

**DENNIS C. LINKEN** | Partner  
dlinken@scarincihollenbeck.com  
Phone: 201-806-3426 | Direct Fax: 201-806-3454

May 12, 2015

Irene Kim Asbury, Secretary  
Board of Public Utilities  
44 S Clinton Avenue, 9th Floor  
Trenton, NJ 08625

CE 15050600



RECEIVED

MAY 14 2015

BOARD OF PUBLIC UTILITIES  
MAIL ROOM

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

Dear Ms. Asbury:

Enclosed herewith please find the original and eleven (11) copies of the Verified Petition and Verification filed on behalf of Comcast of Burlington 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 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 C. Linken  
For the Firm

DCL:dp

cc: w/enc. Lawanda R. Gilbert, Acting Director (via first class mail)  
Christopher J. White, Deputy Public Advocate (via first class mail)  
Donna Snyder, City Clerk (via first class mail)  
Fred J. DeAndrea, Director of Government and Regulatory Affairs (via first class mail)

Cms  
Legal  
DAE  
RPA  
CABLE(6)

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

SCARINCI & HOLLENBECK, LLC  
1100 Valley Brook Avenue  
Lyndhurst, New Jersey 07071-0790  
(201) 896-4100  
Attorneys for Petitioner  
Comcast of Burlington County, LLC  
File No. 41000.3000

---

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

---

**VERIFIED PETITION**

Docket No.

Comcast of Burlington County, 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, N.J.A.C. 14:17-6.9 and N.J.A.C. 14:18-13.1 et seq., for renewal of a Certificate of Approval. 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 ("OCTV") and the Board, pursuant to N.J.S.A. 48:5A-1 et seq.

2. Comcast maintains its principal offices at 21 Beverly-Rancocas Road, Willingboro, New Jersey 08046.

3. On or about November 21, 1979, pursuant to N.J.S.A. 48:5A-17(a) and (b), and 28(c), the Board issued a Certificate of Approval to Futurevision Cable Enterprises, Inc. ("Futurevision") in Docket No. 799C-6539 to construct, operate and maintain a cable television system (the "System") in the City of Beverly ("City" or "Beverly"). A copy of said Certificate of Approval is on file at the Board.

4. On or about July 1, 1988, pursuant to authorization granted by the Board in its Order of Approval in Docket No. CM86005542, Comcast (previously known as Storer Cable Communications of Burlington County, Inc.) succeeded to the rights of Futurevision as part of an internal corporate reorganization.

5. On or about July 19, 1990, in Docket No. CE89060556, the Board issued a Renewal Certificate of Approval to Petitioner. A copy of said Renewal Certificate of Approval is on file with the OCTV.

6. On or about March 16, 2000, in Docket No. CE99110832, the Board issued a Renewal Certificate of Approval to Petitioner. A copy of said Renewal Certificate of Approval is on file with the OCTV.

7. 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 February 20, 2014, Petitioner submitted an Application for Renewal of Municipal Consent (hereinafter the "Municipal Application") to continue to construct, operate and maintain the System in the City.

8. On or about June 10, 2014, a public hearing was held by the City with respect to Petitioner's Municipal Application, during which all interested persons desiring to be heard were so heard.

9. On or about December 9, 2014, the City adopted Ordinance No. 2014-12 (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 City. A copy of said Ordinance is annexed hereto as Exhibit A.

10. On or about January 23, 2015, Comcast filed its formal acceptance of the terms and conditions of the Renewal of Municipal Consent granted by the City, pursuant to N.J.S.A. 48:5A-24. A copy of said letter of acceptance is annexed hereto as Exhibit B.

11. The information pertaining to Petitioner on file with the OCTV, 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, establish the requisite criteria for the continued construction, ownership, operation and management of the System in Beverly by Comcast.

12. Comcast 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, 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.

13. 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 Beverly and the other municipalities in which it serves.

## COUNT TWO

14. Comcast repeats paragraphs 1 through 13 of COUNT ONE as if set forth fully hereinafter.

15. As set forth in the Municipal Application and the COA Application, and as stated during the public hearing with respect to the Municipal Application, the System operated by Comcast in the City is part of a larger cable television system serving numerous other municipalities contiguous to and surrounding the City.

16. As also set forth in the Municipal Application and the COA Application, the City represents an integral part of the regional Comcast cable television systems serving the counties of Atlantic, Burlington, Camden, Cumberland, Gloucester and Salem. In addition, the demographics of Beverly, 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.

17. The City portion of Comcast's and its affiliates' Atlantic, Burlington, Camden, Cumberland, Gloucester and Salem regional cable systems is necessary for the continued provision of safe, adequate and economical cable television service to the citizens and residents of the City and the larger cable television systems generally. Further, continuation of Comcast's operating authority in the City will avoid an unreasonable duplication of services which would otherwise be detrimental to the development of adequate cable television service.

18. Comcast is entitled to a renewal of its Municipal Consent and 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.

19. Comcast believes that a Renewal Certificate of Approval for the City of Beverly 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 Comcast will ensure the continued provision of cable television service to the residents of the City;

b. The services to be provided by Comcast set forth in its Municipal Application and its COA Application are of great benefit to the citizens and residents of the City;

c. The financial strength and technical expertise of Comcast are more than adequate to continue to construct, operate and maintain its System in the City; 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 Beverly, Comcast and its affiliates hold Certificates of Approval or other authorization to construct, operate and maintain cable television systems in 340 municipalities in New Jersey, as well as additional communities in 38 other states and the District of Columbia.

**WHEREFORE**, Petitioner Comcast of Burlington County, LLC, hereby requests that the Honorable Board of Public Utilities issue to Petitioner a Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in and for the City of Beverly.

Respectfully submitted,

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

By:   
Dennis C. Linken

Dated: May 12, 2015

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

SCARINCI & HOLLENBECK, LLC  
1100 Valley Brook Avenue  
Lyndhurst, New Jersey 07071-0790  
(201) 896-4100  
Attorneys for Petitioner  
Comcast of Burlington County, LLC  
File No. 41000.7000

\_\_\_\_\_)  
IN THE MATTER OF THE PETITION OF )  
COMCAST OF BURLINGTON COUNTY, LLC, )  
FOR A RENEWAL CERTIFICATE OF )  
APPROVAL TO CONTINUE TO CONSTRUCT, )  
OPERATE AND MAINTAIN A CABLE )  
TELEVISION SYSTEM IN AND FOR THE )  
CITY OF BEVERLY, COUNTY OF )  
BURLINGTON, STATE OF NEW JERSEY )  
\_\_\_\_\_)

**VERIFICATION**

Docket No.

Fred DeAndrea, hereby certifies as follows:

1. I am Director of Government and Regulatory Affairs of Comcast of Burlington County, 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: May 12, 2015