BOARD OF PUBLIC UTILITIES

MAIL ROOM

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May 29, 2015



Irene Kim Asbury, Secretary NJ Board of Public Utilities 44 South Clinton Avenue, 9th Floor Trenton, NJ 08625

CE15060639
In the Matter of the Petition of Comcast of South Jersey, LLC, for a Renewal Certificate Re: of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Woodbine, County of Cape May, State of New Jersey Our File No. 41000.3000

Dear Secretary Asbury:

Enclosed herewith please find the original and eleven (11) copies of the Verified Petition and Verification filed on behalf of Comcast of South Jersey, LLC ("Comcast"), along with three (3) copies of Comcast's public Application for Renewal of a Certificate of Approval ("Application"), with respect to the above-referenced matter. Said copies of the Application have been redacted so as to protect certain confidential information contained therein. Confidential copies of the Application are being submitted simultaneously under separate cover, along with Comcast's request for confidential treatment, pursuant to N.J.A.C. 14:1-12 et seq.

Kindly file the Petition and please return the extra copy of this letter and Petition stamped "RECEIVED" in the self-addressed, stamped envelope provided herein.

Thank you for your kind consideration. Should you have any questions or require additional information, please do not hesitate to contact us.

Very truly yours,

For the Firm

DCL:dp

cc:w/enc. Lawanda R. Gilbert, Acting Director (via first class mail)

Christopher J. White, Deputy Public Advocate (via first class mail

Lisa Garrison, Borough Clerk (via first class mail

Fred J. DeAndrea, Director of Government and Regulatory Affairs (via first class mail)

STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES OFFICE OF CABLE TELEVISION

SCARINCI & HOLLENBECK, LLC 1100 Valley Brook Avenue Lyndhurst, NJ 07071-0790 Phone: 201-896-4100 Attorneys for Petitioner Comcast of South Jersey, LLC

File No. 41000,3000

IN THE MATTER OF THE PETITION OF
COMCAST OF SOUTH JERSEY, LLC, FOR A)
RENEWAL CERTIFICATE OF APPROVAL)
TO CONTINUE TO CONSTRUCT, OPERATE)
AND MAINTAIN A CABLE TELEVISION)
SYSTEM IN AND FOR THE BOROUGH OF)
WOODBINE, COUNTY OF CAPE MAY,)
STATE OF NEW JERSEY)

VERIFIED PETITION

Docket No.

Comcast of South Jersey, LLC (hereinafter, "Comcast" or "Petitioner"), hereby petitions the Honorable Board of Public Utilities (the "Board"), pursuant to N.J.S.A. 48:5A-15, 16 and 17, and N.J.A.C. 14:18-13.6, for renewal of a Certificate of Approval to continue to construct, operate and maintain its cable television system ("System") in the Borough of Woodbine, Cape May County, New Jersey ("Borough" or "Woodbine"). In support of its Petition, Petitioner states as follows:

COUNT ONE

1. Comcast, a limited liability company duly organized under the laws of the State of Delaware, is a cable television company subject to the jurisdiction of the Office of Cable Television ("OCTV") and the Board, pursuant to N.J.S.A. 48:5A-1 et seq.

- Comcast maintains its principal offices at 4315 New Jersey Avenue, Wildwood,
 New Jersey 08260.
- 3. On or about July 1, 1981, pursuant to *N.J.S.A.* 48:5A-17, the Board issued in Docket No. 8010C-6729 a Certificate of Approval to TelePrompter Cable Communications Corporation ("TelePrompter") to provide cable television service within the Borough. A copy of said Certificate of Approval is on file at the OCTV.
- 4. On or about June 3, 1981, in Docket No. 814C-6777, the Board approved the merger of TelePrompter with and into Group W Cable, Inc. ("Group W").
- 5. On December 30, 1982, in Docket No. 8211C-6951, the Board approved the transfer of the cable systems owned and operated by Group W to Cablentertainment of New Jersey V ("Cablentertainment").
- 6. On or about December 18, 1986, in Docket No. CM86101185, the Board approved the transfer of the cable systems owned and operated by Cablentertainment to Sammons Communications of New Jersey, Inc. ("Sammons").
- 7. On or about February 28, 1996, pursuant to authorization granted by the Board in its Order of Approval in Docket No. CM95080358, approved the transfer of the cable television system serving Borough from Sammons to Lenfest Atlantic, Inc. ("Lenfest").
- 8. On or about October 21, 1998, in Docket No. CE97060388, pursuant to N.J.S.A. 48:5A-17(a) and (b), and N.J.S.A. 48:5A-28(c), the Board issued a Renewal Certificate of Approval to Lenfest to construct, operate and maintain the System in the Borough. A copy of the Renewal Certificate of Approval is on file at the OCTV.
- 9. On January 18, 2000, pursuant to the Order of Approval issued by the Board in Docket No. CM99110855, Lenfest became an indirect, wholly-owned subsidiary of Comeast Corporation. Subsequently, on or about September 13, 2000, Lenfest's name was formally

changed to Comcast Cablevision of South Jersey, Inc., which, effective May 13, 2004, was converted to Comcast of South Jersey, LLC, Petitioner herein.

