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PUBLIC VERSION

December 20, 2023

Via E-mail (board.secretary@bpu.nj.gov) & E-filing Portal

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

Re: In the Matter of the Petition of Comcast of Avalon, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the City of Sea Isle City, County of Cape May, State of New Jersey

Docket No. CE22050328
Our File No. 41000.3000

Dear Secretary Golden:

We write to inform you on behalf of Comcast of Avalon, LLC (“Comcast”) that, in response to a letter from Staff dated February 16, 2023 (the “Letter”) requesting supplemental and/or corrected materials in connection with the above-referenced matter, and pursuant to the interim e-filing procedures adopted by the Board of Public Utilities (the “Board”) on March 19, 2020, we have submitted a confidential and a public version of materials responsive to the Letter’s requests (the “Responsive Materials”), including in particular a revised application for a renewal certificate of approval, via the Board’s “Infoshare” e-filing portal (“Infoshare”).

The confidential filing submitted via Infoshare includes a copy of this letter; a confidential and unredacted version of the Responsive Materials; and the affidavit of Fred DeAndrea, Comcast’s Senior Director of Government and Regulatory Affairs, in support of our request for confidential treatment of certain information in the Responsive Materials (the “Affidavit,” and together with a copy of this letter and the confidential version of the Responsive Materials, the “Confidential Filing”). The public filing submitted via Infoshare comprises a copy of this letter; the Affidavit; and a version of the Responsive Materials with the confidential information having been redacted therefrom (collectively, the “Public Filing”).

We hereby confirm that we have also sent a physical copy of both the Confidential and Public Filings to Shannon Romano, Municipal Clerk for the Sea Isle City.

December 20, 2023

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In accordance with N.J.A.C. 14:1-12 et seq., Comcast respectfully submits that certain designated information in the Responsive Materials is proprietary commercial information. Accordingly, the Responsive Materials do not constitute a government record under the New Jersey Open Public Records Act, P.L. 2001, c. 404 (N.J.S.A. 47:1A-1 et seq.) and are exempt from public disclosure. The Affidavit filed simultaneously with the Responsive Materials substantiates Comcast's request for confidential treatment.

Thank you for your kind consideration. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Stan Barrett

Stan Barrett
For the Firm

SB/db

Enclosures (via Infoshare)

cc (via email): Nancy J. Wolf, Administrative Analyst 4
 Ashley Bliss, Administrative Analyst 1
 Fred DeAndrea, Senior Director of Government and Regulatory Affairs
 Shannon Romano, Municipal Clerk

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

SCARINCI & HOLLENBECK, LLC
150 Clove Road, 9th Floor
Little Falls, NJ 07424
(201) 896-4100
Attorneys for Petitioner
Comcast of Avalon, LLC
Our File No. 41000.3000

IN THE MATTER OF THE PETITION OF)
COMCAST OF AVALON, LLC, FOR A)
RENEWAL CERTIFICATE OF APPROVAL TO)
CONTINUE TO CONSTRUCT, OPERATE AND)
MAINTAIN A CABLE TELEVISION SYSTEM)
IN AND FOR THE CITY OF SEA ISLE CITY,)
COUNTY OF CAPE MAY, STATE OF NEW)
JERSEY)

Docket No.: CE22050328

AFFIDAVIT

STATE OF NEW JERSEY)
)
COUNTY OF CAMDEN) SS:

FRED J. DeANDREA, being of full age and duly sworn according to law, does hereby depose and state as follows:

1. I am Senior Director of Government and Regulatory Affairs of Comcast of Avalon, LLC (“Comcast” or “Petitioner”), petitioner in the above-captioned matter. As such, I am familiar with the nature and contents of the Petition and the Application for a Renewal Certificate of Approval (“Application”) filed in this matter.

2. I make this affidavit in support of the accompanying supplemental Application materials simultaneously being filed by Comcast for renewal of Certificate of Approval to continue

to construct, operate and maintain its cable television system in the City of Sea Isle City, County of Cape May, New Jersey (“Municipality”).

3. Comcast’s supplemental Application materials are being filed pursuant to N.J.S.A. 48:5A-1 *et seq.* and the Regulations of the New Jersey Board of Public Utilities (“Board”), N.J.A.C. 14:18-13 *et seq.*

4. In support of the supplemental Application materials in the above-captioned matter, Comcast has provided certain information regarding its System Design (Section IV), Receiving Site/Head End (Section V), System Plant (Section VI) and System Design Standards (Section VII), including a map of the entire Municipality that includes the location of Comcast’s facilities placed therein (collectively referred to as “System Specifications”). The System Specifications contain sensitive proprietary commercial information (“Confidential Information”) that is confidential and non-public information and therefore does not constitute a “government record” under N.J.S.A. 47:1A-1.1.

