Agenda Date: 2/11/10 Agenda Item: 3A

CARLE TELEVISION



STATE OF NEW JERSEY

Board of Public Utilities Two Gateway Center Newark, NJ 07102 www.nj.gov/bpu/

		<u> </u>
IN THE MATTER OF CABLEVISION - SCRIPPS)	ORDER GRANTING
NETWORK IMPASSE RESULTING IN THE LOSS)	EXTENSION OF TIME
OF HGTV AND THE FOOD NETWORK CHANNELS -	j	
REQUEST FOR EXTENSION OF TIME FOR FILING A)	
MOTION FOR RECONSIDERATION OF THE ORDER)	
DENYING WAIVER REQUEST)	DOCKET NO. CO10010017

Sidney A. Sayovitz, Esq., for Cablevision Systems Corporation

BY THE BOARD:

By letter dated February 3, 2010 and filed with the Board of Public Utilities ("Board"), Cablevision Systems Corporation ("Cablevision") requests an extension of time to file a Motion for Reconsideration of the Board's January 27, 2010 Order Denying Waiver Request.

On January 27, 2010, the Board issued two companion orders regarding Cablevision's alleged failure to provide advance notice of the elimination of the HGTV and Food Network Channels. The Board's Order Denying Waiver Request rejected Cablevision's request for a waiver, as within time, of the advance notice requirements under N.J.A.C. 14:18-3.17. The Board also issued an Order to Show Cause, directing Cablevision to file an answer with the Board within thirty (30) days of the Order, or by February 26, 2010.

Cablevision states that it is considering filing a Motion for Reconsideration of the Board's Order Denying Waiver Request and pursuant to N.J.A.C. 14:17-9.6, a Motion for Reconsideration must be filed within fifteen (15) days of the issuance of a Board Order. Cablevision argues that because of the different deadlines for submission of the answer to Order to Show Cause and a Motion for Reconsideration of the Order Denying Waiver Request, it is requesting a fifteen (15) day extension for the filing of a Motion for Reconsideration. Therefore, if its request is granted by the Board, Cablevision asserts that it will have the same deadline for submissions regarding both of the January 27, 2010 orders.

The Board <u>HEREBY FINDS</u> that Cablevision's request for a fifteen (15) days extension for filing of a Motion for Reconsideration is reasonable under the circumstances. Accordingly, pursuant to the Board's authority under <u>N.J.A.C.</u> 14:1-1.2, the Board <u>HEREBY GRANTS</u> Cablevision's request. This Order shall have no impact on the deadline by which Cablevision must file its Answer to the Board's January 27, 2010 Order to Show Cause.

DATED:

2/17/10

BOARD OF PUBLIC UTILITIES

BY:

ELIZABETH RANDALL ACTING PRESIDENT

FREDERICK F. BUTLER

COMMISSIONER

OSEPH L. FIORDALISO

COMMISSIONER

JEANNE M. FOX COMMISSIONER

NICHOLAS ASSELTA COMMISSIONER

ATTEST:

KRISTI IZZOV SECRETARY

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

Utilities

Service List

I/M/O Cablevision – Scripps Network Impasse Resulting in the Loss of HGTV and the Food Network Channels

BPU Docket No.: CO010010017

Adam E. Falk Cablevision Systems Corporation 683 Route 10 East Randolph, NJ 07869

Sydney A. Sayovitz, Esq. Schenck, Price, Smith & King 10 Washington Street P. O. Box 905 Morristown, NJ 07963

Celeste M. Fasone, Director Board of Public Utilities Office of Cable Television Two Gateway Center Newark, NJ 07102

Jessica L. Campbell Deputy Attorney General Division of Law 124 Halsey Street P.O. Box 45029 Newark, NJ 07101