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Chairman Phil Mendelson  
at the request of the Mayor

A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To approve, on a temporary basis, the transfer of control of the open video franchisee Starpower Communications, L.L.C. and its District of Columbia (“District”) open video system from Radiate Holdings, L.P. to Stonepeak Associates IV, LLC.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the “Approval of the Transfer of Control of Open Video System Franchisee and Its Open Video System from Radiate Holdings, L.P. to Stonepeak Associates IV, LLC, Temporary Act of 2021”.

Sec. 2(a). The Council approves the transfer of control of Starpower Communications, L.L.C. (the “Franchisee”) and its open video system serving the District (the “Transfer”) from Radiate Holdings, L.P., (“Radiate”) to Stonepeak Associates IV, LLC (“Stonepeak”), in accordance with section 501 of the Office of Cable Television, Film, Music, and Entertainment Amendment Act of 2015, effective October 9, 2002 (D.C. Law 14-193; D.C. Official Code § 34-1255.01) and the franchise agreement between the Franchisee and the District dated March 14, 2019 (the “Franchise Agreement”).

(b) The Council’s approval of the Transfer is subject to the following conditions:

1 (1) That within 3 business days after the effective date of this act, the District  
2 and the Franchisee, RCN Telecom Services, L.L.C., Radiate Holdings GP, LLC  
3 (“RHGP”) on behalf of itself and Radiate, and Stonepeak (collectively the “Companies”)  
4 enter into a transfer agreement effective on or about June 30, 2021, and substantially in  
5 the form of the Transfer Agreement that was submitted by the Mayor to the Council on  
6 April 1, 2021 (“Transfer Agreement”); and

7 (2) That the Transfer conform to all terms and conditions  
8 described in the Transfer Agreement and the transfer petition filed by Starpower with the  
9 Office of Cable Television, Film, Music and Entertainment on December 17, 2020, as  
10 supplemented by responses to all subsequent information requests.

11 (c) If a condition specified in subsection (b) of this section is not satisfied, then  
12 the Council's approval of the Transfer shall become void.

13 (d) The Mayor may execute the Transfer Agreement on behalf of the District.

14 Sec. 3. Fiscal impact statement.

15 The Council adopts the fiscal impact statement of the Chief Financial Officer as  
16 the fiscal impact statement required by section 4a of the Legislative Procedures Act of  
17 1975, approved October 16, 1975 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

18 Sec. 4. Effective date.

19 (a) This act shall take effect following approval by the Mayor (or in the event  
20 of veto by the Mayor, action by the Council to override the veto), a 30-day period of  
21 Congressional review as provided in section 602 (c)(1) of the District of Columbia Home  
22 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02  
23 (c)(1)), and publication in the District of Columbia Register.

1 (b) This act shall expire after 225 days of its having taken effect.