## THIS FORM IS EFFECTIVE FOR ACCOUNTING PERIODS BEGINNING JANUARY 1, 2011 If you are filing for a prior accounting period, contact the Licensing Division for the correct form.

## SA1-2 Short Form

STATEME	ENT OF ACCOUNT	FOR COPYRIGH	IT OFFICE USE ONLY	Return to: Library of Congress <i>Copyright Office</i>			
	ry Transmissions by	DATE RECEIVED	AMOUNT	Licensing Division			
Cable Syste	ms (Short Form)		L C	101 Independence Ave. SE Washington, DC 20557-6400			
General instru	ctions are at the		Ş	(202) 707-8150			
	m [pages (i)-(vii)].	02/27/2019	ALLOCATION NUMBER	For courier deliveries,			
		02/21/2010		see page ii of the general instructions			
A	ACCOUNTING PERIOD COVERE	D BY THIS STATEMENT:					
Accounting Period	July 1-December 31, 2018						
B       Instructions: Your file has been established under the information given below. If there are any changes, draw a line through the incorrect information and print or type the correct information beside it. Give the full legal name of the owner of the cable system. If the owner is a subsidiary of another corporation, give the full corporate title of the subsidiary, not that of the parent corporation.         List any other name or names under which the owner conducts the business of the cable system. If there were different owners during the accounting period, only the owner on the last day of the accounting period should submit a single statement of account and royalty fee payment covering the entire accounting period.         Check here if this is the system's first filing. If not, enter the system's ID number assigned by the Licensing Division.         LEGAL NAME OF OWNER/MAILING ADDRESS OF CABLE SYSTEM         Vyve Broadband A, LLC							

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020242 2018/2

## 4 International Dr Suite 330 Rye Brook, NY 10573 INSTRUCTIONS: In line 1, give any business or trade names used to identify the business and operation of the system unless these С names already appear in space B. In line 2, give the mailing address of the system, if different from the address given in space B. System IDENTIFICATION OF CABLE SYSTEM: 1 MAILING ADDRESS OF CABLE SYSTEM: 2 Number, street, rural route, apartment, or suite number (City, town, state, zip code) Instructions: List each separate community served by the cable system. A "community" is the same as a "community unit" as defined D in FCC rules: "a separate and distinct community or municipal entitiv (including unincorporated communities within unincorporated areas and including single, discrete unincorporated areas)." 47 C.F.R. 76.5(dd). The first community that list will serve as a form

of system identification hereafter known as the "first community." Please use it as the first community on all future filings. Area Served Note: Entities and properties such as hotels, apartments, condiminiums, or mobile home parks should be reported in paratheses below the identified city. CITY OR TOWN STATE STATE CITY OR TOWN **New Boston** ТΧ First Community ТΧ Red River Army Depo MAUD ТΧ HOOKS ТΧ ТΧ DEKALB BOWIE COUNTY ТΧ

Privacy Act Notice: Section 111 of title 17 of the United States Code authorizes the Copyright Offce to collect the personally identifying information (PII) requested on this form in order to process your statement of account. PII is any personal information that can be used to identify or trace an individual, such as name, address and telephone numbers. By providing PII, you are agreeing to the routine use of it to establish and maintain a public record, which includes appearing in the Offce's public indexes and in search reports prepared for the public. The effects of not providing the PII requested is that it may delay processing of your statement of account and its placement in the completed record of statements of account, and it may affect the legal sufficiency of the fling, a determination that would be made by a court of law.

