

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

CITY OF ST. PETERSBURG FLORIDA,

Plaintiff,

vs.

Case No.: 8:07-CV-2105-T-24-MSS

BRIGHT HOUSE NETWORKS, LLC,

Defendant.

Consolidated With:

CITY OF TAMPA, FLORIDA,

Plaintiff,

vs.

Case No.:8:07-CV-2106-T-23-TBM

BRIGHT HOUSE NETWORKS, LLC.,

Defendant.

AFFIDAVIT OF MINDY SNYDER IN SUPPORT OF PLAINTIFFS'
MOTION FOR FINAL SUMMARY JUDGMENT

BEFORE ME, the undersigned authority, personally appeared Mindy Snyder, who, being by me first duly sworn, deposes and says:

1. I am an adult resident of Hillsborough County, Florida and have first hand knowledge of the information set forth in this affidavit.
2. I have been employed by the City of Tampa ("Tampa") in the Office of Cable Communications since 1985, and have served as Cable Television Manager for Tampa since October 5, 1998.
3. On or about August 8, 2007, Bright House advised Tampa that, effective December 11, 2007, it would be realigning its channel lineups throughout the entire Tampa Bay region, and that, as part of the realignment, Bright House would be relocating all public, educational, and governmental access channels ("PEG channels") throughout the Tampa Bay region to the lowest

digital tier of service on December 11, 2007. Under this scenario, subscribers - who received access to the PEG channels on the basic service tier - would be required to upgrade their subscription to the more expensive digital service tier in order for the subscribers to continue to have access to the PEG channels.

4. Bright House subsequently advised Tampa that if subscribers wished to continue to receive the PEG channels, but the subscribers did not wish to upgrade from the basic service tier to the more expensive digital tier of service, Bright House would make a converter box available to subscribers of the basic service tier, at a cost of \$1.00 per month per converter box for each television, in addition to the monthly cost for the basic service tier.

5. On December 11-12, 2007, pursuant to Bright House's realignment of its channel lineups, Bright House disenfranchised subscribers - who had theretofore been able to view PEG channels on a basic service tier without a converter box - from continuing to view PEG channels unless the subscribers either (a) upgraded from the basic service tier to the more expensive digital service tier, or (b) paid a monthly fee of \$1.00 for a converter box, in addition to the monthly cost for the basic service tier.

6. Tampa's local government access channel, City of Tampa Television ("CTTV"), which prior to December 11, 2007 had been located at channel 15 for both analog and digital subscribers, is extremely important to Tampa, and the public, and allows the viewers an opportunity to watch Tampa government in action.

7. Tampa's local government access channel, CTTV, has won several national awards for the quality and community benefits of its programming.


Mindy Snyder, Cable Television Manager
City of Tampa

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

BEFORE ME, the undersigned authority, personally appeared Mindy Snyder, who after being first duly sworn, states that the foregoing is true and correct to the best of her knowledge and belief.

WITNESS my hand and seal in the aforesaid State and County on this 5th day of March, 2008.

Stacie M. Ciucio
NOTARY PUBLIC
Printed Name: Stacie M. Ciucio
My Commission Expires: 10, 2010

personally known or
 produced _____ as identification

