



**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/](http://www.nj.gov/bpu/)

CABLE TELEVISION

IN THE MATTER OF SERVICE ELECTRIC CABLE ) ORDER  
TV OF HUNTERDON, INC. REQUEST FOR )  
WAIVER, OF THE 30-DAY NOTICE PERIOD FOR )  
FILING OF AN ALTERATION IN CHANNEL )  
ALLOCATION, PURSUANT TO N.J.A.C. 14:18-3- )  
17 ) DOCKET NO. CO15050552

**Party of Record:**

**Jennifer Brown, Regulatory Affairs Director, Service Electric Cable TV of Hunterdon Inc.**

**BY THE BOARD:**

By letter dated May 4, 2015, Service Electric Cable TV of Hunterdon, Inc. ("SECTV"), sought a Board waiver, as within time, of the 30-day notice period for the filing of an alteration in channel allocation pursuant to N.J.A.C. 14:18-3.17.

The particular channel affected is Live Well TV, a digital network program provided by ABC Television and carried on channel 106 in SECTV service areas. SECTV states that ABC television deleted Live Well TV and replaced it with LAFF TV effective April 16, 2015 without notice to SECTV, which learned of the deletion of channel content on April 16, 2015 from a SECTV subscriber.

SECTV seeks a waiver pursuant to N.J.A.C. 14:18-3.17(d) of the Board's 30-day notice requirement with respect to the deletion of the Live Well TV channel effective April 16, 2015.

SECTV states its subscribers and municipal officials were notified of the deletion of service on April 16, 2015 by an on-screen message and regular U.S. mail. SECTV immediately notified the Office of Cable Television ("OCTV") by letter dated April 16, 2015.

N.J.A.C. 14:18-3.17(a) and (b) require each cable company to notify the OCTV, subscribers and municipalities of any channel deletions at least 30 days prior to the effective date of the deletion.

N.J.A.C. 14:18-3.17(d)(3) provides that for alterations in channel allocations for deletions or cutbacks not within the exclusive control of the cable television operator, OCTV shall consider the

cable television operator in compliance with the notice obligations upon a showing by the cable television operator that there is good cause and measures taken to notify customers as soon as practical. As SECTV was uninformed of the channel content provider change with sufficient time to provide adequate notice to OCTV, subscribers and municipal officials and SECTV did provide such notice immediately upon becoming aware of the change in content, Staff recommends there is good cause shown to grant the waiver.

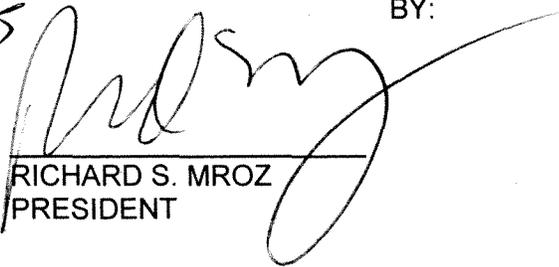
Having reviewed this matter, the Board **FINDS** that the waiver is appropriate under the present circumstances, based upon actions outside the control of the cable company. SECTV has notified the OCTV, subscribers and affected municipalities of the deletion of service at the earliest date possible. Therefore, the Board **APPROVES**, as within time, SECTV's request for a waiver of the alternation in channel allocation filing requirements as permitted under N.J.A.C. 14:18-3.17(d)(3).

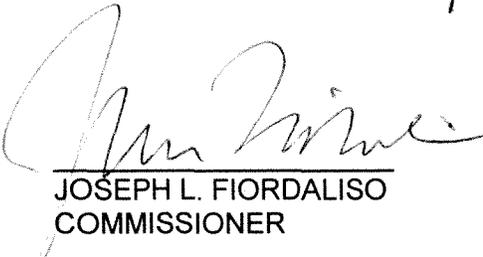
This order shall be effective on June 26, 2015.

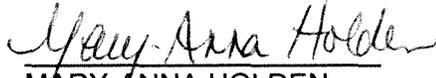
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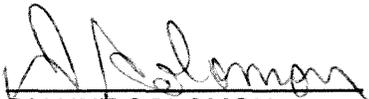
BOARD OF PUBLIC UTILITIES  
BY:

*June 18, 2015*

  
RICHARD S. MROZ  
PRESIDENT

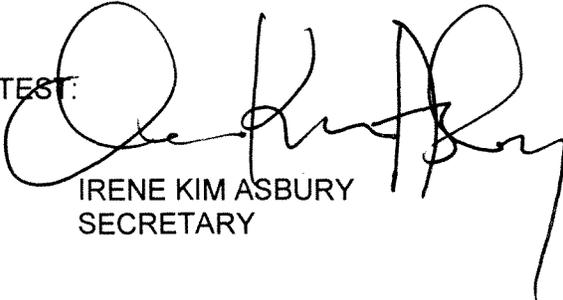
  
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MARY-ANNA HOLDEN  
COMMISSIONER

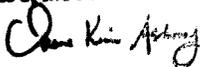
  
DIANNE SOLOMON  
COMMISSIONER

  
UPENDRA J. CHIVUKULA  
COMMISSIONER

ATTEST:

  
IRENE KIM ASBURY  
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 ELECTRIC CABLE TV OF HUNTERDON INC.  
REQUEST FOR WAIVER, OF THE 30-DAY NOTICE PERIOD FOR FILING OF A  
NOTICE OF ALTERATION IN CHANNEL ALLOCATION PURSUANT TO  
N.J.A.C. 14:18-3.17**

**DOCKET NO. CO15050556**

**SERVICE LIST**

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