	LEGAL NAME OF OWNER OF C	ABLE SYSTEM:	:						STEM ID
Name	Vyve Broadband A, LLC	;							020242
	SECONDARY TRANSMISSION	SERVICE: SL	JBSCR	BERS AND RA	TES				
E	<b>In General:</b> The information in s			-	-	y transmission s	ervice of th	ne cable	
	system, that is, the retransmission of television and radio broadcasts by your system to subscribers. Give information about other services (including pay cable) in space F, not here. All the facts you state must be those existing on the								
Secondary							nose existi	ng on the	
Transmission Service: Sub-	last day of the accounting period Number of Subscribers: Both						le system	broken	
scribers and	down by categories of secondary								
Rates	each category by counting the nu								
	separately for the particular servi <b>Rate:</b> Give the standard rate c							e and the	
	unit in which it is generally billed. category, but do not include disc	ounts allowed	for adva	ance payment.					
	Block 1: In the left-hand block systems most commonly provide that applies to your system. Note	to their subsc	ribers.	Give the numbe	r of subsc	ribers and rate f	or each lis	ted category	
	categories, that person or entity subscriber who pays extra for ca	should be cour	nted as	a subscriber in	each appl	licable category.	Example:	a residential	
	first set" and would be counted o								
	Block 2: If your cable system I	has rate catego	ories foi	r secondary trar	nsmission				
	printed in block 1 (for example, ti with the number of subscribers a sufficient.					,			
		DCK 1					BLOC	< 2	
	BEC	NO. OF	-				DLOOI	NO. OF	
	CATEGORY OF SERVICE	SUBSCRIB	ERS	RATE	CAT	EGORY OF SEI	RVICE	SUBSCRIBERS	RATE
	Residential:								
	<ul> <li>Service to first set</li> </ul>		506	25.00					
	<ul> <li>Service to additional set(s)</li> </ul>								
	• FM radio (if separate rate)								
	Motel, hotel								
	Commercial		13	25.00					
	Converter								
	Residential								
	Non-residential								
				••••••					
	SERVICES OTHER THAN SEC	ONDARY TRA	NSMIS	SIONS: RATE	S				
-	In General: Space F calls for rat					Il your cable sys	tem's servi	ces that were	
F	not covered in space E, that is, th								
<b>.</b> .	service for a single fee. There ar	•			•		• • •		
Services Other Than	furnished at cost or (2) services of amount of the charge and the un								
Secondary	enter only the letters "PP" in the		usualiy	billeu. Il ally la	les ale ch	largeu on a vana	ine hei-hi	ografii basis,	
Fransmissions:	Block 1: Give the standard rat		he cabl	e system for ea	ch of the a	applicable servic	es listed.		
Rates	Block 2: List any services that your cable system furnished or offered during the accounting period that were not								
	listed in block 1 and for which a separate charge was made or established. List these other services in the form of a								
	brief (two- or three-word) description and include the rate for each.								
		BLO	CK 1					BLOCK 2	
	CATEGORY OF SERVICE	RATE	CATE	GORY OF SER	VICE	RATE	CATEG	ORY OF SERVICE	RATE
	Continuing Services:		Install	ation: Non-res	idential				
	Pay cable	19.95	• Mc	otel, hotel					
	<ul> <li>Pay cable—add'l channel</li> </ul>		• Co	mmercial					
	Fire protection		•Pa	y cable					
	•Burglar protection		•Pa	y cable-add'l ch	nannel				
	- <b>5</b> - 1	r	• Fir			1			
	Installation: Residential		- 1 11	e protection		1			
	• .	64.95		e protection rglar protection					
	Installation: Residential	64.95	• Bu	•					
	Installation: Residential • First set • Additional set(s)	64.95	• Bu Other	rglar protection services:		39.95			
	Installation: Residential • First set • Additional set(s) • FM radio (if separate rate)	64.95	•Bu Other •Re	rglar protection services: connect		39.95			
	Installation: Residential • First set • Additional set(s)	64.95	•Bu Other •Re •Dis	rglar protection services: connect sconnect					
	Installation: Residential • First set • Additional set(s) • FM radio (if separate rate)	64.95	•Bu Other •Re •Dis •Ou	rglar protection services: connect		<u>39.95</u> 20.00 39.95			

