

**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

**STAFF MOTION TO SUSPEND TARIFF FILING**

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

1. In their joint application, 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. Broadview has informed the Staff that the transfer is to be completed on or about September 1, 2008.

2. In Tariff File No. YX-2008-0790, Broadview has added new 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.

3. The new tariff sheets are incorrectly numbered. 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.

4. The Commission may suspend a tariff filing to consider its propriety. Section 392.230.3 RSMo 2000.

WHEREFORE, the Staff requests the Commission to suspend Broadview's proposed tariff sheets in Tariff File No. YX-2008-0790 until August 15, 2008.

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 23<sup>rd</sup> day of July 2008.

/s/ William K. Haas