

DENNIS C. LINKEN | Partner

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January 9, 2019

Via FedEx Overnight Mail

Aida Camacho-Welch, Secretary
Board of Public Utilities
44 South Clinton Avenue
3rd Floor, Suite 314
Trenton, NJ 08625

RECEIVED
CASE MANAGEMENT

JAN 10 2019

BOARD OF PUBLIC UTILITIES
TRENTON, NJ

RECEIVED
MAIL ROOM

JAN 10 2019

BOARD OF PUBLIC UTILITIES
TRENTON, NJ

CE 19010043

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 Township of Cinnaminson, County of Burlington, 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 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 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,

Dennis Linken /dp

Dennis C. Linken
For the Firm

DCL/dp

cc/w/enc. Lawanda R. Gilbert, Director (via Fedex Overnight Mail)
Stefanie A. Brand, Director (via first class mail)
Lisa A. Passione, Township Clerk (via first class mail)
Fred J. DeAndrea, Senior Director of Government and Regulatory Affairs (via email)

Cms

Legal

DAG

RFA

CABLE

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

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

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BOARD OF PUBLIC UTILITIES
TRENTON, NJ

_____))
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)
TOWNSHIP OF CINNAMINSON, 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, and N.J.A.C. 14:18-13.6, for renewal of a Certificate of Approval to continue to construct, operate and maintain its cable television system (“System”) in the Township of Cinnaminson, Burlington County, New Jersey (“Township” or “Cinnaminson”). 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 & 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 December 14, 1978, in Docket No. 789C-6401, pursuant to N.J.S.A. 48:5A-17(a) and (b) and N.J.S.A. 48:5A-28(c), the Board issued a Certificate of Approval to Riverfront Cablevision, Inc. ("Riverfront") to own, operate and maintain a cable television system ("System") and to provide cable television service in the Township of Cinnaminson ("Township" or "Cinnaminson"). A copy of said Certificate of Approval is on file with the OCTV&T.

4. On December 15, 1980, in Docket No. 8011C-6730, the Board approved the transfer of the System, including the Certificate of Approval with respect to the Township, from Riverfront to Storer Riverfront Cable Communications, Inc. ("Storer Riverfront").

5. On or about July 1, 1988, pursuant to authorization granted by the Board in its Order of Approval in Docket No. CM8605542, Comcast (previously known as Storer Cable Communications of Burlington County, Inc.) succeeded to the rights of Storer Riverfront as part of an internal corporate reorganization.

6. On or about March 8 1989, in Docket No. CE88121315, the Board issued a Renewal Certificate of Approval to Petitioner. A copy of said Renewal Certificate of Approval is on file with the OCTV&T.

7. On or about November 10, 2004, in Docket No. CE04010051, the Board issued a Renewal Certificate of Approval (the "2004 Certificate of Approval") to Petitioner. A copy of said 2004 Certificate of Approval is on file with the OCTV.

8. The 2004 Renewal Certificate of Approval, in accordance with its underlying municipal consent ordinance, reflected and included an automatic renewal provision, pursuant to which the Cinnaminson franchise would be subject to automatic renewal for a period of ten (10) years following its scheduled expiration date of December 14, 2018.

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

10. Neither the Township nor Comcast provided notice of its intention to not renew the Cinnaminson franchise pursuant to N.J.A.C. 14:18-13.6 prior to the deadline set forth therein for such action, as confirmed in Comcast's letter to the Township dated November 14, 2018, 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 2004 Renewal Certificate of Approval.

11. As a result of the foregoing, Comcast's franchise in Cinnaminson shall be deemed to automatically renew.

12. Accordingly, pursuant to N.J.A.C. 14:18-13.6, Comcast hereby requests approval and implementation of the automatic renewal provision of the 2004 Renewal Certificate of Approval granted in Docket No. CE04010051, to continue to construct, operate and maintain the System in the Township.

13. The information pertaining to Petitioner on file with the OCTV&T, together with the information contained in Petitioner's 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, establish the requisite criteria for the continued construction, ownership, operation and management of the System in Cinnaminson by Comcast.

14. 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 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.

15. 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 Cinnaminson and the other municipalities in which it serves.

COUNT TWO

16. Comcast repeats paragraphs 1 through 15 of COUNT ONE as if set forth fully hereinafter.

17. 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 cable television systems serving numerous other municipalities contiguous to and surrounding the Township.

18. As also set forth in the COA Application, the Township represents an integral part of the Comcast regional cable television systems serving the counties of Atlantic, Burlington, Camden, Gloucester and Salem. In addition, the demographics of Cinnaminson, 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.

19. The Township portion of Comcast's and its affiliates' Atlantic, Burlington, Camden, Gloucester and Salem County regional 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.

20. Comcast is entitled to a renewal of its 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.

21. Comcast believes that an Automatic Renewal Certificate of Approval for the Township of Cinnaminson 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 to be provided by Comcast 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 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 Cinnaminson, Comcast and its 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, Petitioner Comcast of Burlington County, LLC, hereby requests that the Honorable Board of Public Utilities issue to Petitioner an Automatic Renewal Certificate of Approval to continue to construct, operate and maintain a cable television system in and for the Township of Cinnaminson.

Respectfully submitted,

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

By: Dennis Linken h/p
Dennis C. Linken

Dated: January 9, 2019

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

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

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COMCAST OF BURLINGTON COUNTY, LLC,)
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BURLINGTON, STATE OF NEW JERSEY)

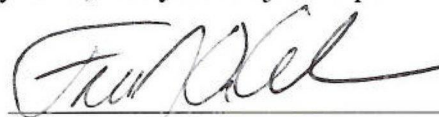
VERIFICATION

Docket No.

Fred DeAndrea, hereby certifies as follows:

1. I am Senior Director of Government and Regulatory Affairs of Comcast 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: January 4, 2019



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

November 14, 2018

Ms. Lisa A. Passione
Township Clerk
Township of Cinnaminson
1621 Riverton Road
Cinnaminson, NJ 08077

Dear Ms. Passione:

Comcast's records of the Township of Cinnaminson's franchise renewal certificate with Comcast of Burlington County, LLC, show an agreement expiration date of December 14, 2018. 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 # CEO4010051 granted Comcast Burlington 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 December 14, 2028.

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 Cinnaminson.

Sincerely,

A handwritten signature in black ink, appearing to read "Fred J. DeAndrea".

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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