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Richard C. Fipphen Assistant General Counsel



November 7, 2014

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

Re: Case 14-V-____ – Petition of Verizon New York Inc. for Orders of Entry for 77 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 77 Multiple-Dwelling Unit Buildings in the City of New York.

Verizon has completed pre-installation surveys at each of the 77 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 77 Multiple-Dwelling Unit Buildings in the City of New York

Case 14-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 77 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 77 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: November 7, 2014

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STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 77 Multiple-Dwelling Unit Buildings in the City of New York

Case 14-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 November 7, 2014

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 77 Multiple-Dwelling Unit Buildings in the City of New York

Case 14-V-____

DECLARATION OF LAURA A. SHINE

A copy of the Petition of Verizon New York Inc. for Orders of Entry for 77 Multiple-Dwelling Unit Buildings in the City of New York was sent on November 7, 2014 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 November 7, 2014

SERVICE LIST

143-31 Avenue Tenants Corp.

c/o TMI Realty LLC Attn: Billy Denk

45-31 Bell Boulevard, 2nd Floor

Bayside, NY 11361

Essen Realty Enterprises Inc.

Attn: Shirley Laws

35-30 153rd Street, 1st Floor

Flushing, NY 11354

Heritage East West LLC c/o Diversified Realty Corp.

Attn: Evan Bauer

366 North Broadway, PH E7

Jericho, NY 11753

KIMA Associates LLC

Attn: Angeliki Glikos

89-02 165th Street, 2nd Floor-Office

Jamaica, NY 11432

BRG Elmhurst LLC

c/o BRG Management

Attn: Andy Falkin

150 Great Neck Road, Suite 402

Great Neck, NY 11021

BRG Elmhurst LLC c/o BRG Management

Attn: Andy Falkin

150 Great Neck Road, Suite 402

Great Neck, NY 11021

The Cubler Construction Corp.

c/o Delkap Management

Attn: Kenny Oppenheimer

8212 151st Avenue

Howard Beach, NY 11414

Jackson Gardens LLC

Attn: Harry Silverstein

429 Mayfair Drive South

Brooklyn, NY 11234

Jackson Gardens LLC

Attn: Harry Silverstein

429 Mayfair Drive

South Brooklyn, NY 11234

370 Lenox LLC

c/o Renaissance Realty Group LLC

Attn: Michael Shultz

1946 Coney Island Avenue, 2nd Floor

Brooklyn, NY 11223

East Harlem Lexington Housing Dev. c/o Multi Family Mgmt-Lexington Court

Attn: Fritz Aristilde 1913 Lexington Avenue New York, NY 10035

c/o Vintage Real Estate Services Attn: Jeffrey Friedman 11-11 44th Drive, 2nd Floor

Long Island City, NY 11101

West 23 Street Owners

Fordham Fulton LLC c/o Fordham Fulton Realty Corp. Attn: Sean Margiela

480 East 188th Street Bronx, NY 10458

DA Equities

c/o Annal Management Co.

Attn: Dora Genao 1325 Castle Hill Avenue Bronx, NY 10462

Tracey Towers Associates c/o RY Management Attn: Steven Mezick

1619 Third Avenue New York, NY 10128 732 Realty

c/o L.D. Property Management

Attn: Ljumni Pelinkaj 2419 Crotona Avenue Bronx, NY 10458

YH Lorillard LLC c/o Halt Management Attn: Yona Holton

829 Grennwood Avenue, Suite 1C

Brooklyn, NY 11218

Quadrant Properties HDFC c/o Lemle & Wolff, Inc. Attn: Christopher Anelante

5925 Broadway Bronx, NY 10463

ECDO Citywide Preservation LLC c/o C&C Affordable Management LLC

Attn: Ramon Carela

1735 Park Avenue, Suite 300

New York, NY 10035

Bx-9E Partners, L.P. c/o Lemle & Wolff, Inc. Attn: Christopher Anelante

5925 Broadway Bronx, NY 10463 Jesup Avenue Associates LP c/o Highbridge Community Housing Development Attn: Mark Mazzella 1465 Nelson Avenue, Office A Bronx, NY 10452

