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

Richard C. Fipphen Assistant General Counsel



December 2, 2014

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

Re: Matter 14-____ – Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York

Dear Secretary Burgess:

Enclosed please find the Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York.

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 a survey of their property in preparation for installation of Verizon's cable television facilities at their building, they should contact me at the above email address.

Respectfully submitted,

Pulm C. Tylen

Richard C. Fipphen

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York

Matter	14

PETITION FOR LIMITED ORDERS OF ENTRY

Verizon New York Inc. ("Verizon") respectfully submits this Petition for Limited Orders of Entry, pursuant to 16 NYCRR § 898.4, allowing Verizon to conduct a pre-installation survey at 44 multiple-dwelling unit buildings ("MDUs") in the City of New York. In support of this Petition, Verizon states as follows:

Specific Location of the Properties

1. Verizon seeks to conduct a pre-installation survey, in preparation for future installation of cable television facilities, at the 44 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 on Exhibit 1 has either: (1) failed to respond to Verizon's letters requesting access for purposes of performing a pre-installation survey, 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 enter each MDU to conduct a preinstallation survey, in preparation for future installation of Verizon's cable television facilities at the MDU, to allow Verizon to provide cable television service to residents in the MDU.

<u>Proof of Service of Notice of Intention to Install Cable Television Facilities</u> and Service

4. Each MDU owner and/or managing agent received two letters from Verizon.

Each letter was accompanied by a Notice of Intention to Install Cable Television Facilities and Service, as required by 16 NYCRR Part 898. 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 pre-installation surveys.

Indemnification

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

<u>Pre-Installation Survey Work will be Conducted Without Prejudice to the Owner's Right to Receive Just Compensation</u>

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

<u>Summary of Verizon's Efforts to Gain Entry to the Buildings for the Pre-Installation Surveys</u>

8. Verizon's formal efforts are set forth in Column H of Exhibit 1.

Opportunity for the Owner to Answer the Petition

9. The owner of each MDU listed in 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 matter 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

conduct a pre-installation survey at each MDU, 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: New York, New York

December 2, 2014

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STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York

Matter 14-____

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.

Lufe B. Clemons

KEEFE B. CLEMONS

Dated: New York, New York December 2, 2014

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York

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DECLARATION OF LAURA A. SHINE

A copy of the Petition of Verizon New York Inc. for Limited Orders of Entry for 44 Multiple-Dwelling Unit Buildings in the City of New York was sent on December 2, 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 December 2, 2014

SERVICE LIST

Forest Realty LLC c/o Katz Realty Group Attn: Ronald Katz

45-17 Marathon Parkway Little Neck, NY 11362

Long Island City, NY 11101

QPII - 139-09 34 Road LLC c/o Vantage Management Services, LLC Attn: Rey Camacho 31-10 37th Avenue, 3rd Floor

Tulane Realty Limited Partnership c/o Kings & Queens Residential LLC Attn: Marc Pollack 97-77 Queens Boulevard, Suite 1210 Rego Park, NY 11374

Blackstone Arms Associates Attn: Peter Hoffman 166-40 89th Avenue, Apt. 1G Jamaica, NY 11432

Hillside House Management LLC Attn: Harry Silverstein 429 Mayfair Drive Brooklyn, NY 11234

72-36 112th Street, LLC Attn: Barbara Dunne 95-25 Queens Boulevard, Suite 1014 Rego Park, NY 11374

Cherry Lane Owners Corp. c/o CLS Properties Management Attn: Chun Tung So 42-73 Main Street Flushing, NY 11355

Carter Community Housing c/o The Wavecrest Management Team Attn: Raymond Barnard, Jr. 87-14 116th Street Richmond Hill, NY 11418

Irene Realty Company LLC Attn: Antonios Feggoudakis 142-30 Sanford Avenue, #1U Flushing, NY 11355

Chrismar Equities Corp. c/o First Management Corp. Attn: James Demetriou 34-03 Broadway Astoria, NY 11106

M. 41-08 LLC

Attn: John Milevoi 20-74 Steinway Street Astoria, NY 11105 Castle Apartments 45th Str Owners LLC

Attn: Antonios Feggoudakis 142-30 Sanford Avenue, #1U

Flushing, NY 11355

Cindy Realty LLC

c/o Katz Realty Group

Attn: Ronald Katz

45-17 Marathon Parkway

Little Neck, NY 11362

35-60 74 Street Realty LLC

c/o Antonios Feggoudakis R.E. Management

Attn: Antonios Feggoudakis 142-30 Sanford Avenue, #1U

Flushing, NY 11355

41-31 Cooperative Owners Inc.

c/o Gabriel Management

Attn: Joseph D'Onofrio

25-83 Francis Lewis Boulevard

Flushing, NY 11358

42-26 81st Street Owners Corp.

c/o Bravdey Management Corp.

