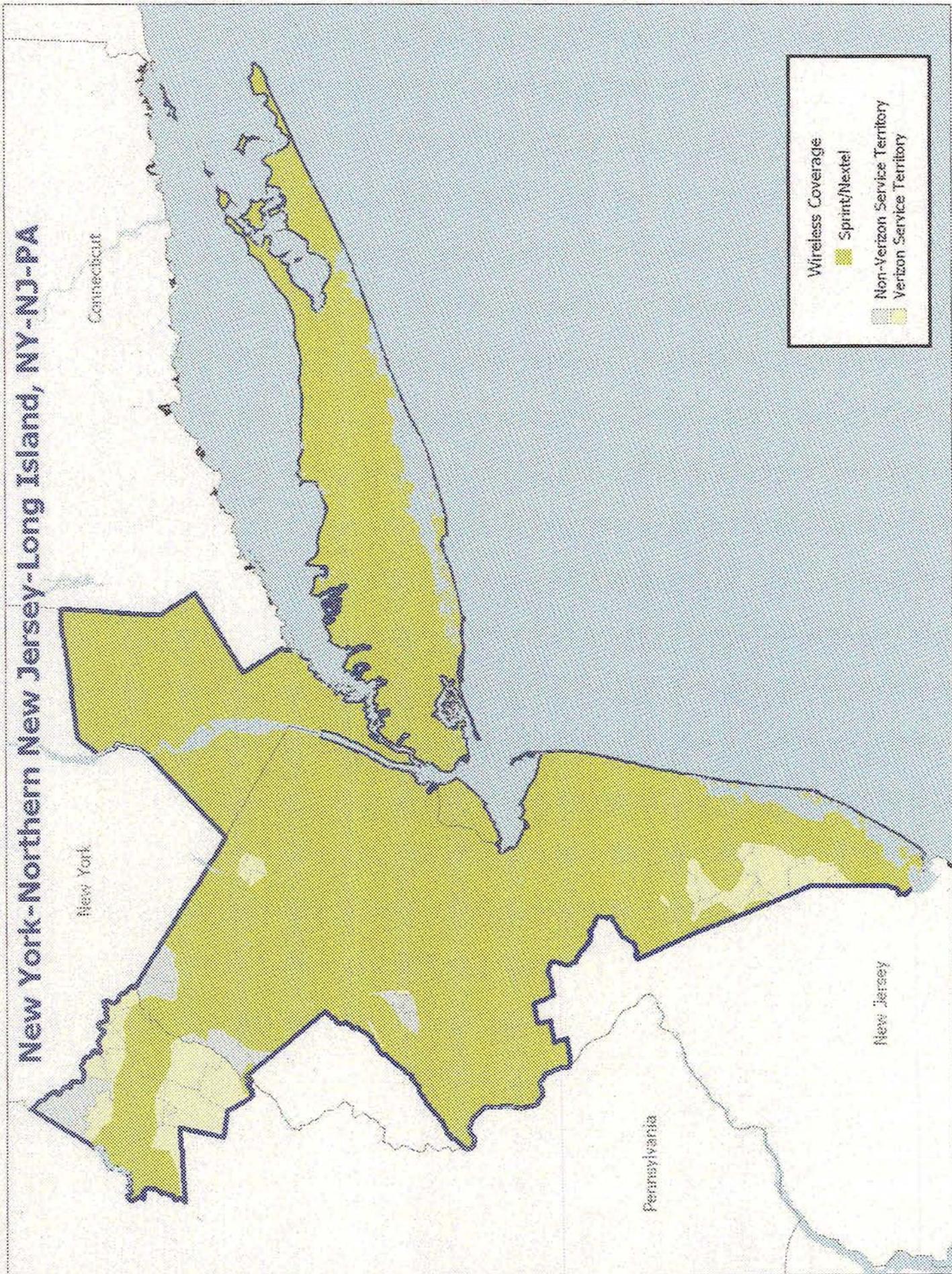