5. I make this affidavit in accordance with N.J.A.C. 14:1-12.9 to substantiate Comcast’s claim that the System Specifications submitted to the Board are confidential.

6. Public safety concerns related to the reliability of communications networks and also the increasingly competitive marketplace both independently warrant confidential treatment of this information. Circumstances in these regards have changed such that, while Comcast may have provided similar information to the Board or to municipalities without requesting confidential treatment in the past, such treatment is now necessary. In addition to heightened security concerns regarding communications networks such as Comcast’s system, significant additional competitors, such as Verizon, have begun to offer service in areas where Comcast’s New Jersey cable systems operate.

7. The System Specifications are protected by Comcast by making them available only to senior management of Comcast or such other management or employees who have a need to know such information in order to perform their functions on behalf of Comcast. The System Specifications may also be made available to Comcast's lenders or outside accounting and legal professionals who are obligated to maintain confidentiality or privilege. However, to the extent that the System Specifications have been or may be disclosed to others, Comcast has done or will do so by way of a confidentiality agreement, whereby it has been or will be agreed by the parties thereto that the Confidential Information: (i) shall be used solely for purposes relating to the matter specified therein, and (ii) shall be maintained in secure files, separate from public information. Such agreements provide or will provide that no other disclosure shall be made to any person or entity, except with the express written consent of Comcast or its legal counsel.

8. The Confidential Information is not contained in materials that are routinely available to the general public, including but not limited to Board Orders, press releases, copies of speeches, promotional or educational materials (although some prior similar information may sometimes have been made available in years past).

9. To the best of my knowledge, the System Specifications have not previously been subject to a confidentiality determination by the Board or any other State or federal agency or court of competent jurisdiction.

10. The System Specifications would provide criminals, terrorists, vandals, competitors and/or potential competitors with sensitive technical information regarding Comcast's network design and system capabilities. The intentional or inadvertent disclosure of such information could pose a threat to the integrity of Comcast's system—and by extension, a risk to public safety. Disclosure could likewise pose a threat to Comcast's competitive position.

11. Comcast requests that the System Specifications provided to the Board be treated as confidential before, during, and after the proceedings in the above-captioned matter, unless the information or documents are formally adjudicated by the Board, the Office of Administrative Law, or other administrative agency of competent jurisdiction, or any court of competent jurisdiction, to be non-confidential.

12. Due to the sensitive nature of the System Specifications, Comcast respectfully submits that it is appropriate for the Board to limit access to such information. The Confidential Information being provided is for the use of the Board, the Office of the New Jersey Attorney General (“AG”), and the New Jersey Division of Rate Counsel (“RC”) in exercising their governmental functions. There is no legitimate purpose to be served in disclosing this proprietary material to Comcast’s competitors or, indeed, to any person other than the appropriate staff of the Board, AG and RC.

13. Comcast therefore respectfully requests that the Board issue a determination that the System Specifications are confidential and as such exempt from public disclosure and that the availability of such information will be limited accordingly.

A handwritten signature in black ink, appearing to read "Fred J. DeAndrea", with a stylized, flowing script.

Fred J. DeAndrea

Dated: December 19, 2023



LAWANDA R. GILBERT
DIRECTOR

OFFICE OF CABLE TELEVISION
& TELECOMMUNICATIONS
TEL: (609) 341-9186
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State of New Jersey
BOARD OF PUBLIC UTILITIES
44 SOUTH CLINTON AVENUE, 9TH FLOOR
POST OFFICE BOX 350
TRENTON, NEW JERSEY 08625-0350
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**APPLICATION FOR A TRADITIONAL MUNICIPAL
CONSENT CABLE TELEVISION FRANCHISE**

Application for the City of Sea Isle
County of Cape May_____.

Note: Read all instructions carefully.

Check as appropriate:

- | | |
|--------------|--|
| _____ | Application for initial Municipal Consent |
| _____ | Application for initial Certificate of Approval |
| _____ | Application for renewal of Municipal Consent |
| <u> X </u> | Application for renewal of Certificate of Approval |

I. Organization and Management
(to be completed by all applicants)

- | | | |
|----|-------------------------------------|--|
| 1. | Name of Applicant: | Comcast of Avalon, LLC. |
| 2. | Address & Telephone: | 1250 Berlin Road
Cherry Hill, NJ 08034 |
| 3. | System Name: | Comcast of Avalon, LLC. |
| 4. | Office Address: | 1500 Route 47, Unit 407301
Rio Grande, NJ 08242 |
| 5. | Existing/Proposed Tower Address: | 308 N. Railroad Avenue, Rio Grande, NJ 08242 |
| 6. | Existing/Proposed Head End Address: | 308 N. Railroad Avenue, Rio Grande, NJ 08242 |

