

RONALD F. KAVANAGH, Partner
rkavanagh@cgajlaw.com
Reply to: Oakland Office

May 1, 2023

VIA E-MAIL(board.Secretary@bpu.nj.gov)

Sherri Golden, Board Secretary
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
P.O. Box 350
Trenton, NJ 08625-0350

**Re: I/M/O Verified Petition of CSC TKR, LLC v. Borough of Madison
Docket No. CC23030139**

Dear Secretary Golden,

This firm serves as counsel to the Borough of Madison (“Borough”). We are in receipt of the Motion for Partial Summary Decision filed by CSC TKR, LLC, (“Altice”).

As stated in the Borough’s Answer to Altice’s petition, it is the Borough’s position that its electric utility is not under the jurisdiction of the New Jersey Board of Public Utilities and that the appropriate forum for this matter is the Office of Administrative Law. Accordingly, Altice’s motion for Partial Summary Decision is premature until the Board has made a determination regarding jurisdiction.

Very truly yours,

/s/ RONALD F. KAVANAGH

Ronald F. Kavanagh

Cc: Lawanda Gilbert, Director (*via email lawanda.gilbert@bpu.nj.gov*)
Raymond M. Codey, Borough Administrator (*via email*)
Anthony P. D’Elia, Esq. (*via email adelia@norris-law.com*)
Matthew J. Giacobbe, Esq. (*via email*)