KTAL-Laff

KTAL-Cozi

KSHV-Escape

KSHV-Quest

Name	LEGAL NAME OF OWNE	R OF CABLE SYSTE	M:	S	YSTEM ID#			
Name	Vyve Broadband A	A, LLC			020242			
	PRIMARY TRANSMITTERS: TELEVISION							
G	carried by your cable syste	em during the accou	inting period, exce	g translator stations and low power television stations) pt (1) stations carried only on a part-time basis under				
Primary	FCC rules and regulations in effect on June 24, 1981, permitting the carriage of certain network programs [sections 76.59(d)(2) and (4), 76.61(e)(2) and (4), or 76.63 (referring to 76.61(e)(2) and (4))]; and (2) certain stations carried on a							
ransmitters: Television		ons: With respect t	o any distant statio	ons carried by your cable system on a substitute program				
		re in space G-but o	do list it in space I	(the Special Statement and Program Log)—if the				
	station was carried only			ied both on a substitute basis and also on some other				
	basis. For further inform	nation concerning s	ubstitute basis sta	ions, see page (v) of the general instructions. ion program services such as HBO, ESPN, etc.				
				ion's broadcasts are carried in its own community.				
				em carried the station. Identify each multicast stream n. For example, report multicast stream "WETA-2" as				
	the same on the form.	Ū.	, ,					
				work station, an independent station, or a noncommercial " (for network multicast), "I" (for independent), "I-M"				
	(for independent multicast	), "E" (for noncomm	ercial educational)	, or "E-M" (for noncommercial educational multicast).				
	For the meaning of these t	erms, see page (iv)	of the general ins	tructions.				
				s, list the community to which the station is licensed by the f the community with which the station is identifed.	е			
			y, give the name o					
	1. CALL	2. B'CAST	3. TYPE	6. LOCATION OF STATION				
	SIGN	CHANNEL	OF					
		NUMBER	STATION					
	KMSS-FOX	33	<b>I</b>	SHREVEPORT LA				
	KTBS-ABC	3	N	SHREVEPORT LA				
	KSHV-MNT	45	I	SHREVEPORT LA				
	KTAL-NBC	6	N	TEXARKANA TX				
	KPXJ-CW	21	<u> </u>	MINDEN LA				
	KSLA-CBS	12	N	SHREVEPORT LA				
	KLTS-PBS	24	E	SHREVEPORT LA				
	KSLA-GRITTV	12.2	I-M	SHREVEPORT LA				
	KTBS	3.3	I-M	SHREVEPORT LA				
	KPXJ-ANTENNATV	21.4	I-M	MINDEN LA				
	KPXJ-MOVIES	21.3	I-M	MINDEN LA				
	KTBS-WEATHER	3.2	I-M	SHREVEPORT LA				
	KSLA-BOUNCETV	12.3	І-М	SHREVEPORT LA				
	KPXJ-METV	21.2	I-M	MINDEN LA				
	KLTS-CREATE	24.3	E-M	SHREVEPORT LA				
	KLTS-PBS	24	E	SHREVEPORT LA				

I-M

I-M

I-M

I-M

TEXARKANA TX

TEXARKANA TX

SHREVEPORT LA

SHREVEPORT LA

6.2

6.3

45.2

45.3

## ACCOUNTING PERIOD: 2018/2

FORM SA1-2. F LEGAL NAME OF Vyve Broadl	F OWNER OF		/STEM:				SYSTEM ID# 020242	Name
	t every radio s	tation ca	rried on a separate and discre					Н
Special Instruct eceivable if (1) on the basis of it for detailed info Column 1: lo Column 2: S Column 3: lf isignal, indicate Column 4: G	ctions Conce it is carried by monitoring, to prmation about dentify the call tate whether to the radio stat this by placing Sive the station	rning All y the syst be receive t the the sign of e the statio ion's sign g a check n's locatio	-Band FM Carriage: Under C tem whenever it is received at ved at the headend, with the s Copyright Office regulations of each station carried. In is AM or FM. hal was electronically processes mark in the "S/D" column. on (the community to which the the community with which the	Copyright Office re t the system's hea system's FM anter on this point, see ed by the cable s e station is licens	egulations, an adend, and (2) nna, during ce page (v) of the ystem as a se ed by the FCC	FM sign it can b rtain sta genera parate a	al is generally e expected, ted intervals. I instructions. nd discrete	Primary Transmitters: Radio
CALL SIGN	AM or FM	S/D	LOCATION OF STATION	CALL SIGN	AM or FM	e/D	LOCATION OF STATION	
GALL SIGN		5/0		CALL SIGN		S/D		
	[							

FORM SA1-2. PAGE 5.

