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Richard C. Fipphen Assistant General Counsel



January 21, 2015

Honorable Kathleen H. Burgess Secretary New York State Public Service Commission Three Empire State Plaza Albany, New York 12223

Re: Case 15-V-____ – Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York

Dear Secretary Burgess:

Enclosed please find the Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York.

Verizon has completed pre-installation surveys at each of the 46 properties. Verizon requests that orders of entry be issued by the Commission directing the owner of each building to permit Verizon to install cable television facilities, as provided in Section 898.4(b)(9) of the Commission's Rules.

Each respondent named in the Petition has been served with a paper copy of the Petition and accompanying Exhibit 1. Due to its size, a paper copy of Exhibit 2 has not been provided to each respondent. Instead, Exhibit 2 has been posted on a public webpage and can be found at http://www22.verizon.com/about/community/nypsc_petitions.htm.

If any of the respondents believe that they have been included in this Petition in error or are now willing to allow installation of Verizon's cable television facilities at their building, they should contact me at the above email address.

Respectfully submitted,

Pulse C. July

Richard C. Fipphen

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York

Case 1	5-V
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PETITION FOR ORDERS OF ENTRY

Verizon New York Inc. ("Verizon") respectfully submits this Petition for Orders of Entry, pursuant to 16 NYCRR § 898.4, allowing Verizon to install fiber-optic facilities to provide cable television service at 46 multiple-dwelling unit ("MDU") buildings in the City of New York. In support of this Petition, Verizon states as follows:

Specific Location of the Properties

1. Verizon seeks to install fiber-optic facilities to provide cable television service at the 46 MDUs listed in Exhibit 1. Each MDU is a residential building; the number of living units in each MDU is set forth in Column D of Exhibit 1. The owner or managing agent of each MDU listed in Exhibit 1 has either: (1) failed to respond to Verizon's letters requesting access to install fiber-optic facilities to provide cable television service, or (2) affirmatively denied Verizon's request for access. Column I of Exhibit 1 sets forth the type of response received for each building.

Owners and Agents

2. The names of the current owners and managing agents of each MDU are listed in Columns E, F, and G of Exhibit 1.

Description of the Work to be Performed

3. By this Petition, Verizon seeks permission to install fiber-optic facilities to provide cable television services to residents and businesses in each building. These fiber-optic

facilities will also allow Verizon to provide voice telephony and broadband services in the building. Pre-installation surveys of each property have been completed. Column J of Exhibit 1 sets forth the type of installation that Verizon intends to use for each building.

Proof of Service of Notice of Intention to Install Cable Television Facilities and Service

4. After several unsuccessful attempts by Verizon to secure permission to start the proposed fiber-optic installation, each owner and/or managing agent received a letter from Verizon along with a Notice of Intent to Install Cable Television Facilities. Mailing dates of the notices for each building are set forth in Column H of Exhibit 1. Supporting documentation is provided in Exhibit 2.

Name of the Individual Responsible for Installation

5. Alyson Seigal, Verizon, 140 West Street, New York, NY, is the person primarily responsible for the proposed installations.

Indemnification

6. Verizon warrants that it will bear the entire cost of each installation. Verizon further warrants that it will indemnify the owner of each building for any damage that may be caused by Verizon in connection with the installation.

<u>Installation Work Will Be Conducted without Prejudice to the Owner's Right to Receive Just Compensation</u>

7. The proposed installation work will be conducted without prejudice to the rights of the owner of each building to receive just compensation in accordance with 16 NYCRR § 898.2.

Summary of Verizon's Efforts to Gain Entry to the Buildings

8. Verizon's formal efforts to gain entry to the identified properties are set forth in Column H of Exhibit 1. In addition to those efforts, Verizon has attempted to contact the owners

and managing agents by telephone and/or e-mail to secure access to the properties, without

success.

Opportunity for the Owner to Answer the Petition

9. The owner of each building listed on Exhibit 1 has twenty (20) days from receipt

of this Petition to file an answer. The answer must be responsive to this Petition and may set

forth any additional matters not contained herein.

