

# STATE OF NEW JERSEY

Board of Public Utilities
44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

OFFICE OF CABLE TELEVISION AND TELECOMMUNICATIONS

IN THE MATTER OF THE APPLICATION OF VERIZON NEW JERSEY, INC. FOR RENEWAL OF A SYSTEM-WIDE CABLE TELEVISION FRANCHISE EIGHTH ORDER OF AMENDMENT

**DOCKET NO. CE13080756** 

### Parties of Record:

Richard C. Fipphen, Esq., Associate General Counsel, Verizon New Jersey, Inc. Ester A. Mitchell, Clerk, Township of Mannington, New Jersey Rayna E. Harris, Clerk, City of Rahway, New Jersey Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

### BY THE BOARD:

On December 18, 2006, the Board of Public Utilities ("Board") issued an Order approving a System-wide Cable Television Franchise ("Franchise") to Verizon New Jersey, Inc. ("Verizon" or "Petitioner") in Docket No. CE06110768. Orders of Amendment were issued by the Board on August 1, 2007; on April 9, 2008; on October 23, 2008; on April 27, 2009; on July 29, 2009; on April 11, 2012; on November 20, 2012; on April 29, 2013; and on July 19, 2013. On January 30, 2014, the Board issued Verizon a Renewal System-wide Cable Television Franchise ("Renewal Franchise") in the above referenced docket number. On July 23, 2014, the Board issued an Order of Amendment to include the Borough of Seaside Heights in Verizon's Renewal Franchise. On July 23, 2015, the Board issued a Second Order of Amendment to include the Township of Woodland in Verizon's Renewal Franchise. On November 30, 2016, the Board issued a Third Order of Amendment to include the Borough of Milltown in Verizon's Renewal Franchise. On January 25, 2017, the Board issued a Fourth Order of Amendment to include the Township of Lower Alloways Creek in Verizon's Renewal Franchise. On June 30, 2017, the Board issued a Fifth Order of Amendment to include the City of Corbin City and the City of Estell Manor in Verizon's Renewal Franchise. On August 23, 2017, the Board issued a Sixth Order of Amendment to include the Township of Berkeley in Verizon's Renewal Franchise. November 21, 2017, the Board issued a Seventh Order of Amendment to include the Borough

of Beachwood, the Borough of Pine Beach and the Borough of South Toms River in Verizon's Renewal Franchise.

Pursuant to N.J.A.C. 14:18-14.14, Verizon is required to provide notice to the Board and the affected municipalities of its intention to add municipalities to its existing System-wide Cable Television Franchise. On September 7, 2018, the Petitioner filed notice with the Board that it was seeking to add the City of Rahway to its Renewal Franchise. Verizon filed with the City of Rahway on September 6, 2018. On September 25, 2018, the Petitioner filed notice with the Board that it was seeking to add the Township of Mannington to its Renewal Franchise. Verizon filed with the Township of Mannington on September 24, 2018. These notices bring the total number of municipalities covered by Verizon's Renewal Franchise to 391.

Based upon the elements of the Renewal Franchise and the legal mandates under which the Board operates, this Order <u>HEREBY COMMEMORATES</u> the addition of the City of Rahway and the Township of Mannington to Verizon's Renewal Franchise.

This Eighth Order of Amendment to the Renewal Franchise serves only to add the City of Rahway and the Township of Mannington to the Verizon Renewal Franchise and does not, in any manner, modify, change, or otherwise affect the terms and conditions of the January 30, 2014 Order.

Without limitations to the full requirements set forth in that Order, the Board reminds Verizon that, under the Renewal Franchise, it is subject to all applicable State and federal laws, the rules and regulations of the Office of Cable Television and Telecommunications, and any such lawful terms, conditions, and limitations as currently exist or may hereafter be attached to the exercise of the privileges granted herein. To the extent possible, based upon the technology used in providing service, the Petitioner shall adhere to the operating standards set forth by the Federal Communications Commission's rules and regulations, 47 C.F.R. §76.1 et seq., including, but not limited to, the technical standards 47 C.F.R. §76.601 through §76.630. Any modifications to the provisions thereof shall be incorporated into the Renewal Franchise.

Failure to comply with all applicable laws, rules, regulations, and orders of the Board or the Office of Cable Television and Telecommunications and/or the terms, conditions, and limitations set forth herein may subject the Petitioner to penalties, as enumerated in N.J.S.A. 48:5A-51, and/or may constitute sufficient grounds for the suspension or revocation of the Renewal Franchise.

This Eighth Order of Amendment to the Renewal Franchise is issued on the representation that the statements contained in the Petitioner's applications, notices, and other writings are true, and the undertakings therein contained shall be adhered to and be enforceable unless specific waiver is granted by the Board or the Office of Cable Television and Telecommunications pursuant to the authority contained in N.J.S.A. 48:5A-1 to -64.

This Order shall be effective on November 8, 2018.

DATED: 10 /29/18

**BOARD OF PUBLIC UTILITIES** 

BY:

JOSEPH L. FIORDALISO

PRESIDENT

COMMISSIONER

COMMISSIONER

**COMMISSIONER** 

ATTEST:

AIDA CAMACHO

**SECRETARY** 

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities.

# IN THE MATTER OF THE APPLICATION OF VERIZON NEW JERSEY, INC. FOR RENEWAL OF A SYSTEM-WIDE CABLE TELEVISION FRANCHISE DOCKET NO. CE13080756

### EIGHTH ORDER OF AMENDMENT

## SERVICE LIST

Richard C. Fipphen, Esq. Associate General Counsel Verizon New Jersey, Inc. 140 West Street 7th Floor New York, NY 10007 richard.fipphen@verizon.com

Esther A. Mitchell, Clerk
Township of Mannington
491 Route 45
Mannington, NJ 08079
townshipclerk@manningtontwp.com

Rayna E. Harris, Clerk City of Rahway 1 City Hall Plaza Rahway, NJ 07065 rharris@cityofrahway.com

Stefanie A. Brand, Esq., Director Division of Rate Counsel 140 East Front Street, 4<sup>th</sup> Floor Post Office Box 003 Trenton, NJ 08625-0003 sbrand@rpa.nj.gov Alex Moreau
Deputy Attorney General
Department of Law & Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101-45029
alex.moreau@law.njoag.gov

# **Board of Public Utilities**

44 South Clinton Avenue, 3rd Floor, Suite 314 Post Office Box 350 Trenton, NJ 08625-0350

Lawanda R. Gilbert, Esq., Director Office of Cable Television and Telecommunications

lawanda.gilbert@bpu.nj.gov

Karen A. Marlowe Administrative Analyst 4 Office of Cable Television and Telecommunications karen.marlowe@bpu.nj.gov

Carol Artale, Esq.
Deputy Chief Counsel
carol.artale@bpu.nj.gov

Stacy Ho Richardson, Esq. Counsel's Office stacy.richardson@bpu.nj.gov