140 West Street
6th Floor
New York, NY 10007
Tel (212) 519-4718
Fax (212) 962-1687
richard.fipphen@verizon.com

Richard C. Fipphen Assistant General Counsel



February 27, 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 53 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 53 Multiple-Dwelling Unit Buildings in the City of New York.

Verizon has completed pre-installation surveys at each of the 53 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 53 Multiple-Dwelling Unit Buildings in the City of New York

Case 15-V

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 53 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 53 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 27, 2015

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STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 53 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.

KEEFE B. CLEMONS

Dated: New York, New York February 27, 2015

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 53 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 53 Multiple-Dwelling Unit Buildings in the City of New York was sent on February 27, 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 27, 2015

SERVICE LIST

170 Second Avenue Owners Corp.

c/o ABC Realty

Attn: Seth Weinstein

152 West 57th Street, 12th Floor

New York, NY 10019

Seaport Hospitality LLC c/o Smith Murdock Co.
Attn: Richard Murdock
561 Broadway, Suite 6D

New York, NY 10012

14 L. Pierre Associates, LLC

c/o Urban Associates

Attn: Louis Zadrima

400 West 59th Street, 3rd Floor

New York, NY 10019

Eldridge Street Limited Partnership c/o East Chinatown HDFC Inc.

Attn: Christopher Kui

141 Norfolk Street, Ground Floor

New York, NY 10002

36 Sutton South Corp.

c/o Tudor Realty Services Corporation

Attn: Susan Trauner

250 Park Avenue South, 4th Floor

New York, NY 10003

Carmine Limited

c/o Mautner-Glick Corp.

Attn: Jason Glick

1345 Third Avenue, 2nd Floor

New York, NY 10075

Benchmark 10 LP

c/o Benchmark Realty Group

Attn: Aaron Feldman

270 Lafayette Street, Suite 1205

New York, NY 10012

35 East Associates, LLC

Attn: Thomas Fan

136-40 39th Street, Suite 403

Flushing, NY 11354

Gilzeis Realty Company, LLC

c/o Gilman Management Corp.

Attn: Winston King

574 St. Nicholas Avenue

New York, NY 10030

TPE Riverview I LLC

c/o Manhattan North Management Company, Inc.

Attn: Louis Nunez

107 East 139th Street, Management Office

New York, NY 10035

530 Manhattan Avenue HDFC c/o Blue Woods Management Group, Inc.

Attn: Stephen Wilson

307 Seventh Avenue, Suite 604

New York, NY 10001

390 Riverside Owners Corp.c/o AKAM Associates, Inc.Attn: Hanley Braginsky260 Madison Avenue, 12th Floor

New York, NY 10016

687 West 204th Street Corp.

c/o Robert E. Hill, Inc. Attn: Stewart Hackett 279 East 231st Street Bronx, NY 10463 Dyckman LLC c/o Parkoff Organization Attn: Mayer Brandwein 98 Cuttermill Road, Suite 444S

Great Neck, NY 11021

854 West 181 Corp.

c/o Solstice Residential Group LLC

Attn: Ruth Vallecillo

257 Park Avenue South, Suite 303

New York, NY 10010

Pinehurst Owners Corp.

c/o Blue Woods Management Group, Inc.

Attn: Stephen Wilson 42 River Street, 2nd Floor Sleepy Hollow, NY 10591

Brookhaven LLC

c/o Orin Management Attn: Ari Schweiber 37-04 Parsons Boulevard Flushing, NY 11354 1280 Realty NY LLC

c/o The Pinnacle Group

Attn: Isak Radoncic 1 Penn Plaza, Suite 4000

New York, NY 10119

Forest Hills Chateau Corp.

c/o Mark Greenberg Real Estate

Attn: Steven Greenbaum

1981 Marcus Avenue, Suite C131

New Hyde Park, NY 11042

Thurman Verona Apts. Corp.

c/o Argo Real Estate LLC

Attn: Michael Rudolph

50 West 17th Street, 7th Floor

New York, NY 10011

65-60 Realty Co., LLC c/o B & R Management Co., LLC

Attn: Robert Miller

425 West 57th Street, Apt. 1F

New York, NY 10019

137-05 Franklin Avenue Owners, Inc. c/o First Zone Realty & Management, Inc.