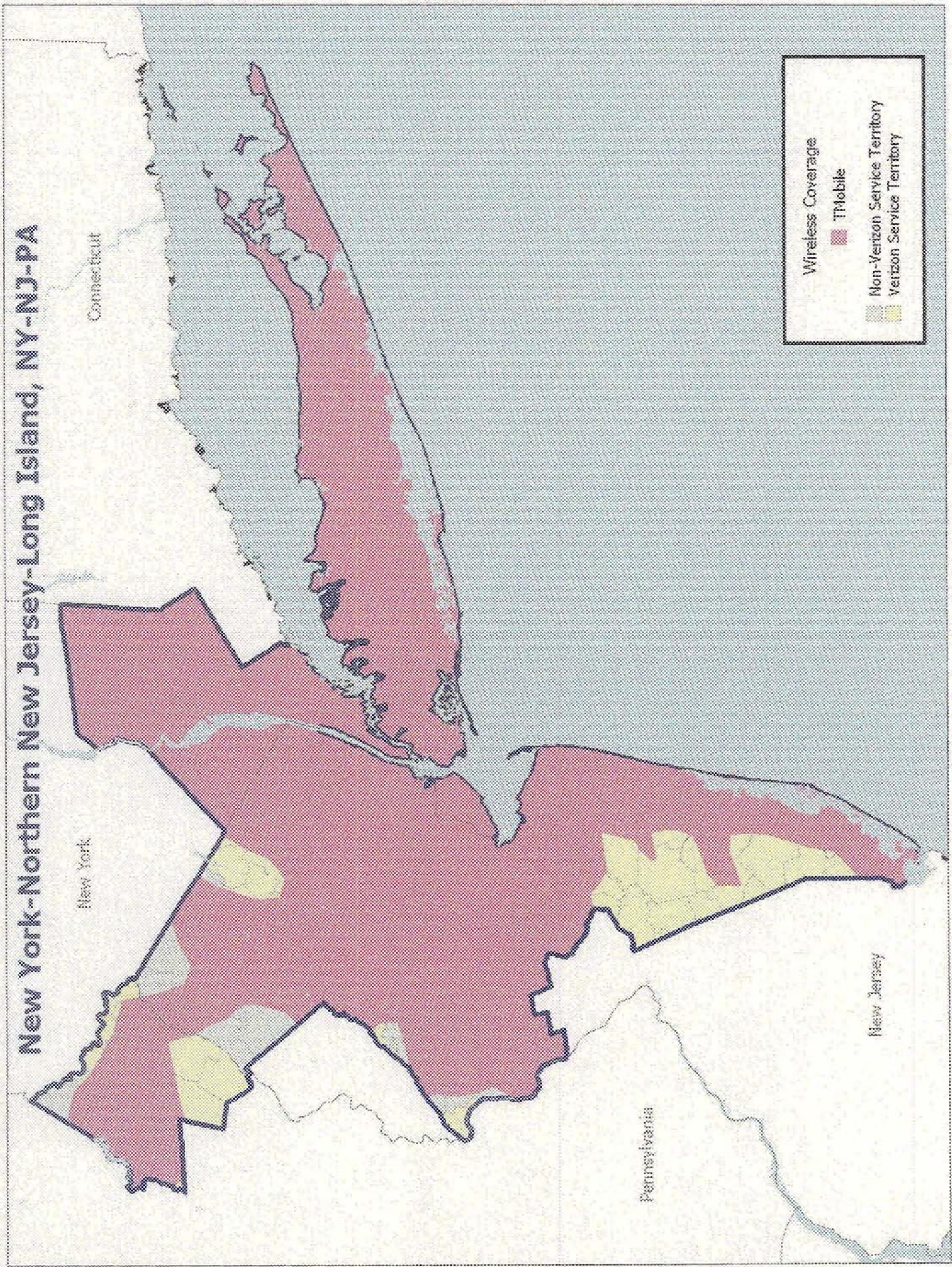