- 10. On or about September 16, 2010, in Docket No. CE08100899, pursuant to N.J.S.A. 48:5A-16 and 17, the Board issued a Renewal Certificate of Approval to Petitioner for the continued construction, operation and maintenance of the System in and for the Borough. A copy of said Certificate of Approval is on file at the OCTV.
- 11. Pursuant to N.J.S.A. 48:5A-1 et seq. and N.J.A.C. 14:18-13.3(a)3, on or about January 17, 2013, Petitioner submitted an Application for Renewal of Municipal Consent (hereinafter the "Municipal Application") to continue to construct, operate and maintain the System in the Borough.
- 12. On or about May 2, 2013, a public hearing was held by the Borough with respect to Petitioner's Municipal Application, during which all interested persons desiring to be heard were so heard.
- 13. On or about February 5, 2015, the Borough adopted Ordinance No. 551-2015 (the "Ordinance") granting to Petitioner renewal of its Municipal Consent ("Renewal of Municipal Consent") to continue to construct, operate and maintain the System in the Borough. A copy of the Ordinance is annexed hereto as Exhibit A.
- 14. On or about March 3, 2015, Comcast filed its formal acceptance of the terms and conditions of the Renewal of Municipal Consent granted by the Borough, pursuant to N.J.S.A. 48:5A-24. A copy of said letter of acceptance is annexed hereto as Exhibit B.
- 15. The information pertaining to Comcast on file with the OCTV, together with the information contained in its Application for Renewal of a Certificate of Approval ("COA Application") pertaining to the Borough, simultaneously filed herewith, all of which is adopted

by reference thereto, establishes the requisite criteria for the continued construction, operation and maintenance of the System in the Borough by Comcast.

- operation of the System. Further, as indicated in the COA Application and other information on file with the OCTV, Comcast possesses the necessary financial responsibility and the ability to perform efficiently the proposed services and those services that may be required by the public convenience and necessity during the renewal period. The public convenience and necessity generally support the appropriateness of the issuance of a Renewal Certificate of Approval for the Borough to Comcast.
- 17. Comcast has complied, and will continue to comply, with all rules, regulations and laws applicable to the construction, operation and maintenance of the System and will continue to provide safe, adequate and proper cable television service in the Borough and the other municipalities in which it serves.

COUNT TWO

- 18. Comcast repeats paragraphs 1 through 17 of COUNT ONE as if set forth fully hereinafter.
- 19. As set forth in the COA Application and other information on file at the OCTV, the Systems operated by Comcast in the Borough is part of larger regional cable television systems serving numerous other municipalities contiguous to and surrounding the Borough.
- 20. As also set forth in the COA Application and other information on file at the OCTV, the Borough represents an integral part of the Comcast regional cable television systems serving the counties of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester and Salem. In addition, the demographics of the Borough, as well as its location and other factors,

mandate that cable television service be provided by Comcast as part of Comcast's regional systems.

- 21. The Borough portion of Comcast's Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester and Salem County regional cable systems is necessary for the continued provision of safe, adequate and economical cable television service to the citizens and residents of the Borough and the larger cable television systems generally. Further, continuation of Comcast's operating authority in the Borough will avoid an unreasonable duplication of services that would otherwise be detrimental to the development of adequate cable television service.
- 22. Comcast is entitled to a renewal of its Certificate of Approval for the Borough, pursuant to the provisions of Section 17(b) of the New Jersey Cable Television Act, N.J.S.A. 48:5A-1 et seq.
- 23. Comcast believes that a Renewal Certificate of Approval for the Borough of Woodbine is necessary and proper for the public convenience and will serve the public interest for reasons which include, inter alia, the following:
- a. The grant of a Renewal Certificate of Approval to Comcast will ensure the continued provision of cable television service to the residents of the Borough;
- b. The services provided by Comcast as set forth in its COA Application are
 of great benefit to the citizens and residents of the Borough;
- c. The financial strength and technical expertise of Comcast are more than adequate to continue to construct, operate and maintain its cable television system in the Borough; and
- d. Comcast, its officers and its directors, have vast experience in all aspects of cable television. In particular, they possess and represent the highest degree of technical and

engineering competence, significant administrative experience and a demonstrated

responsiveness to community needs. In addition to the Borough, Comcast and other Comcast

affiliates hold Certificates of Approval or other authorization to construct, operate and maintain

cable television systems in more than 340 municipalities in New Jersey, as well as additional

communities in 38 other states and the District of Columbia.

WHEREFORE, Comcast hereby requests that the Honorable Board of Public Utilities

issue to Petitioner a Renewal Certificate of Approval to continue to construct, operate and

maintain a cable television system in and for the Borough of Woodbine.

Respectfully submitted,

SCARINCI & HOLLENBECK, LLC

Attorneys for Petitioner

Comcast of South Jersey, LLC

Dated: May 29, 2015

4843-4363-5491, v. 1

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STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES OFF ICE OF CABLE TELEVISION

SCARINCI & HOLLENBECK, LLC

1100 Valley Brook Avenue Lyndhurst, NJ 07071-0790 Phone: 201-896-4100 Attorneys for Petitioner

Comcast of South Jersey, LLC

File No. 41000.3000

IN THE MATTER OF THE PETITION OF
COMCAST OF SOUTH JERSEY, LLC, FOR A)
RENEWAL CERTIFICATE OF APPROVAL
TO CONTINUE TO CONSTRUCT, OPERATE
AND MAINTAIN A CABLE TELEVISION
SYSTEM IN AND FOR THE BOROUGH OF
WOODBINE, COUNTY OF CAPE MAY,
STATE OF NEW JERSEY

VERIFICATION

Docket No.

FRED J. DeANDREA hereby certifies as follows:

- 1. I am Director of Government and Regulatory Affairs of Comcast of South Jersey, LLC, Petitioner in the within matter.
- 2. I am familiar with the nature and contents of the Petition to which this Verification is annexed.
- 3. The allegations of the Petition are true and accurate to the best of my knowledge, information and belief.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me is willfully false, I may be subject to punishment.

Fred J. DeAndrea

Dated: May 25, 2015