

**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)	Case No. TO-2008-0257
to Migrate Customers Among Affiliated)	
Companies and for Waiver of Commission)	
Rule 4 CSR 240-33.150)	

STAFF RESPONSE TO ORDER DIRECTING FILING

COMES NOW the Staff of the Missouri Public Service Commission and for its response states:

1. In their verified joint application, which was filed 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") seek the Commission's authorization to transfer a substantial portion of the Missouri long distance customer base of ATX and InfoHighway to Broadview. The Applicants further request that the Commission waive its anti-slamming rule (4 CSR 240-33.150) so as to allow the proposed customer consolidation to take place without requiring the written authorization of each such customer beforehand. The Applicants have also requested priority treatment and consideration of their application under Commission Rule 4 CSR 240-2.080(16).

2. The Commission has directed the Staff to file, no later than February 29, 2008, a pleading informing the Commission when it will be able to file its recommendation in this matter. This pleading shall also address the Applicants' request for expedited treatment under Commission Rule 4 CSR 240-2.080(16).

3. Paragraph 2 of the Application states, "Following the migration, the former ATX and InfoHighway customers will be provided with the same services, at the same rates and on the

same terms and conditions that they received prior thereto.” Footnote 2 adds, “Broadview will file supplements to its tariff as necessary in order to preserve the current rates, terms and conditions that customers of ATX and InfoHighway now have in place.”

4. The Staff does not object to the Applicants’ request for expedited treatment and, accordingly, the Staff intends to file its recommendation within 10 days after Broadview supplements its tariff in the manner described above.

Respectfully submitted,

/s/ William K. Haas

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 29th day of February 2008.

/s/ William K. Haas