Merriam Realty Assoc.
Attn: Alex Wagman
104 South Central Avenue, Suite 10

Valley Stream, NY 11580

Senior Living Options Inc. c/o Wavecrest Management Team Ltd. Attn: Judy Cordero 87-14 116th Street Richmond Hill, NY 11418

1033 Cauldwell Avenue HDFC Attn: Charlene Gill 1033 Cauldwell Avenue, Apt. 3D Bronx, NY 10456

WDJ Realty V LLC c/o Paradise Management Attn: Michael Tessler 199 Lee Avenue, Suite 215 Brooklyn, NY 11211 c/o Reliant Realty Services, Inc. Attn: Penny Wisneski 885 Second Avenue, 31st Floor New York, NY 10017

Maria Lopez HDFC

Fordham Fulton LLC c/o E&M Bronx Associates LLC Attn: Joel Goldstein 1465A Flatbush Avenue Brooklyn, NY 11210

Paul Masin & Co. LLC c/o Mirimar Management Corporation Attn: Kenneth Moslin 6114 Riverdale Avenue Bronx, NY 10471

1057 Hoe Avenue LLC c/o The Morgan Group Attn: Luis Vasquez 41 West Putnam Avenue Greenwich, CT 06830

3299 Cambridge Apt. Corp. c/o First Service Residential Attn: Joshua Mark 622 Third Avenue, 14th Floor New York, NY 10017 Windsor Apartments, Inc. c/o Argo Real Estate Corp. Attn: Annette Loscalzo 50 West 17th Street, 6th Floor New York, NY 10011

1003-05 East 174 Street HDFC Attn: Gwendolyn Downs 1003 East 174th Street, Apt. 1A Bronx, NY 10460

Shlo-Yank Holding Ltd. Attn: Harry Bajraktari 617 East 188th Street Bronx, NY 10458 1712 & 1715 HDFC Inc. c/o Urban Home Ownership Corp. Attn: Hawatha Selby 494 8th Avenue, 19th Floor New York, NY 10001

Faile Street HDFC c/o Prestige Management Inc. Attn: Khedda Hayden Demps 1200 Zerega Avenue Bronx, NY 10462 W.P.H. Apts. Inc. c/o RCR Management, LLC Attn: Ohad Badani 155 Riverside Drive, Suite 1D New York, NY 10024

W.P.H. Apts. Inc. c/o RCR Management, LLC Attn: Ohad Badani 155 Riverside Drive, Suite 1D New York, NY 10024 Mastic Associates of New York LLC c/o Ogden Cap Properties Attn: Andrew Gross 155 East 31st Street New York, NY 10016

Braddock Garden Apts. Inc. c/o RCR Management, LLC Attn: Ohad Badani 155 Riverside Drive, Suite 1D New York, NY 10024 Braddock Garden Apts. Inc. c/o RCR Management, LLC Attn: Ohad Badani 155 Riverside Drive, Suite 1D New York, NY 10024 Eastside Properties c/o Capital One Realty Corp.

Attn: Vincent Romano 4364 White Plains Road

Bronx, NY 10466

1250 Morris Ave Bronx LLC c/o JLP Metro Management, Inc.

Attn: Anton Popovic

3397 East Tremont Avenue

Bronx, NY 10461

83-261 Corp.

Attn: Stephany Veras

3602 East Tremont Avenue, Suite 202

Bronx, NY 10465

Makaj Realty Inc.

Attn: Elizabeth Makaj

291 Agor Lane

Mahopac, NY 10541

DDEH 215 E117 LLC

c/o E & M Management

Attn: George Zayas 1465A Flatbush Avenue Brooklyn, NY 11210 S.K.I. Realty

c/o Memorial Sloan-Kettering

Attn: Patrick Carrage 1275 York Avenue New York, NY 10021

310-318 Midtown Equities LLC

c/o East West Realty Attn: Richard Kramisen

318 West 53rd Street, Suite 203

New York, NY 10019

2290 Adams Place LLC

c/o JLP Metro Management, Inc.

Attn: Anton Popovich

3397 East Tremont Avenue

Bronx, NY 10461

Castlerock HGI East 79th Associates, LLC

c/o Roxann Management Corp.

