

October 7, 2009

Public Utility Commission
Of Oregon
550 Capitol Street NE
Suite 215
Salem, OR 97308-2148

Re: Broadview Networks, Inc.
Application for Expanded Certificate of Authority
To Provide Telecommunications Service in Oregon

Dear Sir or Madam:

On behalf of Broadview Networks, Inc. (“Broadview”), transmitted herewith are an original plus one (1) copy of Broadview’s Application for Certificate of Authority to Provide Telecommunications Services in Oregon. Through this Application, Broadview seeks authority to provide both local and long distance telecommunications services in Oregon.

Broadview is presently authorized to provide interexchange telecommunications services in the State of Oregon and is classified as a competitive provider pursuant to CPC 1390, Order No. 07-548, entered December 11, 2007. Upon advice of telecommunications division Staff, Broadview submits this Application for the purpose of expanding the Company’s existing service authority to include the provision of local telecommunications services.

For the Commission’s convenience, an extra copy of this letter is enclosed. Please date-stamp this “file/stamp” copy and return it in the enclosed self-addressed, stamped envelope.

Broadview will today transmit a copy of this notice to the Commission electronically.

PUBLIC UTILITY COMMISSION

OCTOBER 7, 2009

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To the extent you have any questions concerning this notice, please do not hesitate to contact me at channan@broadviewtel.com or (240) 461-0412.

Respectfully submitted,

Catherine M. Hannan

Cc: Ms. Lois Meerdink,
Telecommunications Division

PUBLIC UTILITY COMMISSION OF OREGON
550 CAPITOL STREET NE, STE. 215
PO BOX 2148
SALEM, OREGON 97308-2148
(503) 378-8959

APPLICATION FOR CERTIFICATE OF AUTHORITY
TO PROVIDE TELECOMMUNICATIONS SERVICE IN OREGON

INSTRUCTIONS: Complete every applicable section of this application. Attach additional documents and/or sheets to complete responses (if needed). You will be notified when the Commission receives your application, and again when it has been processed. Upon acceptance of this application, the Commission will publish notice pursuant to ORS 759.020(2). After submitting this application electronically, mail one copy with original signature and all attachments.

Classification for which application is made. Check one.

- Competitive Telecommunications Provider (local, long-distance, shared telecommunications service).
 Telecommunications Utility

1. Exact Legal Name of Applicant: Broadview Networks, Inc.

Applicant's Assumed Business Name(s) (if any) (e.g., dba, aka)
Must be registered with the Corporation Division. Not Applicable

Applicant's Type of Legal Entity (e.g., corporation, limited partnership) Corporation

Business Address 800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573

Phone 914-922-7000 Fax 347-287-0223 Email www.broadviewnet.com

2. Name and address of Person to be Contacted for Further Information Regarding This Application:

Catherine M. Hannan, Broadview Networks, Inc., 800 Westchester Avenue, Suite N-501
Rye Brook, NY 10573
Phone 240-461-0412 Fax 347-287-0223 Email channan@broadviewtel.com

3. Name and Address of Person to be Contacted for Regulatory Information. (Commission will send requests for information to this person):

Steven J. Bogdan, Director of Regulatory, Broadview Networks, Inc.
2100 Renaissance Boulevard, King of Prussia, PA 14906
Phone 610-755-4877 Fax 267-537-0075 Email sbogdan@broadviewnet.com

4. Affiliated Interests:

Are you now or have you ever been affiliated with any provider of telecommunications service that serves Oregon? If so, who? When? Describe affiliation. Affiliated interest is defined on OAR 860-032-0001.

Broadview Networks, Inc. is a sister corporation to ATX Licensing, Inc. Both companies are wholly-owned subsidiaries of the same corporate parent, Broadview Networks Holdings, Inc.
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5. Previous Certificates of Authority:

List each certificate of authority previously granted by the Oregon PUC to Applicant and to each affiliated entity, under a legal name, an assumed business name, or any other name. Include all certificates whether or not canceled. For each certificate include: name of entity, docket number and order number.