Attn: Steven Yedvarb 83-30 Victor Avenue

Elmhurst, NY 11373

Dunolly Owners Corp.

c/o AKAM Associates Inc.

Attn: Christopher Ardizzoni

260 Madison Avenue, 12th Floor

New York, NY 10016

Cornish Associates LLC

Attn: Barry Fishman

4422 Broadway, Box 330

New York, NY 10040

El Caribe Limited Partnership

c/o Stanton Norfolk Inc.

Attn: Hsueh Lam Yan

141 Norfolk Street, Ground Floor

New York, NY 10002

Q.Y. Development

c/o Paramount Property LLC

Attn: Wilson Yau

83 Allen Street

New York, NY 10002

7 Great Jones Corp. c/o CFA Management Attn: Carole Ferrara 799 Broadway, Suite 405 New York, NY 10003 NMG Realty Company c/o Kizner Associates Inc. Attn: Nino Gaudio 76-15 Eliot Avenue Flushing, NY 11379

1715 Realty, LLC c/o Eric Goodman Realty Attn: Eric Goodman 307 East 89th Street New York, NY 10128

2-4 Clinton Realty, Inc. Attn: John Paravalos 105 Clay Street Brooklyn, NY 11222

Villa Associates Limited Partnership c/o D & S Management Corp. Attn: Laura Goldstein 3081 Villa Avenue Bronx, NY 10468

Klina Realty Management Attn: Mark Perllesha 789 Waring Avenue Bronx, NY 10467

975 Walton Avenue Owner LLC c/o E & M Associates LLC Attn: Phil Goldstein 1465A Flatbush Avenue Brooklyn, NY 11210 Brooke-Nullah LLC c/o The Morgan Group Attn: Zach Pisani 41 West Putnam Avenue Greenwich, CT 06830

1749 Holdings, L.P. c/o Dalan Management Attn: Daniel Rublin 134 West 25th Street, 2nd Floor New York, NY 10001 Morris Heights, LLC c/o Pelican Management Attn: Thomas Grye 524 North Avenue New Rochelle, NY 10801 190 West 170th Street Owner, LLC c/o E & M Associates LLC Attn: Ramon Pena 176 East 176th Street

Bronx, NY 10457

J.A.M. Associates, LLC Attn: Ramon Pena 176 East 176th Street Bronx, NY 10457

127 East 102nd Street Corp.

Attn: Maria Marte

127 East 102nd Street, Office

New York, NY 10029

DDEH 231 E117 LLC c/o E & M Associates LLC Attn: Yehuda Ruzorsky 1465A Flatbush Avenue Brooklyn, NY 11210

Dept. of Housing Preservation & Development

Attn: Rose Linen

100 Gold Street, Lobby 3 New York, NY 10038 500 East 76th Street LLC c/o Mautner-Glick Corp.

Attn: Alvin Glick

1345 3rd Avenue, 2nd Floor

New York, NY 10075

Fernbach LLC c/o All Area Realty Inc. Attn: Anastasio Magoulas

99 Tulip Avenue, Suite 302

Floral Park, NY 11001

Carmine Tierra, LLC c/o Lawrence Properties

Attn: Eric David

150 West 30th Street, 2nd Floor

New York, NY 10001

Village Mews Housing Corp. c/o Andrews Building Corp. Attn: Jacquelene Latif 666 Broadway, 12th Floor New York, NY 10012 The Porterhouse Condominium c/o First Service Residential Attn: Frank Yurasits 622 Third Avenue, 14th Floor

622 Illiid Aveilue, 14tii Floor

New York, NY 10017

Gailileo Associated LLC c/o Dalton Management Co. LLC Attn: Jonathan Warner

60 East 42nd Street, Room 1835

New York, NY 10165

304-306 East 8th Street HDFC c/o Chappaqua Realty & Management Co. Inc.

Attn: Rita Blanco 4 Evarts Avenue Elmsford, NY 10523

Elijah Smith Senior Citizens HDFC c/o The Amistad Management Corp.

Attn: William Lucas 550 Greene Avenue Brooklyn, NY 11216 BCD Delancey LLC c/o Dalan Management Attn: Rene Ramgobin 134 West 25th Street, 2nd Floor

New York, NY 10001