New York-Northern New Jersey-Long Island, NY-NJ-PA



New York-Northern New Jersey-Long Island, NY-NJ-PA





DECLARATION OF QUINTIN LEW,
JUDY VERSES, AND PATRICK GARZILLO
REGARDING COMPETITION IN THE
NEW YORK METROPOLITAN STATISTICAL AREA

EXHIBIT 5

REDACTED – FOR PUBLIC INSPECTION

REDACTED – FOR PUBLIC INSPECTION



DECLARATION OF QUINTIN LEW,
JUDY VERSES, AND PATRICK GARZILLO
REGARDING COMPETITION IN THE
NEW YORK METROPOLITAN STATISTICAL AREA

EXHIBIT 6

REDACTED – FOR PUBLIC INSPECTION

REDACTED – FOR PUBLIC INSPECTION



DECLARATION OF QUINTIN LEW,
JUDY VERSES, AND PATRICK GARZILLO
REGARDING COMPETITION IN THE
NEW YORK METROPOLITAN STATISTICAL AREA

EXHIBIT 7

CABLEVISION



RESIDENTIAL SERVICES | CUSTOMER SERVICE | **BUSINESS SERVICES** | OFFI

WHAT IS IT?

Optimum Online for business

Optimum Voice for business

- ▶ What is it?
- Why do I need it?
- My Optimum Voice
- Features
- Business Wiring
- 10 Reasons to Switch
- Questions & Answers
- International Rates

iO Interactive Optimum for business

Optimum Lightpath Metro Ethernet

- Contact Us
- Customer Support
- Online Bill Pay

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THE BETTER BUSINESS PHONE SERVICE: OPTIMUM VOICE FOR BUSINESS

Available only to Optimum Online business customers, Optimum Voice gives you unlimited local, regional and long distance calling within the United States, Puerto Rico and Canada-plus premium calling features-for one low, fixed per-line monthly rate: a rate that could save you as much as 60 percent per month, or more.

With Optimum Online for business, you get clear, digital calls, free from static, interruptions and background noise. Every call you make and receive is carried on our state-of-the-art, fiber optic Optimum network, which is directly connected to your business. No more hassles associated with an outmoded copper network.





RESIDENTIAL SERVICES | CUSTOMER SERVICE | **BUSINESS SERVICES** | OFFER

WHAT IS IT?

OPTIMUM ONLINE FOR BUSINESS

Broadband Internet Service That's 5X Faster Than DSL.

Optimum Online is the super-fast, reliable and affordable broadband service that's ideal for just about any business. With downstream speeds up to 10 Mbps, Optimum Online is blazingly fast. It's 265 times faster than dial-up and 5x the speed of most DSL services. So every time you go online, you get more done.



Optimum Online for business is delivered via the hybrid fiber coax (HFC) network owned and operated by Cablevision. Because it is delivered by cable, you get uninterrupted, high-speed Internet access that will not tie up a valuable phone line.

You and your entire company can tap into the power of the Internet for all it's worth. You'll improve communications, boost efficiency and manage everything about your business faster and more effectively.

For all the reasons your business needs the competitive edge of high-speed Internet access, you need Optimum Online for business.

If you need more information, **contact a sales representative** or call **1-800-613-9857**.

Optimum Online for business

- ▶ What is it?
- Pricing
- Features
- System Requirements
- Optimum Online Boost
- Optimum Online Wi-Fi
- Questions & Answers

Optimum Voice for business

iO Interactive Optimum for business

Optimum Lightpath Metro Ethernet

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Customer Support

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RESIDENTIAL SERVICES | CUSTOMER SERVICE | **BUSINESS SERVICES** | OFFI

Optimum Online for business

- What is it?
- Pricing
- Features
- System Requirements
- ▶ Optimum Online Boost**
- Optimum Online Wi-Fi
- Questions & Answers



10X faster than DSL.

The fastest uploads and fastest downloads, so busy people spend their time working, not waiting.

Optimum Voice for business

iO Interactive Optimum for business

Optimum Lightpath Metro Ethernet

Contact Us

Customer Support

Online Bill Pay

Optimum Online Boost* for business is a new level of high-speed Internet service designed for businesses who want more speed and enhanced business features.

Optimum Online Boost for business offers downstream speeds of up to 30 Mbps and up to 2Mbps upstream.

And Optimum Online Boost for business includes a host of new features and benefits, to help keep your business moving at full speed.

- Up to 15 email addresses each with 1 gigabyte of storage per address.
- Domain name registration.
- Port 80 - Host your own website, or e-Commerce Website creation tools, enables Optimum Online Boost subscribers to have their website hosted without having to use their PC as the web server — quick and easy Web applications help businesses create a full-fledged website.
- Port 25 — to manage mass emails.
- Use of network card recommended for Boost.

To order Optimum Online Boost for your Business today please call **1-800-880-2159**.

*May not be available in all areas

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TIME WARNER CABLE



- cable TV*
- internet*
- hotel services*
- private networks*
- promotions & offers*
- contact us*



Experience Broadband

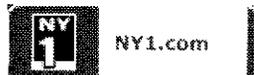
In business, time is money. Time Warner Cable Business Class High Speed Data gives you the fastest available Internet access without the hassles and additional costs associated with dial-up, DSL, or T1 service. Time Warner Cable Business Class High Speed Data is built specifically to help your business meet crucial deadlines and outperform your toughest competition.