	LEGAL NAME OF OWNER OF	CABLE SYST	ΓEM:					SYSTEM ID#
Name	Vyve Broadband A, LL	С						020242
					<u>~</u>			
Substitute	SUBSTITUTE CARRIAGE: SPECIAL STATEMENT AND PROGRAM LOG In General: In space I, identify every nonnetwork television program broadcast by a distant station that your cable system carried on a substitute basis during the accounting period, under specific present and former FCC rules, regulations, or authorizations. For a further explanation of the programming that must be included in this log, see page (v) of the general instructions.							
Carriage:	1. SPECIAL STATEMENT	CONCER	NING SUBST	TITUTE CARRIAGE				
Special Statement and Program Log	During the accounting period broadcast by a distant stat	ion?	-	-	-		Yes	⊠No
	<b>Note:</b> If your answer is "No", leave the rest of this page blank. If your answer is "Yes," you must complete the program log in block 2.							
	2. LOG OF SUBSTITUTE In General: List each substi clear. If you need more spac Column 1: Give the title of period, was broadcast by a of under certain FCC rules, reg Do not use general categori "NBA Basketball: 76ers vs. I Column 2: If the program Column 3: Give the call s Column 4: Give the broa	tute progra ce, please a of every nor distant stati gulations, o es like "mor Bulls." n was broac sign of the s dcast statio	m on a separa attach additiona nnetwork televi on and that yo r authorizations vies" or "baske lcast live, enter station broadca on's location (th	al pages. ision program (substitute p ur cable system substitute s. See page (v) of the gen tball." List specific program r "Yes." Otherwise enter "I isting the substitute program the community to which the	brogram) that d for the pro eral instruction n titles, for ex No." am. e station is lic	t, during the ac gramming of a ons for further kample, "I Love ensed by the F	ccounting nother static information. e Lucy" or	
	<ul> <li>Column 4: Give the broadcast station's location (the community to which the station is licensed by the FCC or, in the case of Mexican or Canadian stations, if any, the community with which the station is identified).</li> <li>Column 5: Give the month and day when your system carried the substitute program. Use numerals, with the month first. Example: for May 7 give "5/7."</li> <li>Column 6: State the times when the substitute program was carried by your cable system. List the times accurately to the nearest five minutes. Example: a program carried by a system from 6:01:15 p.m. to 6:28:30 p.m. should be stated as "6:00–6:30 p.m."</li> <li>Column 7: Enter the letter "R" if the listed program was substituted for programming that your system was required to delete under FCC rules and regulations in effect during the accounting period; enter the letter "P" if the listed pro gram was substituted for programming that your system in effect on October 19, 1976.</li> </ul>							
						UBSTITUTE (		
	SI	UBSTITUT	E PROGRAM	1		OCCURRE		7. REASON
	1. TITLE OF PROGRAM	2. LIVE? Yes or No	3. STATION'S CALL SIGN	4. STATION'S LOCATION	5. MONTH AND DAY	6. TI	MES	FOR DELETION
							-	
					_			
			1		11	1		

