



Agenda Date: 12/18/13

Agenda Item: IIIH

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

CABLE TELEVISION

IN THE MATTER OF COMCAST OF CENTRAL NEW)
JERSEY II, LLC, REQUEST FOR WAIVER OF THE 30) ORDER
DAY NOTICE PERIOD FOR FILING AN ALTERATION)
IN CHANNEL ALLOCATION PURSUANT TO N.J.A.C.)
14:18-3.17) DOCKET NO. CO13111074

Dennis C. Linken, Esq., Scarinci & Hollenbeck, LLC. on behalf of Petitioner

BY THE BOARD:

By letter dated October 10, 2013, Comcast of Central New Jersey II, LLC (Comcast) requested a waiver 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.

Comcast maintains that the waiver request is sought because it was unable to file notice of an alteration in channel allocation with subscribers in sufficient time to comply with the 30-day notice requirement necessary when an alteration in service occurs pursuant to N.J.A.C. 14:18-3.17. Comcast of Central New Jersey II, LLC is an affiliate of Comcast Cable Communications, LLC, a cable television company regulated for rate purposes that provides service to subscribers in selected areas throughout New Jersey. Comcast states that the waiver request is necessary because on November 12, 2013, it re-positioned its programming for Bloomberg News and The Travel Channel in response to an Order issued by the Federal Communications Commission ("FCC").

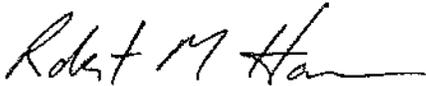
Effective November 12, 2013, Bloomberg News was moved from channel 142 to channel 42 and The Travel channel was moved from channel 42 to channel 81. Comcast asserts that subscribers were initially notified via three newspapers in the Somerset system service area on October 12, 2013, and also by bill message which began on October 16, 2013. Municipal officials were notified by fax on October 4, 2013. The Office of Cable Television (OCTV) was notified by mail on October 10, 2013.

N.J.A.C. 14:18 3.17(c)1 provides for the relaxation of the 30-day notice period upon a showing by the cable television operator that it has acted to provide the required notice at the earliest possible date and it reasonably believes that timely compliance with this subsection might subject the cable television operator to penalties under Federal law. Having reviewed this

matter, the Board **HEREBY FINDS** that the waiver is appropriate under the present circumstances. Comcast timely notified the OCTV and affected municipalities and notified the subscribers at the earliest time possible of the channel changes. Therefore, the Board **HEREBY APPROVES** Comcast's request for a waiver with respect to adequate notice to subscribers, as within time.

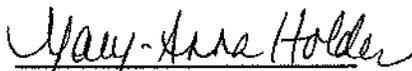
DATED: 12/18/13

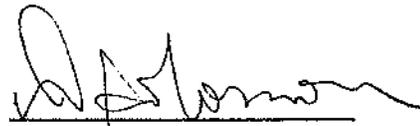
BOARD OF PUBLIC UTILITIES
BY:


ROBERT M. HANNA
PRESIDENT

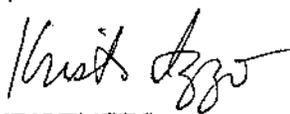

JEANNE M. FOX
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

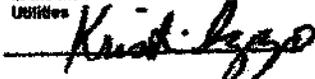

MARY-ANNA HOLDEN
COMMISSIONER


DIANNE SOLOMON
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

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



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WAIVER OF THE 30 DAY NOTICE PERIOD FOR FILING AN ALTERATION IN CHANNEL
ALLOCATION PURSUANT TO N.J.A.C. 14:18-3.17
DOCKET NO. CO13111074

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