Time Warner Cable Business Class cable modem connection is always on.

- No busy signals
- No sign-on
- No dial-up
- No interruptions

Time Warner Cable Business Class Product Line

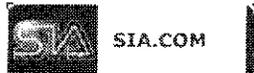
New York Metro Area (includes Manhattan, Queens, Staten Island, and areas of Brooklyn, and North Bergen, New Jersey*)



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Information about New York City agencies, programs and services.



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Dynamic IP	Downstream/Upstream
Business Class Pro	3Mbps/384Kbps
Business Class Corporate	3Mbps/512Kbps

Static	Downstream/Upstream
Business Class SOHO	1Mbps/512Kbps
Business Class FT	768Kbps/768Kbps
Business Class Express	3Mbps/768Kbps
Business Class "T"	1.5Mbps/1.5Mbps
Business Class Enterprise	5Mbps/1.5Mbps
Business Class Premier	8Mbps/2.0Mbps

*where available - Contact your local Business Representative regarding serviceable areas within Brooklyn and North Bergen at (212) 598-1750.

Hudson Valley**

Bandwidth Options	Downstream/Upstream
Tier 1	1Mbps/256Kbps
Tier 2	2Mbps/384Kbps

Tier 3	1.5Mbps/768Kbps
Tier 4	4Mbps/384Kbps
Tier 5	3Mbps/768Kbps
Tier 6	1.5Mbps/1.5Mbps
Tier 7	4Mbps/2Mbps

Please note: All tiered bandwidths include one dynamic IP address and five non-vanity email accounts.

**where available - Contact your local Business Representative regarding serviceable areas within Hudson Valley at (866) 402-6143.

Static IP's available on some service levels.

Contact your local Time Warner Cable Business Representative in your area for Time Warner Cable Business Class High Speed Data Product Pricing.

Business Class Pro

Monthly Fee	\$109.95
Downstream	up to 3Mbps
Upstream	up to 384Kbps
Video Programming	None
Email Accounts	5
IP Address Leasing	Dynamic
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	DOCSIS cable modem
Additional Equipment	None
Server applications/ services allowed?	No
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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Business Class Corporate

Monthly Fee	\$299.95
Downstream	up to 3Mbps
Upstream	up to 512Kbps
Video Programming	None
Email Accounts	5

IP Address Leasing	Dynamic
Additional IP Addresses	No
Basic Equipment (included with service)	DOCSIS cable modem
Additional Equipment	Linksys router
Server applications/ services allowed?	No
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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Business Class SOHO

Monthly Fee	\$159.95
Downstream	up to 1Mbps
Upstream	up to 512Kbps
Video Programming	None
Email Accounts	5
IP Address Leasing	1 Static
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	Static IP Cable Router
Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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Business Class FT

Monthly Fee	\$209.95
Downstream	up to 768Kbps
Upstream	up to 768Kbps
Video Programming	None
Email Accounts	5
IP Address Leasing	1 Static
Additional IP Addresses	Available upon request

Basic Equipment (included with service)	Static IP Cable Router
Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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Business Class Express

Monthly Fee	\$349.95
Downstream	up to 3Mbps
Upstream	up to 768Kbps
Video Programming	None
Email Accounts	5
IP Address Leasing	1 Static
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	Static IP Cable Router
Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

[back to top ^](#)

Business Class T

Monthly Fee	\$399.95
Downstream	up to 1.5Mbps
Upstream	up to 1.5Mbps
Video Programming	None
Email Accounts	5
IP Address Leasing	1 Static
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	Static IP Cable Router

Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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Business Class Enterprise

Monthly Fee	\$429.95
Downstream	up to 5Mbps
Upstream	up to 1.5Mbps
Video Programming	None
Email Accounts	5
IP Address Leasing	5 Static IP Addresses
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	Cisco uBR Router
Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail
Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

back to top *

Business Class Premier

Monthly Fee	\$529.95
Downstream	up to 8Mbps
Upstream	up to 2.0Mbps
Video Programming	None
Email Accounts	5
IP Address Leasing	5 Static IP addresses
Additional IP Addresses	Available upon request
Basic Equipment (included with service)	Cisco uBR Router
Additional Equipment	None
Server applications/ services allowed?	VPN, FTP, DNS, Web E-mail

Dedicated Support (24/7)	24/7 connectivity
LAN Support **	No
Money Back Guarantee	Yes
Availability	Now

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SmartDrive Backup

SmartDrive is a commercial-grade PC backup storage solution that provides data storage at a secure remote location other than at the customer site or on their existing equipment. Retrieval of that stored data is easy for the end customer, but secure as well.