WHEREFORE, Verizon respectfully requests that the Commission grant Verizon the

relief requested herein and issue an Order pursuant to 16 NYCRR § 898.4 permitting Verizon to

install cable television facilities at each building, together with such other relief as the

Commission may deem just and proper.

Respectfully submitted,

Pulm C. Top

RICHARD C. FIPPHEN 140 West Street, 6th Floor

New York, New York 10007

(212) 519-4718

Counsel for Verizon New York Inc.

Dated: January 21, 2015

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STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York

Case 15-V-____

AFFIRMATION OF KEEFE B. CLEMONS

Keefe B. Clemons, an attorney admitted to practice in the courts of the State of New York, affirms under penalty of perjury, pursuant to CPLR 2106, as follows:

- 1. I am an officer of the petitioner Verizon New York Inc.
- 2. I am not a party to this action.
- 3. I have read the foregoing Petition and I know its contents. To the best of my knowledge, based on information provided to me by employees of the Petitioner and its affiliates, the foregoing Petition is true.

Leefe B. Clemons

KEEFE B. CLEMONS

Dated: New York, New York January 21, 2015

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York

Case 15-V-____

DECLARATION OF LAURA A. SHINE

A copy of the Petition of Verizon New York Inc. for Orders of Entry for 46 Multiple-Dwelling Unit Buildings in the City of New York was sent on January 21, 2015 by First-Class U.S. Mail to the persons on the attached Service List.

I declare under penalty of perjury that, to the best of my knowledge, the foregoing is true and correct.

LAURA A. SHINE

Dated: New York, New York January 21, 2015

SERVICE LIST

172 E Holding LLC c/o JJMA Inc.

Attn: Sela Wong

50 East 42nd Street, Room 208

New York, NY 10017

72nd St. Associates LLC

c/o Carlyle Construction Corp.

Attn: Michael Dimson 340 East 46th Street New York, NY 10017

440 East 62nd St. Owners Corp.

c/o Douglas Elliman Property Management

Attn: Howard Broymeyer

675 Third Avenue New York, NY 10017 East Village Realty Co. Attn: Addi Gatenio

PO Box 375

Cedarhurst, NY 11516

180 Thompson Owners Corp.

c/o Dermer Management

Attn: Adam Berenson

10 East 40th Street, Suite 1310

New York, NY 10016

148-150 E. 2 St LLC

c/o Luke Realty

Attn: David Ares

84 Orchard Street, Suite 2

New York, NY 10002

Lancaster Realty, L.P.

Attn: Arnold Marshel

1500 Paerdegat Avenue North

Brooklyn, NY 11236

Kalimian First Avenue LLC

Attn: Jim Seiler

600 Lexington Avenue, 14th Floor

New York, NY 10022

The Bromley Company, LLC

c/o Punia and Marx, Inc.

Attn: Fred Enrico

265 Lexington Avenue

New York, NY 10016

4 Park Avenue Associates, LLC

c/o Broadwall Management Corp.

Attn: Abraham Rill

7 Penn Plaza, Suite 618

New York, NY 10001

925 D Realty LLC c/o Heller Realty Attn: Kevin Padgett

745 5th Avenue, Suite 1250

New York, NY 10151

Broadway 98 Condominium c/o Orsid Realty Corporation

Attn: Bill Honan

1740 Broadway, 2nd Floor New York, NY 10019

Seaman Realty LLC c/o Abro Management Attn: Aaron Kushner 485 West 187th Street

New York, NY 10033

Inwood Gardens, Inc.

c/o Metro Management & Development Inc.

Attn: Kristina Iori 42-25 21st Street

Long Island City, NY 11101

601 - 609 West 175 St. Corp. c/o Stellar Management

Attn: Stacy Perez

156 William Street, 10th Floor

New York, NY 10038

Morap LLC

c/o SDG Management Corp.

Attn: Luis Altamiranda

888 7th Avenue, Suite 2400

New York, NY 10106

Rraci Real Estate Corp. Attn: Hajdin Rraci 2039 Blackrock Avenue

Bronx, NY 10472

3341 Decatur Realty Inc.

Attn: Gunanand Persaud

1606 Townsend Avenue, 1st Floor

Bronx, NY 10452

745 Owners Corp.

c/o Superior Realty Corp.

