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RECEIVED
CASE MANAGEMENT

October 17, 2018

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Via FedEx Overnight Mail

Aida Camacho-Welch, 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

CE 18101144

Re: In the Matter of the Petition of Time Warner Cable New York City LLC, I/k/a Charter Communications, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Teterboro, County of Bergen, State of New Jersey
Our File No. 41008.1000

Dear Secretary Camacho-Welch:

Enclosed herewith please find the original and eleven (11) copies of the Verified Petition and Verification filed on behalf of Time Warner Cable New York City LLC, I/k/a Charter Communications ("Charter"), along with three (3) copies of Charter'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 Charter's request for confidential treatment, pursuant to N.J.A.C. 14:1-12 et seq.

Kindly file the Petition and Application and please return the extra copy of this letter, the Petition and the Application 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,

Laura M. Miller

Laura M. Miller

For the Firm

LMM/dp

- cc/w/enc. Lawanda R. Gilbert, Director (via Fedex Overnight Mail)
- Karen A. Marlowe, Administrative Analyst 4 (via Fedex Overnight Mail)
- Stefanie A. Brand, Director (via first class mail)
- Maria T. Novas-Ruiz, Assistant Deputy Rate Counsel (via first class mail)
- Virginia A. Alcuri, Borough Clerk (via first class mail)
- Rodney S. Capel, Vice President, State Government Affairs (via email)

4839-4980-2360, v. 1

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DAE
RPA
CABLE

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

SCARINCI & HOLLENBECK, LLC
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(201) 896-4100
Attorneys for Petitioner
Time Warner Cable New York City LLC, 1/k/a Charter Communications
Our File No. 41008.1000

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IN THE MATTER OF THE PETITION OF)
TIME WARNER CABLE NEW YORK CITY)
LLC, 1/k/a CHARTER COMMUNICATIONS,)
FOR A RENEWAL CERTIFICATE OF)
APPROVAL TO CONTINUE TO)
CONSTRUCT, OPERATE AND MAINTAIN A)
CABLE TELEVISION SYSTEM IN AND FOR)
THE BOROUGH OF TETERBORO, COUNTY)
OF BERGEN, STATE OF NEW JERSEY)

VERIFIED PETITION

Docket No.

Time Warner Cable New York City LLC, 1/k/a Charter Communications (hereinafter “Charter” or “Petitioner”), hereby petitions the Honorable Board of Public Utilities (the “Board”), pursuant to 47 U.S.C. §546, N.J.S.A. 48:5A-15, -16, and -17, N.J.A.C. 14:18-13.6 and N.J.A.C. 14:17-6.6, for a Renewal Certificate of Approval to continue to construct, operate and maintain its cable television system (“System”) in the Borough of Teterboro, Bergen County, New Jersey (“Teterboro” or the “Borough”).

In support of its Petition, Charter states as follows:

COUNT ONE

1. Charter is a duly organized limited liability company formed under the laws of the State of Delaware, and maintains its principal local offices at 200 Roosevelt Place, Palisades Park, New Jersey 07650.

2. Pursuant to N.J.S.A. 48:5A-1 et seq., Charter is a cable television company subject to the jurisdiction of the Office of Cable Television & Telecommunications (“OCTV&T”) and the Board.

3. The Petitioner, through wholly-owned subsidiaries, is 100% owned by Charter Communications, Inc., a publicly traded corporation and the parent company of all of the “Charter” cable television entities throughout the country. Charter Communications, Inc. is the nation’s second largest cable television company, serving more than 26 million subscribers.

4. Petitioner provides cable service to fourteen (14) municipalities in Northern New Jersey (the “Bergen System”) pursuant to municipal consent ordinances issued by said municipalities and Certificates of Approval issued by the Board with respect thereto.¹

5. Charter has continued to provide safe, adequate and proper cable television service in the municipalities it serves since its acquisition of the Bergen System.

6. Pursuant to N.J.S.A. 48:5A-17(a) and (b) and -28(c), on or about September 4, 1981, in Docket No. 812C-6748, the Board issued a Certificate of Approval to Vision Cable Television Company (“Vision Cable”) to construct, operate and maintain the System in the Borough. A copy of said Certificate of Approval is on file at the OCTV&T.

7. On or about March 13, 1995, in Docket No. CM94110531, the Board approved the transfer of the System from Vision Cable to Time Warner Entertainment-Advance/Newhouse Partnership (“TWE-A/N”).