7. Type of Business Activity:

- (a) ☐ Corporation _____
(Date of incorporation and state)
(Attach a copy of the incorporation, new applicants only)
- (b) ☐ Partnership _____
(Date of partnership agreement)
(Attach a copy of the agreement, new applicants only)
- (c) ☐ Proprietorship _____
(Type)
- (d) ☒ Other (Describe) Limited Liability Company _____
Date of Formation – Comcast of Avalon, LLC 11/06/2000

Note: For the purposes of this application, a principal is any individual, business organization or other entity in ownership control of 3% or more of the voting stock or any equivalent voting interest of a partnership or joint venture of an applicant.

The applicant is a wholly owned subsidiary of Comcast Cable Communications, Inc, which is wholly owned by Comcast Corporation.

8. (a) Complete for all principals and beneficial holders of 3% or more stock or their ownership interest in applicant. Principals include individuals, corporations, partnerships, joint ventures and unincorporated associations: N/A

- (1) Name: _____ Tel.: _____

Address: _____
(street) (municipality) (state) (zip code)
Nature of interest: ☐ partner ☐ stockholder ☐ office ☐ other (describe)

Profession, occupation
or type of business: _____

Name and address of employer: _____
(street) (municipality) (state) (zip code)

Number of shares of each class of stock and percentage of ownership interest, including stock and/or partnership options, and the type and voting rights in each class:

- (2) Name: _____ Tel.: _____

Address: _____
(street) (municipality) (state) (zip code)
Nature of interest: ☐ partner ☐ stockholder ☐ office ☐ other (describe)

Profession, occupation
or type of business: _____

Name and address of employer: _____
(street) (municipality) (state) (zip code)

Number of share of each class of stock and ownership interest, including stop and/or partnership options, and the type and voting rights of each class.

(3)

Name:

Tel.:

Address:

(street)

(municipality)

(state)

(zip code)

Nature of interest:

__partner__

stockholder

__office__

other

(describe)

Profession, occupation

or type of business:

Name and address of employer:

(street)

(municipality)

(state)

(zip code)

Number of share of each class of stock and ownership interest, including stop and/or partnership options, and the type and voting rights of each class.

(4)

Name:

Tel.:

Address:

(street)

(municipality)

(state)

(zip code)

Nature of interest:

__partner__

stockholder

__office__

other

(describe)

Profession, occupation

or type of business:

Name and address of employer:

(street)

(municipality)

(state)

(zip code)

Number of share of each class of stock and ownership interest, including stop and/or partnership options, and the type and voting rights of each class.

(5)

Name:

Tel.:

Address:

(street)

(municipality)

(state)

(zip code)

Nature of interest:

__partner__

stockholder

__office__

other

(describe)

Profession, occupation

or type of business:

Name and address of employer:

(street)

(municipality)

(state)

(zip code)

Number of share of each class of stock and ownership interest, including stop and/or partnership options, and the type and voting rights of each class.

(6) Name: _____ Tel.: _____

Address: _____

Nature of interest: partner stockholder office other (describe)

Profession, occupation
or type of business: _____

Name and address of employer: _____

Number of share of each class of stock and ownership interest, including stop and/or partnership options, and the type and voting rights of each class.

(7) Name: _____ Tel.: _____

Address:

Nature of interest: partner stockholder office other (describe)

Profession, occupation
or type of business: _____

Name and address of employer:_____

(b) Complete for all organizations (not individuals) listed in Item 8(a):

Name: _____ Tel.: _____

Address: _____
(street) (municipality) (state) (zip code)

Holders of 10% or more of stock or ownership interest:

Name	Address	Tel. No.	% of Ownership
------	---------	----------	----------------

9. System Personnel (if not applicable so indicate):
- (a) System Manager: Jay Drummond_____Tel No.:609-499-2212_
Present Position: VP, Technical Operations_____Yrs. Exp. 22_____
- (b) Chief Engineer: Victoria Boston_____Tel No.:_____
Present Position: VP, Network Maintenance & Construction_Yrs. Exp. 5_____
- (c) Accountant: Dan Ware_____Tel No.: 215-286-3189
Address: 3800 Horizon Blvd, Ste 300, Trevose, PA 19053-4968_____
- (d) Attorney: Jeff Jacobs_____Tel No.: 215-286-8989
Address: 1701 John F. Kennedy Blvd, Philadelphia, PA 19103-2838_____
- (e) Consultant: N/A_____Tel No.:_____
Address: _____
- (f) Registered Agent: United States Corp. Co_____Tel No.: 302-674-1221
Address: _____

Note: Personnel indicated for operations positions shall be those persons who, in fact, will have responsibility, authority and control of the day-to-day system construction and operation. Include those individuals who should be contacted by OCTV representatives during the normal course of business.