** Some restrictions may apply. See your Time Warner Cable Business Class Account Executive for more details.

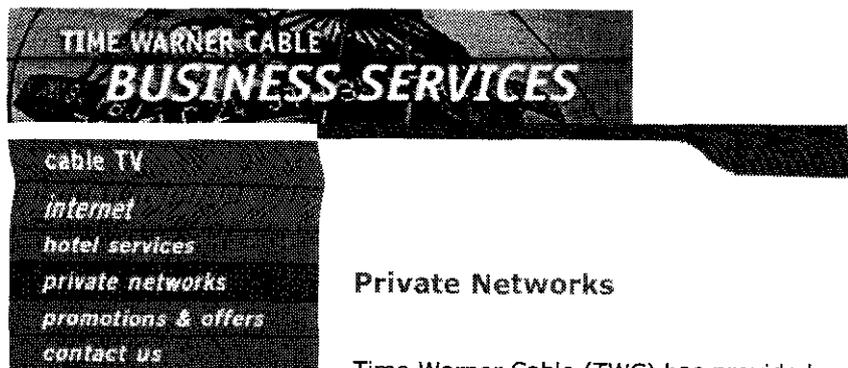
All speeds are approximate; no throughput is guaranteed.

Time Warner Cable Business Class High Speed Data policy is to demarc at the modem. Connectivity checks at user side of modem/router.

No additional support is offered for internal networks, servers, or software applications.

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Private Networks

Time Warner Cable (TWC) has provided communication services to the business community in New York City for over 25 years. As part of our offering of new and advanced services, TWC has developed and implemented an extensive network throughout the NY Metropolitan area. Our ubiquitous fiber network utilizing DWDM technology provides our customers with an ideal solution for secure and reliable data transport.

Time Warner Cable has access into all major commercial buildings in Manhattan and with our Hybrid Fiber Network (HFC), it allows us to provide high end transport services with a quick turnaround time. These services include OC-n (OC-3 to OC-192), high end video transport, high speed Ethernet for private line, VLAN, Internet and Storage protocols.

TWC is not your typical communications company. We offer a completely diverse network independent of the ILEC network. We have our own fiber throughout the New York Metro area and access to over 2500 commercial buildings in our footprint.

Time Warner Cable Network

The quandary faced by RBOC and CLEC providers is that their networks are typically TDM based, and typical transport requirements in the past have been small thus making deployment of larger circuits uneconomical. Thus most companies are serviced by a single T1-line or multiple T1s where there is sufficient demand. These lines are normally ordered and deployed as bandwidth rises, with consequent time delays and costs involved. Thus, there exists in the market place an opportunity for communication providers that can provide higher bandwidth platforms that are easily upgraded, with a lower bit rate cost than TDM based networks.

The existing transport models do not hold up when examined from a diversity perspective, especially disruptions caused by major natural and man made disasters. Since both the primary transport modes of T1-lines, and the secondary/back up T1-lines (sometimes called Type II circuits from CLEC's) and Frame Relay networks, all terminate at the RBOC Central Office, the Branch to Data Center network is subject to failure if there is catastrophic failure at the RBOC central office. This lack of a true diverse path leaves the network subject to complete failure since both the primary and secondary pathways use the RBOC Central Office, exposing a company to the possibility of lack of connectivity to the Data Center in the event of equipment failure or other unforeseen circumstances at the Central Office.

It is into this economic and technological challenge that Time Warner Cable's Business Service Division is providing a transport solution utilizing Time Warner Cable's ubiquitous Hybrid Fiber Coax (HFC) Network.