Attn: Edward Weinman

3622 13th Avenue Brooklyn, NY 11218 144-10 Roosevelt Avenue, #1D

Flushing, NY 11354

c/o Krumholz Realty Management LLC Attn: Jennifer Cruz

BK Property Four, LLC

Bowne Realty Associates, LLC Attn: German Caceras 80 Cuttermill Road, Suite 402

Great Neck, NY 11021

Park 83rd St. Corp. c/o Cinshar Management Attn: Tanya Cavallaro 41 West 83rd Street New York, NY 10024

QPII-32-15/25 93 Street LLC c/o FirstService Residential

Attn: Tony Nezaj

622 Third Avenue, 15th Floor

New York, NY 10017

Layton, LLC c/o SMRC Mgmt LLC Attn: Mark Goodman 80 Maiden Lane, Room 2204 New York, NY 10038

39th Avenue Apartments, Inc. c/o Jalen Management Corp.

Attn: Paula Zacharakos

7018 Fort Hamilton Parkway

Brooklyn, NY 11228

Estates at Hillcrest III c/o ABM Management Corp.

Attn: Regina Roberts

310 Northern Boulevard, Suite G

Great Neck, NY 11021

Treasures & Gems, Ltd.

Attn: Rhoda Crane 415 Gloucester Street Englewood, NJ 07631 129 LLC

Attn: Jonathan Miller

360 Madison Avenue, 9th Floor

New York, NY 10017

The Petersfield Condominium c/o Douglas Elliman Property Management

Attn: Brenda Ballison 675 Third Avenue New York, NY 10017 US Manhattan II Corporation

Attn: Ramon Bonilla

3154 Albany Crescent, 2nd Floor

Bronx, NY 10463

Geel East 182nd Street Corporation c/o Geel Community Services Inc.

Attn: Anthony Guarino 2516 Grand Avenue Bronx, NY 10468 Riverdale Manor Owners Corp. c/o Riverdale Manor, LLC Attn: Steven Muller 1388 East 15th Street Brooklyn, NY 11230

Federation Employment and Guidance Service, Inc.

Attn: Jennifer Klein 315 Hudson Street New York, NY 10013 Rockwood Owners Corp. c/o Rose Associates Inc. Attn: Russell Heigel 200 Madison Avenue, 5th Floor New York, NY 10016

Star Corner Condominium Inc.

c/o Marbrose Realty
Attn: Francisco Orellana

1 Union Square West, 4th Floor

New York, NY 10003

Sinan Commercial USA Inc.

Attn: Peter Ting 269 West 39th Street New York, NY 10018

3rd and 87th, LP c/o The Olnick Organization, Inc.

Attn: Derrick McMaster

135 East 57th Street, 22nd Floor

New York, NY 10022

368 Manhattan LLC

Attn: Czeslaw Konarzewski

697 Lorimer Street Brooklyn, NY 11211

475 Greenwich Street Condo c/o Corcoran Sunshine Marketing Group

Attn: Mike Daly 42-09 235th Street Douglaston, NY 11363 100 Ocean Parkway Tenants Corp.

Attn: Kees Edelman 100 Ocean Parkway Brooklyn, NY 11218 55 White Street Condominium c/o Andrews Building Corp.
Attn: Edward Zimmerman
666 Broadway, Suite 12
New York, NY 10012

150 W. 95 Owners Corp. c/o Carlton Management Attn: Donna Anderson 136 Glenwood Road Glenwood, NY 11547

Manhattan Building Management LLC c/o The Besen Group Attn: Michael Besen 381 Park Avenue South, 15th Floor New York, NY 10016 Seaman 133 LLC c/o Bronstein Properties LLC Attn: Bennett Klion 108-18 Queens Boulevard, Suite 302 Forest Hills, NY 11375

Haroldon Court Condominium c/o Orsid Realty Corp. Attn: Justine Delagana 1740 Broadway, 2nd Floor New York, NY 10019

Elmhurst Ctr Inc. Attn: Jose Pardo 40-69 94th Street Elmhurst, NY 11373