- (g) Other:
- Fred DeAndrea, Sr. Director, Government & Regulatory Affairs
(609) 217-7921
- Mike Abrahams, Director, Technical Operations
(856) 669-0146

10. Names and addresses, home and business, of all officers of applicant and office held by each:

See Appendix A

11. Names and addresses, home and business, of all members of the board of directors of applicant and position held by each:

See Appendix A

12. Address and telephone number of each office in New Jersey from which business is or will be conducted, indicating the principal office and the office at which records will be kept pursuant to N.J.S.A 48:5A-45:

1250 Berlin Rd
Cherry Hill, NJ 08034
(877) 973-1379

13. Address and telephone number of the designated local office or agent available to receive, investigate and resolve any problems that the subscriber may encounter regarding equipment malfunctions, quality of service and other similar matters, pursuant to N.J.S.A 48:5A-26:

Xfinity Store
1500 Route 47, Unit 407301
Rio Grande, NJ 08242
(877) 973-1379

II. Legal and Character Qualifications
(All applicants)

1. Has the applicant (including parent corporation or any principal) ever been convicted by any court or administrative agency of any felony, libel, slander, obscenity, invasion of privacy, lotteries or unfair methods of competition? ____ Yes X No

If "Yes," attach a statement containing the background of the charge and the final resolution.

2. Has the applicant (including parent corporation or any principal) ever had any public licenses revoked or suspended by legal or administrative action by any governmental agency? ____ Yes X No

If "Yes," attach a statement containing the specifics.

3. Has the applicant (including parent corporation or any principal) ever been involved in any bankruptcy proceeding? ____ Yes X No.

If "Yes," attach a statement containing the specifics.

4. Has the applicant or any party to the application (including parent corporation or any principal) ever been convicted by a U.S. Federal Court concerning any violation relating to unlawful restraints and to any agreements in restraint of trade? ____ Yes X No.

If "Yes," attach a statement containing the specifics.

5. Are any of the above actions relating to the applicant (including parent corporation or any principal) currently pending? ____ Yes X No.

If "Yes," attach a statement containing the specifics.

6. Does the applicant, or any principal, directly or indirectly own, operate, control or have more than three percent interest in any of the following:

	<u>YES</u>	<u>NO</u>
a. A national broadcast television network	_____	<u> X </u>
b. Any broadcast television station (including VHF)	_____	<u> X </u>
c. Any newspaper published or distributed in the State of New Jersey	_____	<u> X </u>
d. A national broadcast radio network	_____	<u> X </u>
e. Any broadcast radio station (including FM)	_____	<u> X </u>
f. Any other media enterprise	_____	<u> X </u>

Although neither Comcast of Avalon, LLC nor Comcast Cable owns any other kinds of businesses listed in 6(a) through 6(f) above, a statement of the ownership interest of Comcast Corporation, the parent entity of both Comcast of Avalon, LLC, and Comcast Cable (“Comcast Corp”), in a national broadcast television network and other media enterprises is included in Appendix B.

See Appendix B

For each affirmative response, attach a statement containing specifics including percentage of ownership.

7. Are there any outstanding unsatisfied judgments or decrees against the applicant or party to the application (including parent corporation or any principal)? ____Yes ____XNo.

If "Yes," attach a statement containing the specifics.

III. Cable Experience
(new applicants only)
N/A

1. List all cable television systems ever owned by applicant or any principal (or parent corporation or another subsidiary of parent) in which any of the former owned 3% or more of the equity interest.

Note: List the following information for each system.

- (a) Name of system, principal municipalities, address and telephone number of principal office, date of franchise(s), percentage of franchise area constructed, approximate number of subscribers and percentage of penetration as of the date of this application, and date of disposition, if applicable.

- (b) Has the applicant or any principal (or the parent corporation or any other subsidiary of the parent) ever had any equity interest in any cable television system, in the State of New Jersey, as defined by N.J.S.A. 48:5A-1 et seq.

Yes _____ No _____

If yes, explain:

IV. System Design

1. Each applicant shall describe in narrative form the existing or contemplated system design concept indicating initial construction proposed and the development and extension of the system within the franchise boundaries over the period of the proposed municipal consent. Information should also be provided concerning:
- (a) Extent to which two-way capability will be available initially and what provisions will be made for future development.

 - (b) Total signals to be carried and any auxiliary equipment to be provided to subscribers.

