ACCIDENT \$ 2,000,000
	<input checked="" type="checkbox"/> INCL <input type="checkbox"/> EXCL	D002W00388 (NJ)	12/01/04	12/01/05	EL DISEASE-POLICY LIMIT \$ 2,000,000
					EL DISEASE-EACH EMPLOYEE \$ 2,000,000
	<b>OTHER</b>				

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS**

TERM OF CONTRACT: 6/29/00-6/29/2010.

CERTIFICATE HOLDER IS INCLUDED AS ADDITIONAL INSURED AS RESPECTS THE GENERAL LIABILITY POLICY WHERE REQUIRED BY WRITTEN CONTRACT WITH THE NAMED INSURED. \$100,000 PER OCCURRENCE SELF INSURED RETENTION APPLIES ONLY TO THE ABOVE GENERAL LIABILITY POLICY.

**CERTIFICATE HOLDER**TOWN OF ACTON  
ATTN BOARD OF SELECTMEN  
472 MAIN STREET  
ACTON, MA 01720**CANCELLATION**SHOULD ANY OF THE POLICIES DESCRIBED HEREIN BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE INSURER AFFORDING COVERAGE WILL ENDEAVOR TO MAIL 60 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED HEREIN, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER AFFORDING COVERAGE, ITS AGENTS OR REPRESENTATIVES, OR THE ISSUER OF THIS CERTIFICATE.

MARSH USA INC.

BY: Mary Radaszewski

*Mary Radaszewski*

MM1(3/02)

VALID AS OF: 07/19/05

**LICENSE SECTION 10.4**

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PAGE: 1

DATE: FEBRUARY 20, 2001

IRREVOCABLE STANDBY LETTER OF CREDIT NUMBER: 3035097  
APPLICANT REFERENCE NUMBER: ATT10

**BENEFICIARY**  
TOWN OF ACTON  
BOARD OF SELECTMEN  
472 MAIN STREET  
ACTON, MA 01720

**APPLICANT**  
AT-T CSC, INC.  
ATTN: LEGAL DEPARTMENT  
6 CAMPANELLI DRIVE  
ANDOVER, MA 01810

**AMOUNT**  
USD 5,000.00  
FIVE THOUSAND AND 00/100'S US  
DOLLARS

**EXPIRATION**  
JANUARY 5, 2002 AT OUR COUNTERS

WE HEREBY ESTABLISH IN YOUR FAVOR OUR IRREVOCABLE STANDBY LETTER OF CREDIT NUMBER 3035097 WHICH IS AVAILABLE WITH BANK OF AMERICA N.A. BY PAYMENT AGAINST PRESENTATION OF THE ORIGINAL OF THIS LETTER OF CREDIT AND YOUR DRAFTS AT SIGHT DRAWN ON BANK OF AMERICA N.A., ACCOMPANIED BY THE DOCUMENTS DETAILED BELOW:

**BENEFICIARY'S SIGNED STATEMENT STATING:**

"WE ARE ENTITLED TO DRAW ON THIS LETTER OF CREDIT PURSUANT TO THE TOWN OF ACTON CABLE TELEVISION RENEWAL LICENSE GRANTED TO CABLEVISION OF MASSACHUSETTS, INC."

IT IS A CONDITION OF THIS IRREVOCABLE LETTER OF CREDIT THAT IT SHALL BE AUTOMATICALLY EXTENDED FOR AN ADDITIONAL PERIOD OF ONE YEAR FROM THE PRESENT OR EACH FUTURE EXPIRATION DATE, UNLESS AT LEAST 30 DAYS PRIOR TO SUCH DATE WE SEND YOU NOTICE IN WRITING BY OVERNIGHT COURIER, AT THE ABOVE ADDRESS, THAT WE ELECT NOT TO RENEW THIS LETTER OF CREDIT FOR SUCH ADDITIONAL PERIOD. HOWEVER IN NO EVENT SHALL THIS LETTER OF CREDIT BE EXTENDED BEYOND THE FINAL EXPIRY DATE OF DECEMBER 29, 2007.

THIS LETTER OF CREDIT IS EFFECTIVE ON JANUARY 05, 2001.

WE HEREBY ENGAGE WITH YOU THAT DRAFT(S) DRAWN UNDER AND IN COMPLIANCE WITH THE TERMS OF THIS LETTER OF CREDIT WILL BE DULY HONORED UPON PRESENTATION, AS SPECIFIED HEREIN.

THIS LETTER OF CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDITS (1993 REVISION), INTERNATIONAL CHAMBER OF COMMERCE PUBLICATION NO. 500.

IF YOU REQUIRE ANY ASSISTANCE OR HAVE ANY QUESTIONS REGARDING THIS TRANSACTION, PLEASE CALL 213-345-6630.

  
ROSE T. AGUSTIN  
-----  
AUTHORIZED SIGNATURE

  
-----  
CABRILLO, BOLIVAR  
AUTHORIZED SIGNATURE

THIS DOCUMENT CONSISTS OF 1 PAGE(S).

ORIGINAL