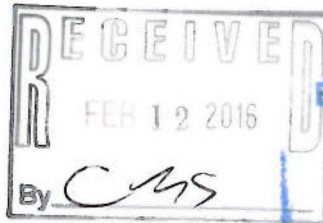


DENNIS C. LINKEN | Partner
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February 11, 2016

Irene Kim Asbury, Secretary
NJ Board of Public Utilities
44 South Clinton Avenue
3rd Floor, Suite 314
Trenton, NJ 08625



Board of Public Utilities

FEB 12 2016

MAIL RECEIVED

CE16020118

Re: In the Matter of the Petition of Comcast of Garden State L.P., for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of Florence, County of Burlington, 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 Garden State L.P. ("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,

Dennis Linken /dp

Dennis C. Linken
For the Firm

DCL:dp

cc:w/enc. Lawanda R. Gilbert, Director (via first class mail)
Maria T. Novas-Ruiz, Assistant Deputy Rate Counsel (via first class mail)
Joy Weiler, Township Clerk (via first class mail)
Fred J. DeAndrea, Director of Government and Regulatory Affairs (via first class mail)

CMS
LEGAL
DIAG
RPA
CABLE(6)

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

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(201) 896-4100
Attorneys for Petitioner
Comcast of Garden State L.P.
File No. 41000.3000

Board of Public Utilities

FEB 12 2016

MAIL RECEIVED

IN THE MATTER OF THE PETITION OF)
COMCAST OF GARDEN STATE L.P., FOR A)
RENEWAL CERTIFICATE OF APPROVAL TO)
CONTINUE TO CONSTRUCT, OPERATE AND)
MAINTAIN A CABLE TELEVISION SYSTEM IN)
AND FOR THE TOWNSHIP OF FLORENCE,)
COUNTY OF BURLINGTON, STATE OF NEW)
JERSEY)
_____)

VERIFIED PETITION

Docket No.

Comcast of Garden State L.P. (hereinafter "Comcast" or "Petitioner"), hereby petitions the Honorable Board of Public Utilities (the "Board"), pursuant to 47 U.S.C. §546(c), N.J.S.A. 48:5A-15, -16 and -17, N.J.A.C. 14:17-6.9 and N.J.A.C. 14:18-13.1 *et seq.*, for renewal of a Certificate of Approval. In support of its Petition, Petitioner states as follows:

COUNT ONE

1. Comcast, a limited partnership 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 & Telecommunications ("OCTV&T&T") and the Board, pursuant to N.J.S.A. 48:5A-1 *et seq.*

2. Comcast maintains its principal offices at 1250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034.

3. On or about October 12, 1979, in Docket No. 797C-6520, 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 Certificate of Approval to Audubon Electronics, Inc. ("Audubon") to provide cable television service in the Township of Florence, County of Burlington, State of New Jersey ("Township" or "Florence"). A copy of said Certificate is on file with the OCTV&T.

4. On November 6, 1980, in Docket No. 8010C-6721, the Board approved the transfer of the Certificate of Approval with respect to the Township from Audubon to New York Times Cable Company of New Jersey ("NYT").

5. On July 26, 1989, in Docket No. CM89030342, the Board approved the sale of NYT's cable television system, including the transfer of the Certificate of Approval with respect to the Township, to Garden State Cablevision, L.P. ("Garden State").

6. On December 19, 1998, in Docket No. CE95010007, the Board issued to Garden State a Renewal Certificate of Approval to continue to provide cable television service in the Township. A copy of said Renewal Certificate is on file with the OCTV&T.

7. On or about January 5, 2000, in Docket No. CM99110855 the Board authorized the merger Lenfest Communications, Inc., which owned a 50% interest in Garden State, with and into a wholly-owned indirect subsidiary of Comcast Corporation, which owned the remaining 50% interest. As a result of said merger, Garden State, subsequently renamed Comcast of Garden State L.P., Petitioner herein, became indirectly wholly-owned by Comcast Corporation.

8. 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 July 15, 2011, Petitioner submitted an Application for Renewal of Municipal Consent

(hereinafter the "Municipal Application") to continue to construct, operate and maintain a cable television system ("System") in the Township.

9. On or about November 9, 2011, a public hearing was held by the Township with respect to Petitioner's Municipal Application, during which all interested persons desiring to be heard were so heard.

10. On or about September 16, 2015, the Township adopted Ordinance No. 2015-20 (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 Township. A copy of the Ordinance is annexed hereto as Exhibit A.

11. On or about October 1, 2015, Comcast filed its formal acceptance of the terms and conditions of the Renewal of Municipal Consent granted by the Township, pursuant to N.J.S.A. 48:5A-24. A copy of said letter of acceptance is annexed hereto as Exhibit B.

12. The information pertaining to Petitioner on file with the OCTV&T, together with the information contained in its Application for Renewal of a Certificate of Approval ("COA Application"), simultaneously submitted herewith, all of which is adopted by reference thereto, establishes the requisite criteria for the continued construction, ownership, operation and management of the System in Florence by Comcast.

13. Comcast possesses the requisite character and suitability for the continued operation of the System. Further, as indicated in the COA Application and other information on file with the OCTV&T, Comcast possesses the necessary financial integrity and the ability to perform efficiently the proposed services and those services which 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 to Petitioner.

14. Petitioner 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 Township of Florence and the other municipalities in which it serves.

COUNT TWO

15. Comcast repeats paragraphs 1 through 14 of COUNT ONE as if set forth fully hereinafter.

16. As set forth in the Municipal Application, the COA Application and other information on file at the OCTV&T, the System operated by Comcast in the Township is part of larger regional Comcast and Comcast-affiliated cable television systems serving numerous other municipalities contiguous to and surrounding the Township.

17. As also set forth in the Municipal Application, the COA Application and other information on file at the OCTV&T, the Township represents an integral part of the Comcast and Comcast-affiliated regional cable television systems serving the counties of Camden, Burlington, Gloucester, Ocean and Salem. In addition, the demographics of the Township, as well as its location and other factors, mandate that cable television service be provided by Comcast as part of Comcast's and its affiliates' regional systems.

18. The Township portion of Comcast's and its affiliates' Camden, Burlington, Gloucester, Ocean 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 Township and the larger cable television systems generally. Further, continuation of Comcast's operating authority in the Township will avoid an unreasonable duplication of services which would otherwise be detrimental to the development of adequate cable television service.

19. Comcast is entitled to a renewal of its Municipal Consent and Certificate of Approval, pursuant to the provisions of Section 17(b) of the New Jersey Cable Television Act, N.J.S.A. 48:5A-1 et seq.

20. Comcast believes that a Renewal Certificate of Approval for the Township of Florence 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 safe, adequate and proper cable television service to the residents of the Township;

(b) The services provided and to be provided by Comcast as set forth in its Municipal Application and its COA Application are and will be of great benefit to the citizens and residents of the Township;


(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 Township of Florence; and

(d) Comcast, its officers and 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 Florence, Comcast and its 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.

WHEREFORE, it is requested that this Honorable Board of Public Utilities issue to Comcast of Garden State L.P., a Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in the Township of Florence.

Respectfully submitted,

SCARINCI & HOLLENBECK, LLC
Attorneys for Petitioner
Comcast of Garden State L.P.

By: 
Dennis C. Linken

Dated: February 11, 2016