 - (c) A description of the methods to be employed for securing premium services and the extent that subscribers will be required to use equipment supplied by the applicant to receive those services.

 - (d) In the case of a renewal, the extent to which the applicant will rebuild or upgrade the system, or extend plant into previously unserved areas. Provide estimated dates of commencement and completion. Indicate what will be replaced.

System Design Narrative

The City of Sea Isle City is operating at 750 MHz using conventional hybrid fiber coax architecture. Two-way capability is provided for the entire franchise. It is used for collection of impulse pay-per-view ordering information, status monitoring, and data transmission.

Comcast provides 255 channels of digital video signals. Customers will require an SA 8610, SA 8610 X, Explorer 2000, Explorer 2100, Explorer 3100 or Explorer 8000, RNG150 or X13 and X16 converter or Pace or Thomson digital transport adaptors (DTAs). All units will be provided at an additional monthly charge.

Digital services are secured using data encryption consisting of the 255 digital video services plus 55 digital audio services. The Scientific Atlanta Explorer 2000 digital home terminal is used to deliver these services.

2. Provide the following information concerning Standard or FM broadcast radio stations carried by applicant (If all-band FM, write "all-band"). **No standard or FM broadcast radio stations are carried.**

Call letters <u>and affiliation</u>	<u>City and State</u>	Frequency <u>broadcast</u>	<u>cable</u>
--	-----------------------	-------------------------------	--------------

3. Provide information as to the number, cable channel designation, type of access channels and their manner of operation, including proposed date for commencement of services and channel sharing.

Comcast has made available an Education and Government (E/G) Access channel on Channel 97. In addition, leased access programming is available on Channel 190 throughout the entire system.

4. Each applicant shall title by category and list the following information concerning program origination;

<u>Type</u>	<u>Proposed Inception</u>	<u>Cable Channel Designation</u>
Leased Access	Operational	190
Educational, and Government Access	Operational	97

5. Provide information, in narrative form, regarding production equipment and facilities to be made available by the applicant for its own use and for the use of others in the community. Describe by type (do not use brand names) and number, indicating when equipment will be available.

Note: Some production equipment may be made available for use by access channel users. See Guide to Franchise Renewal for further information.

Comcast will continue to provide one shared Educational & Government Access channel viewed by Sea Isle City customers. EG Access Channel use requests are forwarded to the Borough of Avalon.

6. Each applicant shall describe, in narrative form, any other services available to subscribers. Such description shall include, but not be limited to, the applicant's capability to contract with the community for such services as emergency override, interconnection of schools or local government offices, and availability of equipment and technical advice to the community.

Comcast provides emergency override and will be accomplished via compliance with State and Federal Emergency Alert System (EAS) guidelines.

Comcast will continue to make courtesy services available to the municipality as detailed in the City’s municipal consent ordinance.

Note: Provision of free services and equipment are limited by the F.C.C. and the Office. See Guide to Franchise Renewal for background information.

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V. Receiving Site/Head End

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If a renewal, indicate _____ existing; _____proposed.

1. Tower:

- (a) Is F.A.A. approval required? Yes () No ()
- (b) Fill in the following or attach as an appendix a copy of F.A.A. application:
 - (1) Tower height above sea level
 - (2) Tower height above ground
 - (3) Type structure to be used
 - (4) Lighting to be provided
 - (5) Latitude

Longitude

Signal survey. (optional for renewal applicants)

- (a) Note: The Office will not accept a computer survey by itself. An actual site survey including signal levels and viewing of television pictures, with remarks on what was observed is required.
- (b) Date: _____
- (c) Test antenna(s) _____
(manufacturer) (type)
- (d) Test Equipment: _____
- (e) Fill in the following:

<u>Off-Air Channel</u>	<u>Call Letters</u>	<u>City</u>	<u>Signal reading in Micro-Volts</u>	<u>Remarks</u>
------------------------	---------------------	-------------	--	----------------

- (f) Describe method and results of interference survey:
- (g) List any and all other existing conditions which impact on picture quality (i.e. existence of electrical interference).

3. Microwave.

- (a) Is microwave to be used? (transmitted or received) () Yes () No
- (b) If yes, complete the following:
 - (1) Signal to be received from _____Path
distance _____.

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(2) Retransmitted to _____ Path
distance _____.

(3) If facilities are to be leased give the name and address of lessor.

4. Head End.

(a) Signal processors (number) (model) (mfg.)

(b) Base band modulators (number) (model) (mfg.)

(c) F.M. () ()
all band single channel (number of channels) (mfg.)

