



Agenda Date: 11/10/09  
Agenda Item: 3A

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
Two Gateway Center  
Newark, NJ 07102  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

CABLE TELEVISION

IN THE MATTER OF THE BOARD PROCEEDINGS TO )  
EXAMINE THE EFFECTS OF THE ENTRY OF )  
SYSTEM-WIDE FRANCHISEES INTO THE STATE'S )  
CABLE TELEVISION MARKET, PURSUANT TO )  
N.J.S.A. 48:5A-25.2(d) ) ORDER  
DOCKET NO. CO09090757

BY THE BOARD:

Under N.J.S.A. 48:5A-25.2(d), the Board of Public Utilities ("Board") is required to convene proceedings within 36 months after entry of system-wide franchisees into the State's cable television market. The purpose of this Order is to set the dates for public hearings and to set a comment period. As required by N.J.S.A. 48:5A-25.2(d), the Board, within six months of the convening of the proceedings, will submit a report to the State Legislature on the following issues: (1) the extent of actual deployment of cable service by each system-wide franchisee, including the income and race of persons in the areas where such facilities were deployed; (2) the franchisee's effect on choice in the marketplace; and (3) the effect that the introduction of system-wide competitors has had on consumers.

As noted above, the Board is required to convene proceedings to determine the effects of entry of system-wide franchisees into the State's cable television market within 36 months after the grant of the first issued system-wide franchise. By Order dated December 18, 2006, the Board approved an application for a system-wide cable television franchise filed by Verizon New Jersey, Inc. ("VNJ" or "Verizon"). I/M/O the Application by Verizon New Jersey, Inc. for a System-wide Cable Television Franchise, BPU Dkt. No.: CE06110768. Through subsequent Board Orders, Verizon is now authorized to provide cable television service to 369 municipalities in 19 counties. Currently, Verizon serves portions of 335 municipalities.

Pursuant to the provisions of the New Jersey Cable Television Act, N.J.S.A. 48:5A-1 et seq. ("CATV Act") and the Board's regulations, Cablevision of New Jersey converted its municipal consent-based franchise in the Borough of Fair Lawn. The conversion was acknowledged in a Board Order dated June 8, 2009. I/M/O/ Cablevision of New Jersey, Inc. for the Conversion of a System-wide Franchise in the Borough of Fair Lawn, BPU Dkt. No.: CE09030230. Additionally, Cablevision of Oakland's conversion of its municipal consent-based franchise in the Township of Cedar Grove was acknowledged by the Board in an Order dated July 1, 2009. I/M/O Cablevision of Oakland, LLC for the Conversion to a System-wide Franchise in the Township of Cedar Grove, BPU Dkt. No.: CE09030231.

Accordingly, the Board HEREBY SETS the public hearing dates as follows:

Date: December 2, 2009  
Time: 4:00 p.m.  
Location: Middlesex County Administration Building  
Freeholder's Meeting Room, 1<sup>st</sup> Floor  
John F. Kennedy Square  
New Brunswick, NJ

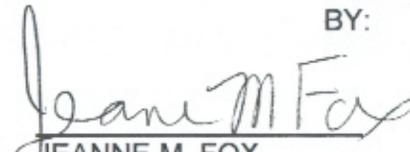
Date: December 8, 2009  
Time: 4:00 p.m.  
Location: Cherry Hill Municipal Building  
Council Chambers, Room 208  
820 Mercer Street  
Cherry Hill, NJ

Date: December 10, 2009  
Time: 4:00 p.m.  
Location: Board of Public Utilities  
Board Hearing Room, 8<sup>th</sup> Floor  
Two Gateway Center  
Newark, NJ

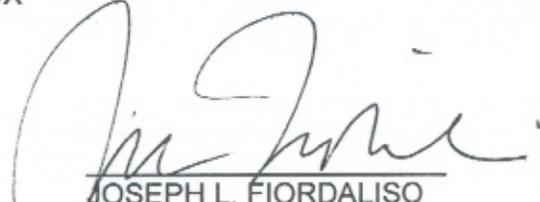
Furthermore, the Board HEREBY SETS the public comment period from December 2, 2009 through January 10, 2010. Written comments may be submitted to Celeste M. Fasone, Director, Office of Cable Television, 2 Gateway Center, 8<sup>th</sup> Floor, Newark, New Jersey 07102. Comments also may be submitted by e-mail to [swfcomments@bpu.state.nj.us](mailto:swfcomments@bpu.state.nj.us). Comments will only be accepted during the comment period.

DATED: 11/10/09

BOARD OF PUBLIC UTILITIES  
BY:

  
JEANNE M. FOX  
PRESIDENT

  
FREDERICK F. BUTLER  
COMMISSIONER

  
JOSEPH L. FIORDALISO  
COMMISSIONER

  
NICHOLAS ASSELTA  
COMMISSIONER

  
ELIZABETH RANDALL  
COMMISSIONER

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

ATTEST:  
  
KRISTI IZZO  
SECRETARY

