

Agenda Date: 4/29/13 Agenda Item: IIIA

CABLE TELEVISION

## STATE OF NEW JERSEY

Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor Post Office Box 350 Trenton, New Jersey 08625-0350 www.nj.gov/bpu/

IN THE MATTER OF THE APPLICATION OF VERIZON NEW JERSEY, INC. FOR A SYSTEM-WIDE CABLE TELEVISION FRANCHISE	)	EIGHTH ORDER OF AMENDMENT
	Ś	DOCKET NO. CE06110768

### Parties of Record:

William D. Smith, Esq., Assistant General Counsel, Verizon New Jersey, Inc. Meg Steeb, City Clerk, City of Egg Harbor Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

### BY THE BOARD:

On December 18, 2006, the Board issued an Order approving a System-wide Franchise for 316 municipalities to Verizon New Jersey, Inc. ("Verizon" or "Petitioner") in the above referenced docket number for a term of seven years to expire on December 18, 2013. 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 Franchise. On January 23, 2013, the Petitioner filed notice with the Board that it was seeking to add the City of Egg Harbor (Atlantic County) to its System-wide Franchise. Verizon filed notice with the City of Egg Harbor on January 21, 2013.

This notice follows prior notices by Verizon to add municipalities to its System-wide Franchise, and brings the total number of municipalities covered by Verizon's System-wide Franchise to 372.

Based upon the elements of the System-wide Franchise, and the legal mandates under which the Board operates, this Order <u>HEREBY COMMEMORATES</u> the addition of the City of Egg Harbor to Verizon's System-wide Franchise.

This Order of Amendment to the System-wide Franchise serves only to add the City of Egg Harbor to the Verizon System-wide Franchise, and does not, in any manner, modify, change or otherwise affect the terms and conditions of that December 18, 2006 Order.

Without limitations to the full requirements set forth in that Order, the Board reminds Verizon that, under the System-wide Franchise, it is subject to all applicable State and federal laws, the rules

and regulations of the Office of Cable Television, 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 <u>C.F.R.</u> §76.1 <u>et seq.</u>, including but not limited to the technical standards, 47 <u>C.F.R.</u> §76.601 through §76.630. Any modifications to the provisions thereof shall be incorporated into the System-wide Franchise.

Failure to comply with all applicable laws, rules, regulations and orders of the Board or the Office of Cable Television 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 System-wide Franchise.

This Order of Amendment to the System-wide 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 pursuant to the authority contained in N.J.S.A. 48:5A-1 et seq.

This Order shall be effective on May 8, 2013.

DATED: 4/29/13

BOARD OF PUBLIC UTILITIES

BY:

ROBERT M. HANNA

**PRESIDENT** 

JEANNE M. FOX COMMISSIONER OSEPH L. FIORDALISO

COMMISSIONER

MARY-ANNA HOLDEN

COMMISSIONER

ATTEST:

KRISTI IZZO SECRETARY HEREBY CERTIFY that the within document, as a true copy of the origina in the files of the flound of Public

Utilities V

# IN THE MATTER OF THE APPLICATION OF VERIZON NEW JERSEY, INC. FOR A SYSTEM-WIDE CABLE TELEVISION FRANCHISE

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