(d) Mixing method _____
(passive or electronic)

(e) Pilot carrier frequency(ies) _____

(f) Block tilt Yes () No () If Yes _____
(db's)

(g) Pass band filters used Yes () No ()

(1) Designate type

(2) Channels used on

5. Hub Sites.

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VI. System Plant

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For a renewal indicate: ____ existing, ____proposed.

1.
- Fill in the following:
(If construction is complete, provide completed mileage figures.)

	<u>Aerial</u>	<u>Underground</u>
(a) Trunk	_____miles	_____miles
(b) Distribution	_____miles	____miles
(c) Mileage determined by the following method:		

2.
- Rate of annual construction (in terms of total primary service area).
(New systems, rebuilds and extensions)

		<u>miles of plant</u>			<u>% of Primary</u>
		<u>supertrunk</u>	<u>trunk</u>	<u>distribution</u>	<u>Service Area</u>
1 st year:	aerial				
	underground				
2 nd year:	aerial				
	underground				
3 rd year:	aerial				
	underground				
4 th year:	aerial				
	underground				
5 th year:	aerial				
	underground				

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3. Attach as an appendix a technical description of proposed system including: equipment to be used; use of standby power supplies; utility bonding methods; and the overall capabilities of the system.
4. Attach as an appendix a map of the entire municipality with borders designating the following:

(the scale shall be approximately 1000 feet/½ inch or larger)

(a) Head end.

(b) Hubs if any.

(c) Super trunk and amplifier locations.

(d) Trunk route and amplifier locations.

(e) All streets which are to receive service; designating aerial and underground separately.

(f) Phases of construction.

(g) All streets which will be served under a "Line Extension Policy."

Note: The map(s) must show inter-municipal connections.

5. Cable.

Diameter

Type

(a) Super trunk

(b) Trunk

(c) Distribution

(d) House drops

(e) If cable is not jacketed, what tests were made to determine that there were no corrosive properties in the atmosphere?

6. Equipment.

Manufacturer

Model

(a) Super trunk

(b) Trunk

(c) Bridger

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7. Grounding.

 Will your system be grounded and bonded in accordance with the applicable provisions of the National Electric Safety Code (NESC) and National Electric Code (NEC)?

 () Yes () No
8. Is fiber optic technology in use or proposed? ()Yes ()No. If yes, please explain.

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VII. System Design Standards

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1. For channels downstream and channels upstream.
2. System spacing.

(a) Super trunk

Trunk

(c) Distribution
3. Maximum cascade from head end

(a) Line extenders in cascade

(b) Ratio A.G.C. to M.G.C. _____ Slope _____
4. System signal level at subscriber's terminal. (maximum cascade)

(a) At highest frequency video carrier

(b) At channel 2 video carrier

(c) Channel 2 video carrier will be within _____ of highest video carrier frequency.
5. Within the passband, the theoretical system design performance will be equal to or better than:

Super TrunkTrunk DistributionTotal System

(a) Video carrier to noise ratio

(b) Carrier to cross modulation ratio

(c) Carrier to hum ratio

(d) Carrier to second order beat ratio

(e) Carrier to third order beat ratio

(f) gain to frequency response across any 6 MHZ TV channel

- (g)

Signal levels will not vary more than indicated as measured at any automatic gain or slope control location with maximum trunk amplifiers in cascade for 40 degree change in temperature from last balanced temperature

db.
- (h)

From Channel 2 to maximum usable channel as measured across 75 ohms all cable will exhibit a minimum structural loss of

db.
- (i)

R.F. Leakage

(1)

Will your system meet or exceed the F.C.C regulations limiting R.F. energy leakage permitted by CAT systems as set forth by F.C.C. Rules and Regulations, 47 CFR 76.1 et seq.? () Yes () No
- (j)

(1)

Are converters to be used? () Yes () No

(2)

If yes,

Type

Mfg.
- (k)

Premium service security method:
- (l)

(1)

Amplifier power source

vac.

(2)

Is standby power to be used? Yes () No ()

(3)

If yes, where?

IX. Line Extension Policy

If applicable, attach as an appendix a copy of the proposed line extension policy. Be sure to provide a homes per mile figure for use with the line extension policy.

Comcast follows the Office of Cable Television's (OCTV's) Line Extension Policy (LEP).

See Appendix F

Comcast observes in the City of Sea Isle a line extension policy of 35 homes per mile.

Note: The Cable Television Act requires the applicant agree to cable the entirety of the franchise area. The applicant is not required, however, do so under all circumstances or at its own cost. The primary service area is the section of the community the cable television company will provide service to residents at standard and non-standard installation rates and charges. Sections outside the primary service area may be governed by a line extension policy delineating the terms and conditions by which service will be provided. Primary service areas and any area the cable television company will provide service pursuant to a line extension policy must be designated on the map filed in accordance with § VI. System Plant.

