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4 June 2008

Mr. Keith Mahar
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Dear Mr. Mahar,

I am writing in response to your letters of May 14 and 16, 2008 addressed to the Commission Chairman, Konrad von Finckenstein.

In your letter of May 14 you refer to an exchange between yourself and Commissioner Rita Cugini at the February 2008 public hearing of the Commission, and correspondence from Commission Counsel Shari Fisher to yourself dated August 25, 2007. Both the exchange with Commissioner Cugini and the correspondence with Ms. Fisher concern a letter dated June 25, 1996 which was addressed to Mr. Christopher Leafloor and signed by Allan Darling, the then Secretary General of the CRTC. As I understand it, your concern relates to how this letter has been characterized. As the issue may be a function of terminology, I will attempt to clarify.

The June 25, 1996 letter was issued by the Secretary General in response to a complaint filed by Mr. Leafloor on behalf of his client, Cable Watch. The letter addresses four allegations made by Cable Watch concerning the enactment and subsequent application of section 18(6.3) of the then *Cable Television Regulation, 1986*. The letter indicates that copies of it were sent to Rogers, the Canadian Cable Television Association and Rosalie Daly Todd (Consumer's Association of Canada). However, in issuing the letter the Commission did not assign it a Decision or Public Notice number. Thus it was not published as a Decision with a Decision number as, for example, the Commission does when it renews a licence following a public process, rather it was issued as a letter in response to a complaint.

I trust this is helpful. You make this letter available as you wish.

Yours truly,

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Senior General Counsel

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