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ATTORNEYS AT LAW

~ Founded 1912 -

September 4, 2015

#### Via First Class Mail

Irene Kim Asbury, Secretary Board of Public Utilities 44 South Clinton Avenue, 9th Floor PO Box 350 Trenton, New Jersey 08625-0350

CE 15091034

In the Matter of the Application of CSC TRK, LLC d/b/a Cablevision of Raritan Valley Re: for Renewal of a Certificate of Approval to Operate and Maintain a Cable Television System in the Borough of Metuchen, County of Middlesex, State of New Jersey

Dear Ms. Asbury:

Enclosed please find with regard to the above referenced matter, an original and eleven (11) copies of a Verified Petition, Exhibits A through E, filing fee in the amount of \$200.00 and Proof of Service. Kindly file the same and return a conformed copy to my office in the enclosed envelope.

Respectfully submitted,

SCHENCK, PRICE, SMITH & KING

James Eric Andrews

JEA/rmr Enclosures

cc:

Lawanda Gilbert, Acting Director – OCTV (w/o encl.)

Karen Marlowe, OCTV (w/encl.)

Clifford Harris, Esq., Cablevision (w/encl.)

Richard Barnes, Gov't Affairs, Cablevision (w/encl.)

Michael Olsen, Esq., Cablevision (w/o encl.)

Kathryn Cirulli, Clerk, Borough of Metuchen, (w/encl. via Certified Mail)



SCHENCK, PRICE, SMITH & KING, LLP

P.O. Box 991
220 Park Avenue
Florham Park, NJ 07932
(973) 539-1000
Attorneys for Petitioner, CSC TKR, LLC
d/b/a Cablevision of Raritan Valley

## RECEIVED

SEP 1 0 2015

BOARD OF PUBLIC UTILITIES
MAIL ROOM

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

IN THE MATTER OF THE APPLICATION OF CSC TKR, LLC D/B/A CABLEVISION OF RARITAN VALLEY FOR RENEWAL OF A CERTIFICATE OF APPROVAL TO CONTINUE TO OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE BOROUGH OF METUCHEN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

DOCKET NO.

VERIFIED PETITION FOR RENEWAL OF CERTIFICATE OF APPROVAL

CSC TKR, LLC d/b/a Cablevision of Raritan Valley, a limited liability company existing under the laws of the State of Delaware (hereinafter "Cablevision") and having its place of business at 275 Centennial Avenue, Piscataway, New Jersey 08854, hereby states in support of the within Petition:

Cable Television Act, N.J.S.A. 48:5A-3(g), and is the current holder of a Certificate of Approval issued by this Honorable Board on July 6, 2005, for the construction, operation and maintenance of a cable system in the Borough of Metuchen (hereinafter "Borough"), County of Middlesex, State of

New Jersey. The Certificate of Approval expired on July 6, 2015. A copy of the Certificate of Approval is attached hereto as Exhibit A and a copy of the Borough's Ordinance No. 2004-19 is attached hereto as Exhibit B.

- 2. On September 24, 2012, Cablevision provided notice to the Borough of its desire to initiate renewal proceedings pursuant to 47 <u>U.S.C.</u> § 521, <u>et seq.</u>, as amended. A copy of said correspondence is attached hereto as Exhibit C.
- 3. Cablevision provided its Application for Municipal Consent to the Borough pursuant to N.J.S.A. 48:5A-23 and Section 626 of the Federal Cable Act. Three copies of Cablevision's Application for a Cable Television Franchise will be filed under separate cover with this Board's Office of Cable Television.
- 4. On February 17, 2015, the Borough adopted Municipal Ordinance No. 2015-01, renewing the consent of the Borough for Cablevision to own, operate and maintain a cable system within the Borough for a term of fifteen (15) years from the date of issuance of the Certificate of Approval requested herein. A copy of Ordinance No. 2015-01 is attached hereto as Exhibit D.
- By letter dated July 7, 2015, Cablevision accepted the terms of the Borough's
   Ordinance. A copy of said correspondence is attached hereto as Exhibit E.
- 6. Cablevision maintains a local office for the use of its customers at 275 Centennial Avenue, Piscataway, New Jersey 08854.
- 7. Cablevision has been operating its cable system within the Borough in compliance with applicable federal and state law and in conformance with the rules, regulations and orders of the Board. Cablevision has fulfilled its material commitments set forth in the existing Certificate of

Approval.

8. The granting of the within Petition for renewal of Cablevision's Certificate of Approval is necessary and proper for the public convenience and will serve the public interest as Cablevision has the financial, legal and technical ability to provide the proposed cable services during the term of the renewal.

WHEREFORE, CSC TKR, LLC d/b/a Cablevision of Raritan Valley respectfully requests that the Board of Public Utilities issue to it a renewal Certificate of Approval for the continued operation of its cable system in the Borough of Metuchen, County of Middlesex, State of New Jersey, for a period of fifteen (15) years from the date of issuance of the Certificate of Approval requested herein.

SCHENCK, PRICE, SMITH & KING, LLP Attorneys for Petitioner

By: JAMES ERIC ANDREWS

Dated: September 4, 2015

ALL COMMUNICATIONS REGARDING THIS VERIFIED PETITION SHOULD BE ADDRESSED TO SCHENCK, PRICE, SMITH & KING, LLP, ATTORNEYS FOR PETITIONER CSC TKR, LLC, D/B/A CABLEVISION OF RARITAN VALLEY, 220 PARK AVENUE, P.O. BOX 991, FLORHAM PARK, NEW JERSEY 07932, ATTENTION: JAMES ERIC ANDREWS, ESQ., (973) 539-1000.

### VERIFICATION

STATE OF NEW YORK:

SS.:

**COUNTY OF NASSAU:** 

Michael Olsen, of full age, being duly sworn according to law, deposes and says:

- I am Senior Vice President of Legal Legislative and Regulatory Affairs, for CSC TKR, LLC d/b/a Cablevision of Raritan Valley.
- 2. I have read the attached Petition, including the exhibits attached thereto, and state that the statements contained therein are true and correct to the best of my knowledge, information and belief.

Michael Olsen

Sworn and subscribed to before me this 2014 day of Sephender 2015

Robert Hoch

Notary Public

Westchester County, New York

02406002764

Commission Expires 2/17/2018