Page revised October 23, 2006 (to remove Smart Growth provisions)

X. Rates

See Appendix C

(all applicants; renewal applicants should indicate if information contained herein differs from current rates)

- 1. Provide the following information with reference to rates for service:
 - (a) Residential
 - (1) Installation
 - (a) Definition of Standard Installation and nonstandard installation:
 - (b) Rate for Standard Installation: plus tax:
 - (c) Rate for Non-Standard Installation:
 - (2) Monthly service – include basic, premium and packages or tiers.
 - (3) Rental charges for any required ancillary equipment
 - (4) Other
 - (b) Hotel, motel, rooming house
 - (1) Installation
 - (2) Monthly Service Charges
 - (3) Rental charges for any required ancillary equipment
 - (4) Other
 - (5) If rates are set by contract, list general terms and conditions which would be applicable to potential customers.

Section revised: October 23, 2006 (remove section (a); remaining sections renumbered)

- (c) Commercial Enterprise
 - (1) Installation
 - (2) Monthly service charges
 - (3) Rental charges for any ancillary equipment
 - (4) Other - include restrictions on premium services
- (d) Apartment, condominium, cooperative, multiple unit dwelling
 - (1) Installation
 - (2) Monthly service charges
 - (3) Rental charges for any required ancillary equipment
 - (4) Other

- (2) List and describe all advertising rates.
- (3) List and describe all leased channel rates.
- (4) List and describe all equipment and personnel charges.
- (5) Do any of the above rates and/or terms and conditions of service differ from the existing ones? Yes () No ()

If yes, please explain.

Section revised October 23, 2006 (remove section (a); remaining sections renumbered)

XI. Financing

(New applicants; renewal applicants must complete only if rebuild and/or upgrade is planned or if areas of the original territory are not yet built).

Upgrade has been completed

1. Estimate the capital requirements for construction of the proposed system including but not limited to estimates as to the transmission system and distribution and drop cable, office equipment, studio equipment, vehicles, telephone and power pole make ready, converter costs, administrative and technical personnel, wages and bonuses.

			<u>Years</u>		
Pre-operating Period	1	2	3	4	5

2. Describe the sources of funds to be provided.

			<u>Years</u>		
Pre-operating Period	1	2	3	4	5

3. Estimate the annual revenues anticipated from system operation and operating expenses and working capital needed in excess of that required for construction.

			<u>Years</u>		
Pre-operating Period	1	2	3	4	5

4. The following financial data and supporting schedules will be required for both the individual municipality and for the applicant's overall financial status (including commitments in other municipalities designating each municipality separately for each respective municipality covered in projections);

- a. Statements of personal net worth of the stockholders owning or controlling 3% or more of the voting stock or any equivalent voting interest of the applicant corporation or individuals if other than a corporation.
- b. Current financial statement of applicant (balance sheet, profit and loss statements, statement of cash flows).
- c. Pro forma estimate of balance sheet, projecting the pre-operating period and the first five (5) years.
- d. Pro forma estimate of profit and loss statement, projecting the pre-operating period and the first five (5) years, in detail:
 - 1. Indicate categories of projected revenues (see "3" above).
 - 2. Indicate categories of projected expenses (see "3" above).
- e. Submit schedules indicating pertinent subscriber data for periods similar to "c" and "d" above;
 - 1. Homes passed.
 - 2. Where applicable, anticipated subscribers at the beginning and ending of each respective year and corresponding penetration estimates for:
 - (i) Cable television reception service.
 - (ii) Cable communications system (i.e. pay cable)
 - (iii) Seasonal subscribers
 - (iv) Other; second outlet, reconnections, etc., (designate).

- f. Revenue by category (see "4d").
- g. Pro forma estimate of source and application of funds, projecting for the pre-operating period and the first five (5) years (see "2" above).
- h. Schedule showing assumptions used (i.e. costs per mile, converter costs, make-ready cost, expense ratio, projected penetration, revenue charge, etc.).
- i. Pro forma estimate of capital expenditures, projecting for the pre-operating period and the first five (5) years. Indicate depreciation life expectancy of each category of plant, equipment and the method of depreciation used. (Please note that this total is to correspond with balance sheet figure).

All information which does not fit in the space provided should be attached as appendices.

XII. Financial Terms and Conditions

- 1. Provide, as appendices, written evidence of commitments from person who will provide funds including parent and subsidiary companies, together with detailed terms and conditions of those commitments, any obligation which may affect the operation of the system, and submit current financial statements as to present status of cable operator together with current financial statements of parent, subsidiary companies and/or other financial interests, if applicable. Provide audited financial or an explanation of why they are unavailable.

