

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of)
Broadview Networks, Inc., ATX Licensing,)
Inc. and A.R.C. Networks, Inc. d/b/a)
InfoHighway Communications for Authority)
to Migrate Customers Among Affiliated)
Companies and for Waiver of Commission)
Rule 4 CSR 240-33.150)

Case No. TO-2008-0257
Tariff File No. YX-2008-0790

ORDER SUSPENDING TARIFFS

Issue Date: July 30, 2008

Effective Date: July 30, 2008

On February 6, 2008, Broadview Networks, Inc. ("Broadview"), ATX Licensing, Inc. ("ATX"), and A.R.C. Networks, Inc. d/b/a InfoHighway Communications ("InfoHighway") (collectively, "Applicants") sought the Commission's authorization to transfer a substantial portion of the Missouri long distance customer base of ATX and InfoHighway to Broadview. The Commission Staff avers that Broadview has informed it that the transfer is to be completed on or about September 1, 2008.

On June 17, 2008, in Tariff File No. YX-2008-0790, Broadview added tariff sheets to its tariff in order to preserve the current rates, terms and conditions that customers of ATX and InfoHighway now have in place. The tariff sheets have a proposed effective date of August 1, 2008. On July 23, 2008, the Staff filed a Motion to Suspend Tariff Filing, asserting that the new tariff sheets are incorrectly numbered. The Staff notes that Broadview has cooperated with the Staff in the processing of this case; unfortunately, its attorney is temporarily out of the office and unavailable to address this matter.

The Staff requests that the Commission may suspend a tariff filing to consider its propriety pursuant to §392.230.3 RSMo 2000 until August 15. The Commission notes that this will still allow for the transaction to be approved and effective by September 1, if the Applicants still seek to accomplish the transaction by that date.

The Commission has reviewed the Staff's request and finds it reasonable to suspend the tariff pages in issue until August 15, 2008.

IT IS ORDERED THAT:

1. The Motion to Suspend Tariff Filing is granted.
2. The proposed tariff sheets submitted under File No. YX-2008-0790 are suspended until August 15, 2008.
3. That this order will become effective on issuance.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Colleen M. Dale, Chief Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000,

Dated at Jefferson City, Missouri,
on this 30th day of July, 2008.