



Agenda Date: 8/15/12

Agenda Item: IIIA

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

CABLE TELEVISION

IN THE MATTER OF VERIZON NEW JERSEY, INC.)
PETITION FOR WAIVER OF THE NEW JERSEY)
ADMINISTRATIVE CODE, N.J.A.C. 14:18-7.7 (C))
REGULATIONS PERTAINING TO TELEPHONE)
PERFORMANCE REPORTS) ORDER
DOCKET NO. CW12060479

William D. Smith, Assistant General Counsel for Petitioner

BY THE BOARD:

On June 1, 2012, Verizon New Jersey, Inc. ("Verizon") filed a petition seeking Board approval of a waiver of the requirement in N.J.A.C. 14:18-7.7(c) to submit telephone system performance reports to the Office of Cable Television ("Office") within ten (10) days of the end of the month for which the report is filed. Specifically, Verizon requests a permanent extension of five (5) days to fifteen (15) days following each quarter.

Verizon contends that the Board's recent move from Newark to Trenton has required the company to produce the reports one day earlier in order to send them to the Board via overnight mail so that they arrive by the due date. Due to constraints in Verizon's internal systems, this has proven very difficult and the company has come close to missing the filing deadline and thereby has risked enforcement action.

Verizon's call center data is not finalized until the close of business on the fifth business day following the end of the quarter. This, according to Verizon, allows the company only one day to pull the data, perform a thorough validation of the data and produce the report for filing. In addition, holidays which fall within the data processing time period, such as New Year's Day and Independence Day, further reduce the time the company has available to perform these activities to a mere few hours.

Verizon further contends that if it is discovered through the validation process that changes or restatements must be made to the data, these changes would require overnight processing which is not feasible when a holiday falls within the timeline. Granting Verizon a five (5) day extension for filing these reports will allow for more time to ensure accurate reporting.


Pursuant to N.J.A.C. 14:18-7.7(g), a cable television operator may seek a waiver of the reporting requirements from the Director, for a period of up to one year. In considering such requests, the Director shall consider factors such as the size of the system, the burden on the cable television operator for providing the information, the capability of the cable television operator's telephone system and the nature and type of alternative information the cable television operator intends to provide. Any such waivers will be for periods of up to one year and are renewable.

The Board has reviewed this matter and **HEREBY FINDS** that the waiver is appropriate under the present circumstances. Therefore, the Board **HEREBY APPROVES** the Petitioner's request for a waiver for one year of the requirement in N.J.A.C. 14:18-7.7(c) to submit telephone system performance reports to the Office of Cable Television ("Office") within fifteen (15) days of the end of the month for which the report is filed.

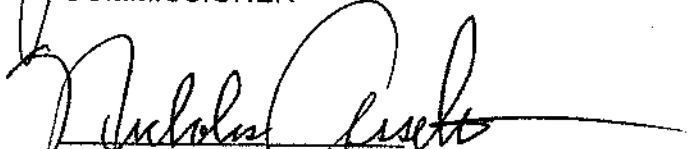
DATED: 8/15/12

BOARD OF PUBLIC UTILITIES
BY:


ROBERT M. HANNA
PRESIDENT

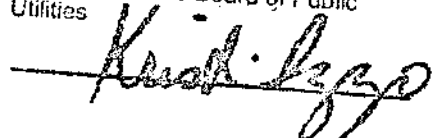

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ATTEST: 
KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities


**IN THE MATTER OF VERIZON NEW JERSEY, INC. PETITION FOR WAIVER OF THE NEW
JERSEY ADMINISTRATIVE CODE, N.J.A.C. 14:18-7.7 (C) REGULATIONS PERTAINING TO
TELEPHONE PERFORMANCE REPORTS**

DOCKET NO. CW12060479

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