Audited financial statements for Comcast of Avalon, LLC. for the year ending December 31, 2021 were filed with the OCTV on or about March 30, 2022. The audited financial statements for Comcast Corporation will be filed for the same period.
- 2. Provide, as appendices, copies of all agreements, contracts and leases pertaining to the construction and operation of the proposed system.

Note	For each document attached in accordance with XII above, as part of the Appendix entitled <u>Financing</u> , include the following: For item 1: <ul style="list-style-type: none">1. Source of financing.2. Terms of financing (payment, interest rates, etc.).3. Amount of financing.4. How funds are to be utilized.5. Type of funds (equity, intercompany debt, third party financing, cash flow, etc.). For item 2: <ul style="list-style-type: none">1. Parties to agreement.2. Term of agreement.3. Date of agreement.
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- 3. Furnish all other pertinent financial data affecting either present or future operations, and/or plant construction as well as other services to be rendered or contemplated which could affect the proposed system.

XIII. Bonding and Insurance

1. Provide complete information, as to the type and amounts of insurance, applicant will have as of franchise date.

In accordance with the provisions of N.J.S.A. 48:5A-23(f), Comcast Cable Communications, Inc. will provide insurance coverage in the following types and minimum amounts:

- (1) \$150,000. for bodily injury or death to any person (up to \$500,000 for bodily injury or death resulting from any one accident);**
- (2) \$100,000. for property damage resulting from any one accident, and**
- (3) \$ 50,000. for all other types of liability.**

2. Indicate the amount of performance bond applicant will have as of franchise date.
Pursuant to N.J.S.A. 45:5A-28, Comcast of Avalon, LLC, maintains and will continue to maintain a performance bond in the amount of \$25,000.00.

See Appendix D

Note: Insurance and bonding requirements are established by law. See Guide to Franchise Renewal and N.J.S.A. 48:5A-28 for further information.

XIV. Liability

The applicant holds the municipality harmless from any liability arising out of the company's operation and construction of its cable television systems.

XV. Special Requirements for Proposed Overbuilds

All applicants proposing to overbuild an existing cable television system are requested to supply information on the following: **N/A**

1. Construction of the System. Describe any anticipated additional construction problems associated with an overbuild; include costs, make-ready, service to underground areas and MDU's and steps to be taken to avoid unreasonable disruption of service. Provide specific data indicating how make-ready estimates were determined.
2. Financing. Describe any anticipated additional costs and the basis for revenue projections, including anticipated penetration, associated with an overbuild.
3. A description of any other operating or attempted cable television overbuilds or dual builds by the applicant.

XVI. Verification

State of New Jersey)
)
County of Camden) ss:
)
)

Fred J. DeAndrea (hereinafter referred to as affiant) being duly sworn upon his(her) oath according to law, deposes and says that (s)he is Sr. Director of Government & Regulatory Affairs__for (title of affiant)

Comcast of Avalon, LLC; that (s)he is authorized on the part of the applicant to
(name of applicant)

verify and file with the City of Sea Isle City this application and appendices attached hereto;
(municipality)

that (s)he has carefully examined all of the statements contained in such application and the appendices attached hereto and made a part hereof; that (s)he has knowledge of the matters set forth herein and that all such statements made and matters set forth herein are true and correct to the best of his knowledge, information and beliefs. Affiant further says that the applicant makes this application intending in good faith to present evidence which the applicant believes will support the application as to which authority to operate is sought herein.

Dated: December 19, 2023

Frank E. Cal

Signature of Affiant

Fred J. DeAndrea

Comcast Senior Director of Government & Regulatory Affairs

1250 Haddonfield-Berlin Road

Cherry Hill, NJ 08034

Tel.: (609) 217-7921

Index to Appendices

Note: List all material contained in attached appendices.

<u>Page</u>	<u>Section</u>	<u>Item</u>	<u>Subject</u>
Appendix A	List of the Company's Board of Directors and Officers		
Appendix B	List of Company's Ownership Holdings		
Appendix C	Tariff		
Appendix D	Performance Bond and Insurance Certificate		
Appendix E	Signal Carriage Allocation Chart		
Appendix F	New Jersey BPU Line Extension Policy		

**APPENDICES A THROUGH F
SUBMITTED PREVIOUSLY**

**PUBLIC
VERSION**

CONFIDENTIAL VERSION

Comcast's responses contain proprietary commercial information and are therefore being submitted together with a request for confidential treatment of such information in accordance with N.J.A.C. 14:1-12 et seq.

Comcast of Avalon



**City of Sea Isle City,
Cape May County, NJ**

This document contains
information that is privileged,
confidential, or otherwise
protected from disclosure.