FORM SA1-2. PAGE 6.		-
LEGAL NAME OF OWNER OF CABLE SYSTEM:	SYSTEM ID#	Name
Vyve Broadband A, LLC	020242	Name
GROSS RECEIPTS         Instructions: The figure you give in this space determines the form you fle and the amount you pay. Ent all amounts (gross receipts) paid to your cable system by subscribers for the system's secondary transm (as identified in space E) during the accounting period. For a further explanation of how to compute this a page (vii) of the general instructions.         Gross receipts from subscribers for secondary transmission service(s)         during the accounting period.         IMPORTANT: You must complete a statement in space P concerning gross receipts.	ission service	K Gross Receipts
<ul> <li>COPYRIGHT ROYALTY FEE Instructions: To compute the royalty fee you owe:</li> <li>Complete block 1, block 2, or block 3.</li> <li>Use block 1 if the amount of gross receipts in space K is \$137,100 or less</li> <li>Use block 2 if the amount of gross receipts in space K is more than \$137,100 but less than or equal to \$2 Use block 3 if the amount of gross receipts in space K is more than \$137,100 but less than or equal to \$2 Use block 3 if the amount of gross receipts in space K is more than \$263,800 but less than \$527,600 See page (vi) of the general instructions for more information</li> </ul>	263,800	L Copyright Royalty Fee
BLOCK 1: GROSS RECEIPTS OF \$137,100 OR LESS		
Instructions: As a cable system with gross receipts of \$137,100 or less, the royalty fee that you must pay for th accounting period is \$52.00 Line 1. Royalty fee for accounting period		
Line 2. Interest charge. Enter the amount from line 4, space Q, page 8	0.00	
Line 3. TOTAL ROYALTY FEE PAYABLE FOR ACCOUNTING PERIOD Add lines 1 and 2	\$ 52.00	
BLOCK 2: GROSS RECEIPTS OF \$263,800 OR LESS (but more than \$137,10		
1. Base amount under statutory formula         \$ 263,800.00		
2. Enter amount of gross receipts from space K		
3. Subtract line 2 from line 1		
4. Enter the amount of gross receipts from space K		
5. Enter the amount from line 3		
6. Subtract line 5 from line 4		
7. Multiply line 6 by .005 (enter figure here)		
8. Interest charge. Enter the amount from line 4, space Q, page 8	0.00	
9. TOTAL ROYALTY FEE PAYABLE FOR ACCOUNTING PERIOD. Add lines 7 and 8		
BLOCK 3: GROSS RECEIPTS OF MORE THAN \$263,800 (but less than \$527,	600)	
1. Enter the amount of gross receipts from space K		
2. Base amount under statutory formula		
3. Subtract line 2 from line 1		
4. Multiply line 3 by .01		
5. Royalty due on the first \$263,800 of gross recepits (under statutory formula)	1,319.00	
6. Interest charge. Enter the amount from line 4, space Q, page 8	0.00	
7. TOTAL ROYALTY FEE PAYABLE FOR ACCOUNTING PERIOD. Add lines 4, 5, and 6		
<b>IMPORTANT</b> : Your remittance must be in the form of an <i>electronic payment</i> payable to <i>Register of Copyrights</i> . See page general instructions for more information.	ge I of the	

	FORM SA1-2. PAGE 7					
LEGAL NAME OF OWNER OF CABLE SYSTEM: Vyve Broadband A, LLC	SYSTEM ID: 020242					
CHANNELS Instructions: You must give (1) the number of channels on which the cable system carried television broadcast to its subscribers and (2) the cable system's total number of activated channels, during the accounting period.	stations					
1. Enter the total number of channels on which the cable         system carried television broadcast stations	16					
2. Enter the total number of activated channels on which the cable system carried television broadcast stations and nonbroadcast services	235					
<b>INDIVIDUAL TO BE CONTACTED IF FURTHER INFORMATION IS NEEDED</b> (Identify an individual to whom we can write or call about this statement of account.)						
Name Marie Censoplano Telephone	914-235-8313					
Address <u>4 International Dr Suite 330</u> (Number, street, rural route, apartment, or suite number) Rye Brook, NY 10573 (City, town, state, zip)						
Email (optional) marie.censoplano@vyvebb.com Fax (optional) 914-234-836	3					
<b>CERTIFICATION</b> (This statement of account must be certifed and signed in accordance with Copyright Offce regu as explained in the general instructions.)	lations,					
• I, the undersigned, hereby certify that (Check one, but only one, of the boxes.)						
(Owner other than corporation or partnership) I am the owner of the cable system as identifed in line 1 of space	ce B; or					
(Agent of owner other than corporation or partnership) I am the duly authorized agent of the owner of the cab in line 1 of space B and that the owner is not a corporation or partnership; or	ble system as identified					
(Officer or partner) I am an officer (if a corporation) or a partner (if a partnership) of the legal entity identifed as a in line 1 of space B.	owner of the cable system					
• I have examined the statement of account and hereby declare under penalty of law that all statements of fact contained herein are true, complete, and correct to the best of my knowledge, information, and belief, and are made in good faith. [18 U.S.C., Section 1001(1986)]						
Handwritten signature: /s/ Daniel J White						
Typed or printed name: <b>Daniel J White</b>						
Title: SVP Financial Planning (Title of official position held in corporation or partnership)						
Date:2/26/2019						
	CHANNELS Instructions: You must give (1) the number of channels on which the cable system carried television broadcast to its subscribers and (2) the cable system's total number of activated channels, during the accounting period. 1. Enter the total number of channels on which the cable system carried television broadcast stations. 2. Enter the total number of activated channels on which the cable system carried television broadcast stations and nonbroadcast services .  INDIVIDUAL TO BE CONTACTED IF FURTHER INFORMATION IS NEEDED (identify an individual to whom we can write or call about this statement of account.)  Name Marie Censoplano Telephone Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or suite number) Rye Brock, NY 10573 (City town state, sportment, or account must be certified and signed in accordance with Copyright Office regulate sexplained in the general instructions.)  I (Owner other than corporation or partnership) 1 am the oduly authorized agent of the owner of the cable system as identified in line 1 of space (Agent of owner other than corporation or partnership) 1 am the duly authorized agent of the owner of the cable in line 1 of space B.  I have examined the statement of account and hereby declare under penalty of law that all statements of fact conta are true, complete, and correct to the best of my knowledge, information, and belef, and are made in good faith. [18 U.S.C., Section 1001(1986)]  Tuped or printed name: Daniel J White Tuped or of official position held in corporation or partn					