HFC Network Overview

Time Warner Cable's HFC Network was conceived and implemented to deliver high bandwidth intensive video and data products to end users. The network is made up of hub sites, which are interconnected with a fiber back bone. These hub sites are in turn connected by fiber rings to Nodes housed on each city block, servicing one or two city blocks or possibly single buildings. Last mile connectivity to the typical user



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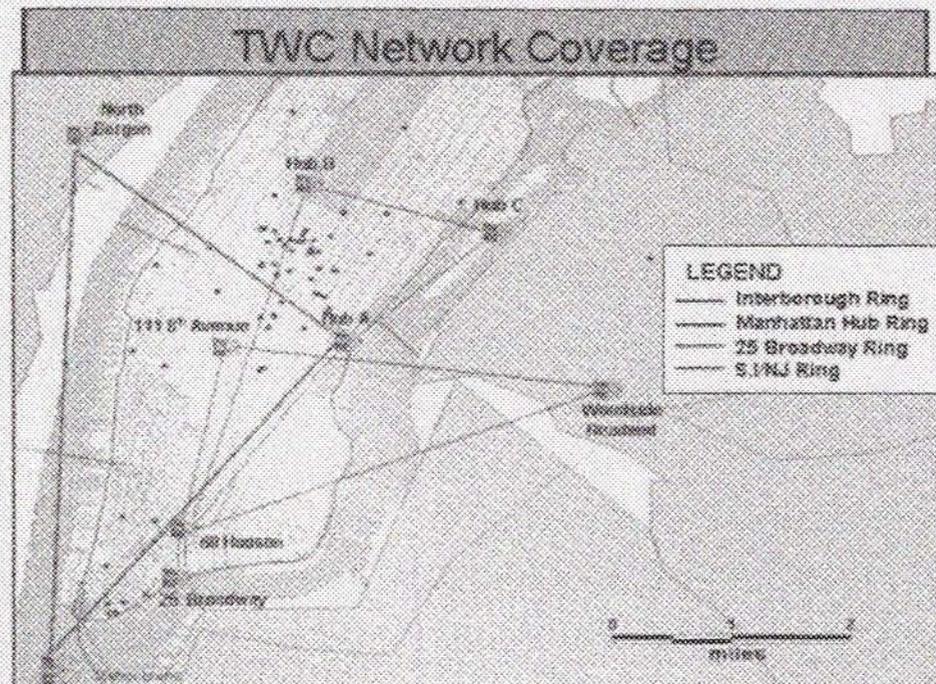
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is via coaxial cable runs which terminate at the node.

It is over this fiber network that TWC's Business Services has built Dense Wave Division Multiplexing (DWDM) rings between our hub sites, to provide multi-protocol service in the NYC region. These DWDM rings are a self-healing, scaleable and protocol independent diverse network. Please see Figure Below:



Time Warner Cable has deployed Resilient Packet Ring (RPR) using one wavelength over the DWDM network, that combines the efficiency and low cost of Ethernet with the high availability and resiliency of SONET. RPR is aimed at solving the need for an efficient, reliable, packet based ring transport mechanism in an Ethernet format.

RPR provides the following benefits:

- Reduced operational and equipment costs
- Increased resiliency to faults and network availability
- Provides high through put and lower latency
- Enables rapid deployment and efficient bandwidth allocation
- Complete independence from protocol
- End to End Ethernet improves network performance

TWC has fiber in a large portion of buildings and conduit access to nearly all commercial buildings from 86th Street to lower Manhattan.

For further information or to have a Sales Representative contact you please e-mail us at twcbizsvcs@aol.com or call at 212-379-5154.

Our services include:

TWC Ethernet Private Line Service (ELINE)

ELINE Product Details (PDF Format)

For enterprise customers, economical and scalable bandwidth with low end-to-end delay enables a host of applications never before possible. Ethernet Private Line service also provides an effective means of connectivity for other value-added services, including Internet access and LAN extension, Data back-up and Video applications. Ethernet Private Line is useful for an enterprise with many branch locations around a central metro office as well as connections with suppliers or partners. *Much like Frame Relay does today, Ethernet Private lines can be used to connect branch offices back to the central hub for connectivity to the wide area, or the Internet, at significantly higher levels of performance.*

Not only can an Ethernet Private Line service provide much higher bandwidth than a traditional Frame Relay/ATM or leased line service, it also delivers much greater flexibility and granularity. Additionally, with simplified provisioning made possible by Ethernet, increasing or decreasing bandwidth now takes days instead of months, therefore enabling services to be delivered to the customer more effectively. Just as with traditional Frame Relay services, Ethernet Private Line service can support specific and well defined service level agreements. There is a guaranteed level of service between the multi points of the Ethernet Private Line service as well other service parameters that are defined as part of the SLA including restoration times, end-to-end latency across TWC's network and packet delivery.