8. Pursuant to N.J.S.A. 48:5A-15 and -16, on or about March 5, 1998, in Docket No. CE97090680, the Board issued a Renewal Certificate of Approval to TWE-A/N for the

¹ The Bergen System is comprised of the municipalities of Cliffside Park, Edgewater, Englewood, Englewood Cliffs, Fairview, Fort Lee, Leonia, Little Ferry, Moonachie, Palisades Park, Ridgefield, Ridgefield Park and Teterboro in Bergen County, and Guttenberg in Hudson County.

continued construction, operation and maintenance of the System in the Borough. A copy of said Renewal Certificate is on file at the OCTV&T.

9. On or about January 31, 2001, in Docket No. CM00080556, the Board approved the transfer of the System from TWE-A/N to TWFanch-One Co., d/b/a Time Warner Cable (“TWFanch”). Said transfer was part of an internal reorganization and was from one Time Warner Cable controlled entity to another.

10. On or about December 31, 2009, pursuant to an Order of Approval dated December 17, 2009, in Docket No. CM09080719, Time Warner Entertainment Company, L.P., d/b/a Time Warner Cable (“TWE”), succeeded to the rights of TWFanch with respect to ownership and operation of the System. Said transfer was part of an internal reorganization and was from one Time Warner Cable controlled entity to another.

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 March 17, 2011, TWE submitted an Application for Renewal of Municipal Consent (hereinafter the “Municipal Application”) to the Borough to continue to construct, operate and maintain the System in the Borough.

12. On or about June 14, 2011, 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 September 30, 2012, pursuant to an Order of Approval dated September 13, 2012, in Docket No. CM12030252, Time Warner Cable New York City LLC, d/b/a Time Warner Cable (“TWCNYC”), petitioner herein, succeeded to the rights of TWE with respect to ownership and operation of the System. Said transaction was part of an internal reorganization and was from one Time Warner Cable controlled entity to another.

14. On or about May 18, 2016, pursuant to authorization set forth in an Order of the Board dated March 31, 2016, in Docket No. CM15070770, TWCNYC became a wholly-owned indirect subsidiary of Charter Communications, Inc.

15. On or about March 28, 2018, the Borough adopted Ordinance No. 568 (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 said Ordinance is annexed hereto as Exhibit A.

16. On or about May 2, 2018, Charter 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.

17. The information pertaining to Petitioner on file with the OCTV&T, together with the information contained in Petitioner’s Municipal Application and its Application for Renewal of a Certificate of Approval (“COA Application”), simultaneously filed 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 Teterboro by Charter.

18. Charter possesses the requisite character and suitability for the continued operation of the System. Further, as indicated in the Municipal Application, the COA Application and other information on file with the OCTV&T, Charter possesses the necessary financial responsibility and 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.

19. 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 Teterboro and the other municipalities in which it serves.

COUNT TWO

20. Charter repeats paragraphs 1 through 19 of COUNT ONE as if set forth fully hereinafter.

21. As set forth in the COA Application and other information on file at the OCTV&T, the System operated by Charter in the Borough is part of the Bergen System, a larger regional cable television system serving numerous other municipalities contiguous to and surrounding the Borough.

22. As also set forth in the COA Application and other information on file at the OCTV&T, the Borough represents an integral part of the Charter regional cable system serving portions of the counties of Bergen and Hudson. In addition, the demographics of the Borough, as well as its location and other factors, mandate that cable television service be provided by Charter as part of the Bergen System.

23. The Borough portion of Bergen System 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 Bergen System generally. Further, continuation of Charter'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.

24. Charter 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.

25. Charter believes that a Renewal Certificate of Approval for the Borough 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 Charter will ensure the continued provision of cable television service to the residents of the Borough;

b. The services to be provided by Charter 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 Charter are more than adequate to continue to construct, operate and maintain its cable television system in the Borough; and

d. Charter, 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, Charter and its affiliates hold Certificates of Approval or other authorization to construct, operate and maintain cable television systems in 41 states throughout the U.S.

WHEREFORE, it is requested that this Honorable Board of Public Utilities issue to Time Warner Cable New York City LLC, l/k/a Charter Communications, a Renewal Certificate

**STATE OF NEW JERSEY
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IN THE MATTER OF THE PETITION OF)
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THE BOROUGH OF TETERBORO, COUNTY)
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VERIFICATION

Docket No.

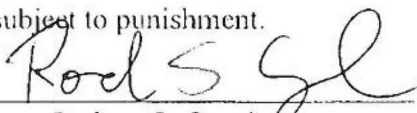
Rodney S. Capel, hereby certifies as follows:

1 I am Vice President, State Government Affairs, of Charter Communications, Inc., indirect parent of Time Warner Cable New York City LLC, I/k/a Charter Communications, Petitioner in the within matter.

2 I am familiar with the nature and contents of the Verified Petition to which this Verification is annexed.

3 The allegations of the Verified 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.



Rodney S. Capel

Dated: October 15, 2018