Privacy Act Notice: Section 111 of title 17 of the United States Code authorizes the Copyright Offce to collect the personally identifying information (PII) requested on this form in order to process your statement of account. PII is any personal information that can be used to identify or trace an individual, such as name, address and telephone numbers. By providing PII, you are agreeing to the routine use of it to establish and maintain a public record, which includes appearing in the Offce's public indexes and in search reports prepared for the public. The effects of not providing the PII requested is that it may delay processing of your statement of account and its placement in the completed record of statements of account, and it may affect the legal sufficiency of the fling, a determination that would be made by a court of law.

FORM	SA1-2.	PAGE	8

EGAL NAME OF OWNER OF CABLE SYSTEM: SYSTEM ID#	
/yve Broadband A, LLC 020242	Name
SPECIAL STATEMENT CONCERNING GROSS RECEIPTS EXCLUSIONS The Satellite Home Viewer Act of 1988 amended Title 17, section 111(d)(1)(A), of the Copyright Act by adding the following sentence: <ul> <li>"In determining the total number of subscribers and the gross amounts paid to the cable system for the basic service of providing secondary transmissions of primary broadcast transmitters, the system shall not include subscribers and amounts collected from subscribers receiving secondary transmissions pursuant to section 119." For more information on when to exclude these amounts, see the note on page (vii) of the general instructions. During the accounting period did the cable system exclude any amounts of gross receipts for secondary transmissions made by satellite carriers to satellite dish owners? X NO</li></ul>	P Special Statement Concerning Gross Receipts Exclusion
YES. Enter the total here and list the satellite carrier(s) below	
Name     Name       Mailing Address     Mailing Address	
You must complete this worksheet for those royalty payments submitted as a result of a late payment or underpayment. For an explanation of interest assessment, see page (viii) of the general instructions.	Q
Line 1 Enter the amount of late payment or underpayment	Interest Assessment
Line 2 Multiply line 1 by the interest rate* and enter the sum here	
x days	
Line 3 Multiply line 2 by the number of days late and enter the sum here	
Line 4 Multiply line 3 by 0.00274** enter here and on line 3, block 4, space L, (page 7)	
* To view the interest rate chart click on www.copyright.gov/licensing/interest-rate.pdf. For further assistance please contact the Licensing Division at (202) 707-8150 or licensing@loc.gov.	
** This is the decimal equivalent of 1/365, which is the interest assessment for one day late.	
NOTE: If you are fling this worksheet covering a statement of account already submitted to the Copyright Offce, please list below the owner, address, first community served, ID number, and accounting period as given in the original filing.	
Owner	
Address	
ID number	
First community served	
Accounting period	
Privacy Act Notice: Section 111 of title 17 of the United States Code authorizes the Copyright Offce to collect the personally identifying information (PII) request	

Privacy Act Notice: Section 111 of the 17 of the United States Code authorizes the Copyright Office to collect the personally identifying information (PII) requested on the form in order to process your statement of account. PII is any personal information that can be used to identify or trace an individual, such as name, address and telephone numbers. By providing PII, you are agreeing to the routine use of it to establish and maintain a public record, which includes appearing in the Office's public indexes and in search reports prepared for the public. The effects of not providing the PII requested is that it may delay processing of your statement of account and its placement in the completed record of statements of account, and it may affect the legal sufficiency of the fling, a determination that would be made by a court of law.