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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

LAURA M. MILLER | Counsel
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Direct Phone: 201-896-7121 | Fax: 201-896-7122

January 23, 2020

Via FedEx Overnight Mail

Aida Camacho-Welch, Secretary
Board of Public Utilities
44 South Clinton Avenue
9th Floor
Trenton, NJ 08625

CE20010071

Re: In the Matter of the Petition of Comcast of Gloucester County, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Township of West Deptford, County of Gloucester, State of New Jersey
Our File No. 41000.3000

Dear Secretary Camacho-Welch:

Enclosed herewith please find the original and eleven (11) copies of the Verified Petition and Verification filed on behalf of Comcast of Gloucester County, 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 Application and please return the extra copy of this letter, Petition and documents 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)
Nancy J. Wolf, Administrative Analyst 4 (via FedEx)
Stefanie A. Brand, Director (via first class mail)
Lee Ann DeHart, Acting Township Administrator (via first class mail)
Fred J. DeAndrea, Senior Director of Government & Regulatory Affairs (via email)

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RPA
CABLE (6)

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 October 24, 1979, pursuant to N.J.S.A. 48:5A-17(a) and (b), and 28(c), the Board issued a Certificate of Approval to Gloucester County CATV Associates (“Gloucester Cable”) to construct, operate and maintain a cable television system (the “System”) in the Township in Docket No. 799C-6545. A copy of said Certificate of Approval is on file at the OCTV&T.

4. Pursuant to authorization granted by the Board in its Order of Approval dated June 13, 1980 in Docket No. 805C-6680, the System owned and operated by Gloucester Cable, including the Certificate of Approval pertaining to the Township, was transferred to Comcast (previously known as Storer Cable Communications of Gloucester County, Inc.).

5. On or about April 13, 1995, pursuant to N.J.S.A. 48:5A-17(a) and (b), and 28(c), the Board issued a Renewal Certificate of Approval to Comcast in Docket No. CE94120587 to construct, operate and maintain the System in the Township. A copy of said Renewal Certificate of Approval is on file at the OCTV&T.

6. On or about May 5, 2005, pursuant to N.J.S.A. 48:5A-17(a) and (b), and 28(c), the Board issued a Renewal Certificate of Approval to Comcast in Docket No. CE04091043 to construct, operate and maintain the System in the Township (the “2005 Renewal Certificate of Approval”). A copy of said Renewal Certificate of Approval is on file at the OCTV&T.

7. The 2005 Renewal Certificate of Approval, in accordance with its underlying municipal consent ordinance, reflected and included an automatic renewal provision, pursuant to

which the West Deptford franchise would be subject to automatic renewal for a period of ten (10) years following its scheduled expiration date of October 24, 2019.

8. As set forth under N.J.A.C. 14:18-13.6(a)(1), applicable to ordinances which provide for automatic renewal, in the absence of notice at least sixty (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.

9. Neither the Township nor Comcast provided notice of its intention to not renew the West Deptford franchise pursuant to N.J.A.C. 14:18-13.6(a)(1) prior to the deadline set forth therein for such action, as confirmed in Comcast's letter to the Township, dated September 24, 2019, 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 2005 Renewal Certificate of Approval.

10. As a result of the foregoing, Comcast's franchise in West Deptford shall be deemed to automatically renew.

11. Accordingly, pursuant to N.J.A.C. 14:18-13.6, Comcast hereby requests approval and implementation of the automatic provision of the 2005 Renewal Certificate of Approval granted in Docket No. CE04091043, to continue to construct, operate and maintain the System in the Township.

12. The information pertaining to Comcast on file with the OCTV&T, together with the information contained in its 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, establishes the requisite criteria for the continued construction, operation and maintenance of the System in the Township 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 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 Township 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 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 COA Application and other information on file at the OCTV&T, the System operated by Comcast in the Township is part of larger regional cable television systems serving numerous other municipalities contiguous to and surrounding the Township.

17. As also set forth in the COA Application and other information on file at the OCTV&T, the Township represents an integral part of the Comcast regional cable television systems serving the counties of Gloucester, Atlantic, Burlington, Camden, Cape May, Cumberland, 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 regional systems.

18. The Township portion of Comcast's Gloucester, Atlantic, Burlington, Camden, Cape May, Cumberland, and Salem 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 Certificate of Approval for the Township, 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 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 provided by Comcast as 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 cable television 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 the Township, 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 Comcast of Gloucester County, LLC an Automatic Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in the Township of West Deptford.

Respectfully submitted,

SCARINCI & HOLLENBECK, LLC
Attorneys for Petitioner
Comcast of Gloucester County, LLC

By:  _____
Laura M. Miller

Dated: January 23, 2020

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

SCARINCI & HOLLENBECK, LLC
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P.O. Box 790
Lyndhurst, New Jersey 07071-0790
(201) 896-4100
Attorneys for Petitioner
Comcast of Gloucester County, LLC
File No. 41000.3000

_____)
IN THE MATTER OF THE PETITION OF)
COMCAST OF GLOUCESTER COUNTY, LLC,) VERIFICATION
FOR A RENEWAL CERTIFICATE OF)
APPROVAL TO CONTINUE TO CONSTRUCT,) Docket No.
OPERATE AND MAINTAIN A CABLE)
TELEVISION SYSTEM IN AND FOR THE)
TOWNSHIP OF WEST DEPTFORD, COUNTY)
OF GLOUCESTER, STATE OF NEW JERSEY)
_____)

I, Fred De Andrea, hereby certifies as follows:

1. I am Senior Director of Government & Regulatory Affairs of Comcast of Gloucester, 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 DeAndrea

Dated: Jan. 16, 2020



Comcast
1250 Haddonfield-Berlin Road
Cherry Hill, NJ 08034
856.740.4146 Tel.
www.comcast.com
www.comcastcorporation.com

September 24, 2019

Ms. Lee Ann DeHart
Acting Township Administrator
Township of West Deptford
400 Crown Point Road
West Deptford, N.J. 08086

Dear Ms. DeHart:

Comcast's records of the Township of West Deptford's franchise renewal certificate with Comcast of Gloucester County, LLC, show an agreement expiration date of October 24, 2019. Comcast is pleased to serve this franchise and we will continue to provide quality cable television service while introducing new services and entertainment options to township residents.

N J Board of Public Utilities Docket #CEO4091043 granted Comcast of Gloucester County, LLC, a ten-year automatic renewal. In accordance with the procedure set forth in State Act N.J.S.A. 48:5A-19 and 48:5A-25, and in state regulations promulgated thereunder at N.J.A.C. 14:18-13.6, and, having received no written notice that Comcast has not substantially performed in accordance with the franchise, please be informed that Comcast plans to exercise its rights and continue its faithful performance under the franchise for an additional ten years. In doing so, Comcast will abide by the current terms and conditions now in place. This being the case, the franchise will now remain in effect until October 24, 2029.

Please update your records accordingly and do not hesitate to contact me at 856-740-4146 if you have any questions or require additional information. Comcast looks forward to continuing a long and successful relationship with the Township of West Deptford.

Sincerely,

A handwritten signature in black ink, appearing to read "Fred J. DeAndrea", written over a horizontal line.

Fred J. DeAndrea
Senior Director of Government & Regulatory Affairs

FD/kf

cc: Nancy Wolf, Coordinator of State & Local Planning, NJ BPU, Office of Cable Television & Telecommunications
Dennis C. Linken, Esq., Scarinci Hollenbeck
Stephanie Kosta, Comcast Regional Vice-President of Government & Regulatory Affairs
Stephen Fitzgibbons, Comcast Division Senior Director of Franchising
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