

costs with Cox by providing funds on a per-subscriber basis equal to Verizon's pro-rata share of all operating costs (studio leases, personnel, and equipment) for the PEG Access studio.

II. STANDARD OF REVIEW

The standard of review applicable to this Petition is found in Section 1.12(d) of the CATV Rules. Section 1.12(d) states that "the Administrator, after public hearing, shall determine on the basis of the petition, written comments, and testimony received, whether the public interest would be served by the granting, in whole or in part, or by the denial of the request."

III. VERIZON'S REQUEST FOR WAIVER OF RULES

Verizon seeks the authorization of the Division to permit pro-rata sharing with the current studio operator of the operating costs related to the existing PEG Access studio in Service Area Six. Verizon proposes that in lieu of constructing a duplicate PEG Access studio in the Service Area, it would provide funds on a per-subscriber basis equal to Verizon's share of the costs of operating the PEG Access studio. Verizon's Petition meets the standard of serving the public interest, since it would avoid needless imposition of additional charges on cable consumers' bills in Service Area Six – since such permission would eliminate the costs related to requiring Verizon to construct and operate duplicate PEG Access studio facilities. Additionally, the public interest would be served further because subscribers would receive uniform PEG Access programming by an interconnection of the multiple service providers' systems for transmission of PEG Access programming.

IV. CONCLUSION

For the reasons above, Verizon respectfully requests that the Division conduct a public hearing pursuant to Section 1.12(d) of the CATV Rules and thereafter grant this Petition seeking a waiver of Section 14.2 through 14.7 of the CATV Rules.

Respectfully submitted,

VERIZON NEW ENGLAND INC.

By its attorneys,

Bruce P. Beausejour
Alexander W. Moore
185 Franklin Street, 13th Floor
Boston, MA 02110
(617) 743-2265

February 7, 2006

CERTIFICATE OF SERVICE

I hereby certify that I today caused true copies of the foregoing Petition to be served by first class, postage pre-paid mail upon the chief executive officers and the clerks of the municipalities within Service Area Six.

February 7, 2006

Alexander W. Moore