Attn: Edward Kildara

35-26 Farrington Street, Suite 2F

Flushing, NY 11354

Nisan Minakyan

c/o Carldan Management LLC

Attn: Howard Wolinetz 82-55 212th Street Hollis, NY 11427 55 Woodside Corp. Attn: Billy Haugh

164-18 43rd Avenue, #A6

Flushing, NY 11358

88-36 Elmhurst Avenue, LLC

c/o A & E Realty Services

Attn: Scott Maslin

1065 Avenue of the Americas, 31st Floor

New York, NY 10018

Southview Owners Corp. c/o Maxwell-Kates, Inc.

Attn: Matthew Newman 9 East 38th Street, 6th Floor

New York, NY 10016

QPII - 93-35 Lamont Avenue LLC

c/o First Service Residential

Attn: Taylor Katz

622 Third Avenue, 14th Floor

New York, NY 10017

2238 Morris Ave Owner LLC

c/o Paradise Management

Attn: Joel Goldstein 329 Hewes Street Brooklyn, NY 11211

Burnside Associates LP

c/o Fordham-Bedford Housing Corp.

Attn: Gerald Wollweber 2751 Grand Concourse

Bronx, NY 10468

CRNA Properties, LLC

Attn: Alexander Brann

P.O. Box 666

Millbrook, NY 12545

909 Sheridan LLC

c/o A & E Realty Services

Attn: Louis Cutri

1065 Avenue of the Americas, 31st Floor

New York, NY 10018

La Fontaine Owners LLC

c/o C & C Affordable Management LLC

Attn: Juan Gonzalez

1735 Park Avenue, Suite 300

New York, NY 10035

1503 Lexington Associates

c/o Liberty Place Property Management

Attn: Tom Benincasa 109 Spencer Place Mamaroneck, NY 10543 The Tatum Condominium

c/o The Wavecrest Management Team, Ltd.

Attn: Jay Yablonsky 87-14 116th Street

Richmond Hill, NY 11418

330 E 72 Street Condominium c/o Wallack Management

Attn: Sam Eisner

441 Lexington Avenue, 4th Floor

New York, NY 10017

The 501 West 52nd Street Condominium c/o Clinton Housing Development Co.

Attn: Joe Restuccia

403 West 40th Street, 1st Floor

New York, NY 10018

Hing Lung Realty Corp.

Attn: May Lee

158 Hester Street, Suite 2F

New York, NY 10013

7 East 85th Street Tenants Corp. c/o Midboro Management Inc.

Attn: Daniel Brooks

333 7th Avenue, 5th Floor

New York, NY 10001

The Kent Condominium

c/o Maxwell-Kates, Inc.

Attn: David Degidio

9 East 38th Street, 6th Floor

New York, NY 10016

Gregan Equities, Inc.

Attn: George Rigas

26 Delavan Street

Brooklyn, NY 11231

99th-Riverside Housing Corp. c/o Midboro Management Inc.

Attn: Michael Wolfe 333 7th Avenue, 5th Floor New York, NY 10001

Abdul Qayumi 146-39 22nd Avenue Flushing, NY 11357

Lighthouse Cathedral LLC
Attn: Daisy Lopez
707 East Palisade Avenue
Englewood Cliffs, NJ 07632

Jo & Wo Realty Corp. Attn: Terrence Joyce 4718 18th Avenue, Suite 141 Brooklyn, NY 11204

573 West 192 St., LLC c/o CLK Management Attn: Jeri Glaser 135 Crossways Park Drive, Suite 401 Woodbury, NY 11797 214 Bradhurst Avenue HDFC c/o Esra Realty LLC Attn: Ramona Grey-Harris 740 St. Nicholas Avenue New York, NY 10031

The Elysabeth Condo c/o Midboro Management Inc. Attn: Earl Kirn 333 7th Avenue, 5th Floor New York, NY 10001

Gramont Owners Corp. c/o AKAM Associates, Inc. Attn: Ed Benjamin 260 Madison Avenue, 12th Floor New York, NY 10016

184th Street Realty LLC c/o Barberry Rose Management Attn: Christopher Sarchetti 1024 Broadway, #1024 Woodmere, NY 11598

Clinton Housing West 52nd Partners, LP c/o Clinton Housing Development Company, Inc. Attn: Joe Restuccia 403 West 40th Street
New York, NY 10018

East 29th Street Partners, LLC c/o Halstead Management Company LLC Attn: Phillis Nappi 770 Lexington Avenue, 7th Floor New York, NY 10065

S.K.I. Realty, Inc. Attn: Michael Kiernan 1275 York Avenue New York, NY 10065 Flushing Haight Condominium Association Inc. c/o Robby S.P. LLC Attn: Sook Chun Hu 41-34 Haight Street Flushing, NY 11355