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Richard C. Fipphen Assistant General Counsel



February 5, 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 33 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 33 Multiple-Dwelling Unit Buildings in the City of New York.

Verizon has completed pre-installation surveys at each of the 33 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 33 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 33 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 33 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: February 5, 2015

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STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 33 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 February 5, 2015

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 33 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 33 Multiple-Dwelling Unit Buildings in the City of New York was sent on February 5, 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 February 5, 2015

SERVICE LIST

301 East 87th Street Owners Inc. c/o Hoffman Management Attn: Steven Hoffman 300 West 55th Street, Suite 2V

New York, NY 10019

Next Generation 13th Street Associates, LLC c/o Stellar Management
Attn: Smajlie Srdanovic
156 William Street, 10th Floor
New York, NY 10038

1045 Park Avenue Owners Corp. c/o Douglas Elliman Property Management Attn: David Dreyfuss 675 Third Avenue

Mohawk Housing Associates, LP c/o AMS Realty Company LLC Attn: Martin Shnay

98 Cutter Mill Road, Suite 240-S

Great Neck, NY 11021

New York, NY 10017

Lawrence Gardens Apartments Del LLC c/o Apartment Management Associates LLC Attn: Jay Rosenfeld 600 Avenue Z Brooklyn, NY 11223 475 Park Avenue Corporation c/o Charles H. Greenthal Management Attn: Michelle McCarthy 4 Park Avenue, 3rd Floor

New York, NY 10016

Elizabeth Assets LLC c/o Park Avenue South Management Attn: Maurice McKenzie 507 West 186th Street, Apt. A4 New York, NY 10033

Dupont Associates Inc. c/o Goldman Associates Inc. Attn: Allan Goldman 1185 6th Avenue, 10th Floor New York, NY 10036

16 Sutton Place Apartment Corp. c/o Douglas Elliman Property Management Attn: Charles Hack 675 Third Avenue New York, NY 10017

Harrington Realty, LLC Attn: Joseph Scalisi 1870 Hobart Avenue Bronx, NY 10461 140 East Tenants Corp.

c/o Midboro Management, Inc.

Attn: Michael Wolfe

148 West 37th Street, Suite 8

New York, NY 10018

179 Tenants Corporation

c/o J & C Lamb Management Corp.

Attn: Joseph Simpson

4 Park Avenue

New York, NY 10016

Well Done Realty LLC

c/o Gatsby Enterprises, LLC

Attn: Sean Piroozian

347 5th Avenue, Suite 300

New York, NY 10016

Allen House, LLC

c/o Dariko Realty

Attn: Rich Gabbay

305 Northern Boulevard, Suite 202

Great Neck, NY 11021

Park & Coast IV, LLC

c/o A&E Real Estate Management

Attn: Sean Wynne

1065 Avenue of the Americas, 31st Floor

New York, NY 10018

Nautilus Realty Limited Partnership

c/o Kings & Queens Residential LLC

Attn: Debra Perna

97-77 Queens Boulevard, Suite 1210

Rego Park, NY 11374

9302 Realty LLC

c/o W.M. Realty Management Inc.

Attn: Juda Rosonford

5318 New Utrecht Avenue, 2nd Floor

Brooklyn, NY 11219

425 Park-South Tower Corp.

c/o Goodman Management Co., Inc.

Attn: Hannah McAllister

5683 Riverdale Avenue, Suite 203

Bronx, NY 10471

101 West 80th Owners Corp.

c/o Midboro Management, Inc.

Attn: Christine Soja

333 7th Avenue, 5th Floor

New York, NY 10001

50 West 106 Street HDFC

c/o Bronstein Properties

Attn: Ben Snyder

84-75 Main Street

Briarwood, NY 11435

310 West 99th Street Owners Corp. c/o Key Real Estate Associates
Attn: Joan Konow
217 Broadway, Suite 309

New York, NY 10007

Graham Court Owners Corp.

c/o Residential Management Inc.

Attn: Manuel Silberg

1651 Coney Island Avenue, 4th Floor

Brooklyn, NY 11230

808 West End Avenue LLC

820 West End Avenue LLC

Attn: Barbara Gertel

808 West End Avenue

New York, NY 10025

Attn: Barbara Gertel

808 West End Avenue, Office

New York, NY 10025

The George Units LLC c/o Rachel Bridge Corp.
Attn: Jacob Schwimmer

1365 St. Nicholas Avenue, 2nd Floor

New York, NY 10033

1819 Williamsbridge LLC

c/o Gjonaj Realty Management

Attn: Deda Gjonaj 275 East Gun Hill Road

Bronx, NY 10467

1165 Pugsley Ave. LLC c/o NYC Management LLC

Attn: Michael Besen

381 Park Avenue South, Suite 1515

New York, NY 10016

Oxford II Realty LLC

Attn: Robert Izsak

3030 Ocean Avenue, Suite Aa

Brooklyn, NY 11235

The Pavilion Owners Corp.

c/o SLJ Property Management, LLC

Attn: Leonard Jacobs

144-63 35th Avenue, Suite 1G

Flushing, NY 11354

CHAB Two Realty, LLC

c/o Wavecrest Management

Attn: Ernesto Mariano

87-14 116th Street

Richmond Hill, NY 11418

Kingston Place Realty Co., LLC c/o Pinnacle Management
Attn: Isak Randoncic
1 Penn Plaza, Suite 4000
New York, NY 10119

270 West 11th Street Owners Corp. c/o ABC Management Corporation Attn: Seth Weinstein 152 West 57th Street, 12th Floor New York, NY 10019 150-152 Duane Condo c/o ABC Management Corporation Attn: Seth Weinstein 152 West 57th Street, 12th Floor New York, NY 10019