Attn: Susan Ramsen 215 West 90th Street New York, NY 10025 1125 Lorimer Street Housing Corp.

c/o SMRC Mgmt LLC

Attn: Marc Goodman

80 Maiden Lane, Suite 2204

New York, NY 10038

Wacky Duck LLC c/o Pan Am Equities, Inc. Attn: Andres Reynoso 18 East 50th Street, 10th Floor New York, NY 10022

114 East 40th LLC c/o B&L Management Co. LLC Attn: Luigi Caiola 316 East 63rd Street, Suite 1A New York, NY 10065

The 203 Condominium c/o Siren Management Attn: Howard Landman 40 Exchange Place, 19th Floor New York, NY 10005

Colton Condominium c/o SLJ Property Management LLC Attn: Leonard Jacobs 144-63 35th Avenue, Suite 1G Flushing, NY 11354

Madala Realty LLC c/o America Realty LLC Attn: Jerry Papafloratos 38-08 Bell Boulevard, 11th Floor Bayside, NY 11361 55 Park Tenants Corp. c/o Solstice Residential Group, LLC Attn: Alex Kalajian 257 Park Avenue South, Suite 303 New York, NY 10010

160 W 77th Owners c/o Midboro Management Inc. Attn: David Lozano 333 7th Avenue, 5th Floor New York, NY 10001

325 West 86 Street Corp. c/o Midboro Management Inc. Attn: Michael Wolfe 333 7th Avenue, 5th Floor New York, NY 10001

41-05 94th Street Inc. Attn: Sebastiano Manciameli 82-30 58th Avenue Middle Village, NY 11379

Coru Condominium Attn: Sau Ching Kong 37-28 98th Street, Apt. 3B Corona, NY 11368 Hudson Cobble Hills Towers LLC c/o Lisa Management Inc.

Attn: Ed Strosser

826 Broadway, 11th Floor New York, NY 10003 Sheila Properties Inc. Attn: Nachman Brach 485 Kent Avenue Brooklyn, NY 11249

366 Hewes St Associates L.P c/o Los Sures Management Co.

Attn: Ramon Peguero 434 South 5th Street Brooklyn, NY 11211 Spring Creek Gardens Condominium c/o Domain Properties
Attn: Charles Brown
11 Park Place, Suite 1705
New York, NY 10007

Kings Oliver Owners Inc. c/o First Service Residential

Attn: Maja Cobaj

622 Third Avenue, 14th Floor

New York, NY 10017

Kings Oliver Owners Inc. c/o First Service Residential

Attn: Maja Cobaj

622 Third Avenue, 14th Floor

New York, NY 10017

Elk 577 Second LLC c/o Elk Investors Attn: Fred Brinn 489 5th Avenue, 7th Floor

489 5th Avenue, 7th Floor New York, NY 10017 242 East 28th St Tenants Corp. c/o Grogan & Associates, Inc. Attn: Timothy Grogran

320 East 39th Street, 3rd Floor

New York, NY 10016

150-18-28 Union Turnpike Associates c/o John B Lovett & Associates Ltd.
Attn: Stewart Betheil

109-15 14th Avenue, 2nd Floor

College Point, NY 11356

880/877 Owners Corp. c/o Pinnacle Management

Attn: Davit Mneyan 1 Penn Plaza, Suite 4000 New York, NY 10119 880/877 Owners Corp. c/o Pinnacle Management Attn: Davit Mneyan 1 Penn Plaza, Suite 4000

New York, NY 10119

New York Towers Liberty House Corp. c/o New York Towers Corp. Attn: Raymond Masciana 95 Broad Hollow Road, Suite 95A Melville, NY 11747

New York Towers Liberty House Corp. c/o New York Towers Corp. Attn: Raymond Masciana 95 Broad Hollow Road, Suite 95A Melville, NY 11747

610 Ovington Ave. Owners Corp. c/o ALOR Realty LLC
Attn: Joseph Schweid
867 Driggs Avenue
Brooklyn, NY 11211

230 Central Avenue Owners Corp. c/o Einsidler Management Inc Attn: Paul Gold 535 Broadhollow Road, Suite A15 Melville, NY 11747

New York Towers Liberty House Corp. c/o New York Towers Corp. Attn: Raymond Masciana 95 Broad Hollow Road, Suite 95A Melville, NY 11747

Greenpoint Eckford, LLC c/o Eckford Realty LLC Attn: Paul Pullo 500 Kingsland Avenue Brooklyn, NY 11222