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



December 12, 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 39 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 39 Multiple-Dwelling Unit Buildings in the City of New York.

Verizon has completed pre-installation surveys at each of the 39 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 39 Multiple-Dwelling Unit Buildings in the City of New York

Case 14-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 39 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 39 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: December 12, 2014

3

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 39 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.

Leefe B. Clemons

KEEFE B. CLEMONS

Dated: New York, New York December 12, 2014

STATE OF NEW YORK PUBLIC SERVICE COMMISSION

Petition of Verizon New York Inc. for Orders of Entry for 39 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 39 Multiple-Dwelling Unit Buildings in the City of New York was sent on December 12, 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 12, 2014

SERVICE LIST

224 East 48th Street LLC c/o S&S Equities of NY & NJ, Inc.

Attn: Susan Sahim

33 East 20th Street, 3rd Floor

New York, NY 10003

Gracie Gardens Owners Corp. c/o First Service Residential

Attn: Dan Wurtzel

622 Third Avenue, 14th Floor

New York, NY 10017

Allied Manor Road LLC c/o T.U.C. Management Company

Attn: Jeffrey Gold

200 West 57th Street, Suite 702

New York, NY 10019

Next Generation 13th Street Associates, LLC

c/o Stellar Management

Attn: Cindy Ortiz

156 William Street, 10th Floor

New York, NY 10038

Maygina Realty LLC

c/o Mortlen Realty Corp.

Attn: John Lemarier 1950 Third Avenue

New York, NY 10029

130 Eighth Avenue Owners Corp. c/o Pride Property Management

Attn: A.J. Ursillo 11 New Street

Englewood Cliffs, NJ 07632

18 GPS Realty, LLC

Attn: Maria Forgione

445 Park Avenue, 19th Floor

New York, NY 10022

1730-50 East 14th Street Owners Inc. c/o Residential Management Group, Inc.

Attn: Labe Twerski

1651 Coney Island Avenue, 4th Floor

Brooklyn, NY 11230

174 E. 74 Owners Corp.

c/o Gerard J. Picaso, Inc.

Attn: Robert McCarthy

770 Lexington Avenue, 7th Floor

New York, NY 10065

Sea Cliff Towers Owners Corp.

Attn: Janet Wassmuth

20 Cliff Street

Staten Island, NY 10305

L&M 93rd Street LLC c/o Rose Associates, Inc.

Attn: Brian Kenny

200 Madison Avenue, 5th Floor

New York, NY 10016

West 60th Street Associates, LLC c/o Algin Management

Attn: Alberto De Paz

183 Madison Avenue, Suite 1602

New York, NY 10016

200 East 87th Street Associates, LP c/o Hampton Management Co.

Attn: Bruce Simon

135 East 57th Street, 22nd Floor

New York, NY 10022

55 Third Avenue Condominium c/o Century Operating Corp.

Attn: Barry Mitchell

440 9th Avenue, 15th Floor

New York, NY 10001

134 W 58 LLC

c/o Extell Development Company

Attn: Natasha Punit

805 3rd Avenue, 7th Floor

New York, NY 10022

Urban Pathways, Inc.

Attn: Migdalia Soto

575 8th Avenue, 16th Floor

New York, NY 10018

1347 E. 17th LLC Attn: Leon Spitz

1399 Coney Island Avenue

Brooklyn, NY 11230

1730-50 East 14th Street Owners Inc. c/o Residential Management Group, Inc.

Attn: Labe Twerski

1651 Coney Island Avenue, 4th Floor

Brooklyn, NY 11230

Herald Realty II, LLC

Attn: Jacob Seidenfeld

275 Madison Avenue, 11th Floor

New York, NY 10016

S.E. Company LLC

Attn: David Hoch 1529 56th Street

Brooklyn, NY 11219

3260 Realty Company Attn: Jack Janklowicz 1353 47th Street Brooklyn, NY 11219 EMOR SK Limited Partnership Attn: Jacob Selenfele 1085 East 18th Street Brooklyn, NY 11230

Marcus Garvey Brownstone Houses Inc.

Attn: Angela Drew 353 Chester Street Brooklyn, NY 11212 Abington Holding Attn: Caroline Berley 950 Third Avenue New York, NY 10022

215 West 83rd Street, LLC c/o Leeds Associates LLC Attn: Stacey Shurgin 215 West 83rd Street, Lobby New York, NY 10024

2460 7th Avenue HDFC Attn: Gloria Blanchard 2460 7th Avenue New York, NY 10030

Kensington Associates, LLC Attn: Cesar Maldonado 1476 Walton Avenue Bronx, NY 10452 Riverview Towers Inc. c/o Prestige Management Inc. Attn: Henry Horace 1200 Zerega Avenue Bronx, NY 10462

Housing 2000 HDFC
Attn: Shirley Claiborne
2034 Adam Clayton Powell Boulevard, #1B
New York, NY 10027

Broadway-Inwood Corp. c/o The Heights Real Estate Company Attn: Edwin Cordero 369 East 62nd Street New York, NY 10065 Inwood Ventura II LLC c/o Ventura Land Corp. Attn: Steven Lavelle 149-45 Northern Boulevard, #6V Flushing, NY 11354

Hawthorne Gardens LLC c/o New Park Management LLC Attn: Mayer Brandwein 98 Cuttermill Road, Suite 444 Great Neck, NY 11021

Inwood Heights, Inc. c/o Century Management Services Inc. Attn: Carolyn Reyes 440 9th Avenue, 15th Floor New York, NY 10001

Overlook Towers Corp. c/o RUDD Realty Management Corp. Attn: Frederick Rudd 641 Lexington Avenue, 10th Floor New York, NY 10022

Decatur Realty Holdings 3343 LLC Attn: Alex Hoffman 1072 Madison Avenue Lakewood, NJ 08701 One Sickles Street Company LP c/o Intervest Development Corp. Attn: Blanca Buduen 1841 Broadway, Suite 1000 New York, NY 10023

Nagle House, Inc. Attn: Denise Clarke 240 Nagle Avenue, #7B New York, NY 10034

350 Cabrini Owners Corp. c/o Mark Greenberg Real Estate Co., LLC Attn: Patricia Ford 1981 Marcus Avenue, Suite C131 New Hyde Park, NY 11042

1534 Beach Avenue Realty Corp. Attn: Gilbert Peart 10 West 15th Street, Suite 228 New York, NY 10011