The ELINE service provides flexible bandwidth beginning at 50Mbps and can scale up to GIG-E speeds.

TWC Ethernet Private LAN Service (ELAN)

ELAN Product Details (PDF Format)

An Ethernet Private LAN (ELAN) Service is a packet-based connectivity service that delivers secure, fully managed any-to-any connectivity across a shared infrastructure. Ethernet Private LAN service interconnects multiple enterprise customers' sites and their various LANs together within the metro area. Extending customers LANs, it unites geographically disparate enterprise locations together as if they were in the same local campus-whether they are across town. Within an Ethernet Private LAN service, all endpoints of the LAN appear to the customer to be connected by a single logical Ethernet bridge.

Ethernet Private LAN service leverages the simplicity of Ethernet and resiliency of SONET. It provides highly reliable, economical and scalable bandwidth with low latency connectivity making it ideal for business-critical applications. TWC's ELAN service is fully managed and supports moves, adds, and changes easily. Additionally, an Ethernet Private LAN Service provides significant opportunity for savings in the IT budget.

Just as with traditional Frame Relay services, Ethernet Private LAN service can support specific and well defined service level agreements. There is a guaranteed level of service between the multi points of the Ethernet Private LAN service as well other service parameters that are defined as part of the SLA including restoration times, end-to-end latency across TWC's network and packet delivery.

TWC Ethernet Internet Access Service (ENET)

ENET Product Details (PDF Format)

For Enterprise customers, economical and scalable bandwidth with low end-to-end delay enables a host of applications never before possible. ENET provides an effective means of connectivity at significantly higher levels of performance. Additionally, with simplified provisioning made possible by Ethernet, increasing or decreasing bandwidth now takes days instead of months, therefore enabling services to be delivered to the customer more effectively.

- Flexible and scalable connectivity over a packet-based infrastructure with Tier

- 1 ISP Peering.
- Designed predominantly for Medium and large enterprises seeking higher bandwidth levels.
 - ENET offers unparalleled bandwidth flexibility "Instantaneous" bandwidth upgrades a large variety of connection speed options at low cost per bit, with superior service reliability levels.
 - *Access Levels: 10Mbps, 15Mbps, 20Mbps, 50Mbps, 100Mbps and higher*

ENET service can support specific and well defined service level agreements. There is a guaranteed level of service between the clients' location and TWC Internet Edge Router, along with other service parameters including restoration times, end-to-end latency across TWC network and packet delivery to the Edge Router.

TWC Ethernet Private Storage Service (ESAN)

ESAN Product Details (PDF Format)

Utilizing Time Warner Cable extensive fiber footprint, TWC has built DWDM rings, each capable of 64 lambdas to provide highly available, multi-protocol services in the NY city region. The network utilizes the flexibility and the neutrality of DWDM technology and equipment to provide an array of diverse circuits speeds transmitted at virtually any protocol for use as a dedicated point to point service.

ESCON, FICON, Fibre Channel (Storage Connectivity)

As with traditional Optical Transport services there is a guaranteed level of service between the two points of the dedicated circuit. Other service parameters that are defined as part of the SLA include restoration times, end-to-end latency, packet delivery and more.

Optical Transport Services (OC-3 - OC-192)

Optical Product Details (PDF Format)

Utilizing Time Warner Cable extensive fiber footprint, TWC has built DWDM rings, each capable of 64 lambdas to provide highly available, multi-protocol services in the NY city region. The network utilizes the flexibility and the neutrality of DWDM technology and equipment to provide an array of diverse circuits speeds transmitted at virtually any protocol for use as a dedicated point to point service.

Optical Internet Access

SONET OC-3, 12, 48, 192

ESCON, FICON, Fiber Channel (Storage Connectivity)

As with traditional Optical Transport services there is a guaranteed level of service between the two points of the dedicated circuit. Other service parameters that are defined as part of the SLA include restoration times, end-to-end latency, packet delivery, and more.

Video Transport Service (TV-1/D-1/MPEG-2)

Video Product Details (PDF Format)

Time Warner Cable (TWC) has built a video transport network for the delivery of Digital video to provide specialized high bandwidth transport service. This high end video meets short, medium and long haul specifications with uncompressed digital circuits from 140 Mbps to 270 Mbps transmission speeds.

The following protocols are currently available for transmission:

- Compressed Video (MPEG-2 with a DVB/ASI Interface)