

**DENNIS C. LINKEN, Partner**  
dlinken@sh-law.com  
Phone: 201-896-7057 | Direct Fax: 201-896-7058

RECEIVED  
CASE MANAGEMENT

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MAIL ROOM

February 16, 2018

FEB 20 2018

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**Via FedEx Overnight Mail**

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

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

BOARD OF PUBLIC UTILITIES  
TRENTON, NJ

CE18020187

Re: 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 Township of Franklin, County of Gloucester, 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,

*Dennis Linken /dp*

Dennis C. Linken  
For the Firm  
DCL/dp

CMC  
LEGAL  
DAG  
RPA  
CABLE (6)

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

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

SCARINCI & HOLLENBECK, LLC  
1100 Valley Brook Avenue  
Lyndhurst, New Jersey 07071-0790  
(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 TOWNSHIP OF FRANKLIN, )  
COUNTY OF GLOUCESTER, 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 Township of Franklin, Gloucester County, New Jersey (“Township” or “Franklin”). 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 & Telecommunications (“OCTV&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 December 17, 1982, in Docket No. 8112C-6858, 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 Penn Communications, Inc. ("Penn") for the construction, operation and maintenance of the System in and for the Township. A copy of said Certificate of Approval is on file at the OCTV&T.

4. On or about February 20, 1985, in Docket No. 8412C-7133, the Board approved the transfer of the System, including the Certificate of Approval pertaining to the Township, from Penn to Signet Cablevision Limited Partnership VII ("Signet").

5. On or about July 15, 1988, in Docket No. CM88050684, the Board approved the transfer of the System, including the Certificate of Approval pertaining to the Township, from Signet to South Jersey Cablevision Limited Partnership ("South Jersey").

6. On or about March 31, 1993, in Docket No. CM92101022, the Board approved the transfer of the System, including the Certificate of Approval pertaining to the Township, from South Jersey to South Jersey Cablevision Associates ("SJCA").

7. On or about February 22, 1995, in Docket No. CE93120540, pursuant to N.J.S.A. 48:5A-16 and 17, the Board issued a Renewal Certificate of Approval to SJCA for the continued construction, operation and maintenance of the System in and for the Township. A copy of said Renewal Certificate of Approval is on file at the OCTV&T.

8. On or about May 20, 1996, in Docket Nos. CM95050238 and. CM95120611, the Board approved, respectively, the acquisition of the System, including the Certificate of Approval pertaining to the Township, by Lenfest South Jersey Investments, Inc. ("LSJI"), and the merger of LSJI with and into Lenfest Atlantic, Inc. ("Lenfest").

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 Comcast 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 14, 2006, in Docket No. CE06060433, pursuant to N.J.S.A. 48:5A-16 and 17, the Board issued a Renewal Certificate of Approval to Comcast (the "2006 Certificate of Approval") for the continued construction, operation and maintenance of the System in and for the Township. A copy of said 2006 Certificate of Approval is on file at the OCTV&T.

11. The 2006 Renewal Certificate of Approval, in accordance with its underlying municipal consent ordinance, reflected and included an automatic renewal provision, pursuant to which the Franklin franchise would be subject to automatic renewal for a period of ten (10) years following its scheduled expiration date of December 17, 2017.

12. As set forth under N.J.A.C. 14:18-13.6, applicable to ordinances which provide for automatic renewal, in the absence of notice at least 60 days prior to expiration of the initial term of a franchise from either the cable television company or the municipality of its intention to not renew, a franchise will be deemed to automatically renew.

13. Neither the Township nor Comcast provided notice of its intention to not renew the Franklin franchise pursuant to N.J.A.C. 14:18-13.6 prior to the deadline set forth therein for such action, as confirmed in Comcast's letter to the Township dated November 17, 2017, a copy of which is annexed hereto as Exhibit A. As set forth therein, Comcast further confirmed its intention to exercise its rights under the automatic renewal provision of the 2006 Renewal Certificate of Approval.

14. As a result of the foregoing, Comcast's franchise in Franklin shall be deemed to automatically renew.

15. Accordingly, pursuant to N.J.A.C. 14:18-13.6, Comcast hereby requests approval and implementation of the automatic renewal provision of the 2006 Renewal Certificate of Approval granted in Docket No. CE06060433, to continue to construct, operate and maintain the System in the Township.

16. The information pertaining to Petitioner on file with the OCTV&T, together with the information contained in Petitioner's Application for Renewal of a Certificate of Approval ("COA Application") pertaining to the Township, simultaneously filed herewith, all of which is adopted by reference thereto, establish the requisite criteria for the continued construction, ownership, operation and management of the System in Franklin by Comcast.

17. 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 responsibility 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.

18. 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 Franklin and the other municipalities in which it serves.



## COUNT TWO

19. Comcast repeats paragraphs 1 through 18 of COUNT ONE as if set forth fully hereinafter.

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

21. As also set forth in the COA Application, the Township represents an integral part of the regional Comcast cable television systems serving the counties of Atlantic, Burlington, Camden, Gloucester and Salem. In addition, the demographics of Franklin, 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.

22. The Township portion of Comcast's and its affiliates' Atlantic, Burlington, Camden, 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 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.

23. Comcast is entitled to a renewal of its 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.

24. Comcast believes that an Automatic Renewal Certificate of Approval for the Township of Franklin 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 an Automatic Renewal Certificate of Approval to Comcast will ensure the continued provision of cable television service to the residents of the Township;
- b. The services to be provided by Comcast set forth in its COA Application are 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 System in the Township; 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 Franklin, 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 and the District of Columbia.

WHEREFORE, Petitioner Comcast of South Jersey, LLC, hereby requests that the Honorable Board of Public Utilities issue to Petitioner an Automatic Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in and for the Township of Franklin.

Respectfully submitted,

SCARINCI & HOLLENBECK, LLC  
Attorneys for Petitioner  
Comcast of South Jersey, LLC

By: *Dennis Linken /dp*  
Dennis C. Linken

Dated: February 16, 2018

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

SCARINCI & HOLLENBECK, LLC  
1100 Valley Brook Avenue  
Lyndhurst, New Jersey 07071-0790  
(201) 896-4100  
Attorneys for Petitioner  
Comcast of South Jersey, LLC  
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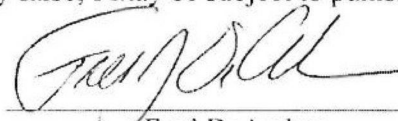
VERIFICATION

Docket No.

Fred DeAndrea, hereby certifies as follows:

1. I am Senior Director of Government and Regulatory Affairs of Comcast 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 are willfully false, I may be subject to punishment.

  
\_\_\_\_\_  
Fred DeAndrea

Dated: February 16, 2018