Name of Entity	Docket Number	Order Number
ATX Licensing, Inc.	CP 1272	05-170
Broadview Networks, Inc. (for intrastate, interexchange toll)	CP 1390	07-548

6. Does applicant request authority to provide the following services?

- a. Shared telecommunications service (STS). STS includes resale of long-distance service to the STS rovider's user group, but not to customers outside the user group. If yes, applicant must complete items 10 and 11. __ Yes No
- b. Local exchange (intraexchange) switched service (i.e., local dial tone). If yes, applicant must complete item 10. Yes __ No
- c. Local exchange (intraexchange) nonswitched, private line service (i.e., dedicated transmission service). Yes __ No
- d. Interexchange, switched service (i.e., long-distance toll). If yes, applicant must complete item 10. **PLEASE NOTE: APPLICANT PREVIOUSLY RECEIVED SUCH AUTHORITY; SEE CP 1390, ORDER NO. 07-548** Yes __ No
- e. Interexchange, nonswitched, private line service (i.e., dedicated transmission service). Yes __ No

7. How Services Will Initially be Provided

The following is required for public notice and information purposes and does not request authority.

- a. Will Applicant resell finished services of other Oregon certified carriers? (Resell means resale of finished services, not unbundled network elements.) Yes __ No
- b. Will Applicant construct lines, loops, wires, fiber, or other transport facilities? __ Yes No
- c. Will Applicant have its own switching equipment? Yes __ No
- d. Will Applicant purchase (lease) unbundled network elements from other Oregon certified carriers? Yes __ No
- e. Will applicant purchase or lease network components which are not unbundled network elements? Yes __ No

8. Areas for which Applicant seeks authority:

a. Intraexchange Authority:

Alternative I: List every local exchange in which Applicant seeks to provide local exchange (intraexchange) service.
Alternative II: List every incumbent local exchange carrier in whose exchanges Applicant seeks authority to provide local exchange (intraexchange) service.
Alternative III: If Applicant seeks authority to provide local exchange (intraexchange) service within every telephone exchange in Oregon, then specify "Statewide."

Statewide

b. Interexchange Authority:

Alternative I: List every local exchange in which Applicant seeks to provide interexchange service.
Alternative II: List every incumbent local exchange carrier in whose exchanges Applicant seeks authority to provide interexchange service.
Alternative III: If Applicant seeks authority to provide interexchange service within every telephone exchange in Oregon, then specify "Statewide."

Statewide.
PLEASE NOTE: Applicant has previously been granted such statewide Interexchange authority; see CP 1390, Order No. 07-548.

9. Describe special characteristics, limitations, or restrictions that will be part of Applicant's services:

None

10. Operator Services:

- a. Operator service includes, but is not limited to, billing or completion of third-party billing calls, person-to-person calls, collect calls, and credit card calls. See OAR 860-032-0001.

Will Applicant directly offer operator services? Yes __ No

- b. ORS 759.690(1)(d) defines "operator service provider" as a person who furnishes operator service under contract with a call aggregator. ORS 759.690(1)(a) defines a call aggregator as a person who furnishes a telephone for use by the public, i.e., transient use.

Will Applicant be an "operator service provider" as defined in ORS 759.690(1)(d)? __ Yes No

11. Shared Telecommunications Service:
 Shared Telecommunications Service (STS) service is defined in OAR 860-032-0001. STA includes resale of long-distance service to the STS provider's user group, but not to customers outside the user group.

a. Provide the address of the building where shared service will be provided through privately owned customer premises equipment. If Applicant intends to serve a user group located in two or more buildings, include an electronic copy of a map clearly showing the locations to be served by the Applicant. The information on the map must be precise and legible and include street names and the city where the building(s) is(are) located.

--

b. An STS site or location consists of one building, or it consists of a complex of buildings or a campus on contiguous property. An STS provider may interconnect separate sites in order to aggregate toll traffic. An STS provider may not interconnect separate sites in order to provide local exchange service between those sites.

If serving buildings at separate sites, will applicant interconnect the buildings in order to Aggregate toll traffic? N/A

c. Describe the user group or association at the STS location.

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NOTE: Applicant must apply to PUC for another certificate of authority in order to add subsequent STS sites.

Conditions of a certificate of authority:

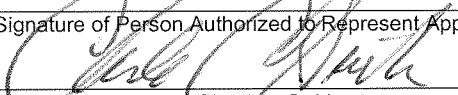
As a condition to a certificate of authority, applicant must comply with all applicable Commission rules and state law, as well as conditions listed in the certificate.

For your convenience, following is a summary of some conditions from OAR 860-032-0001 et seq. (Division 32). Additional conditions may be specified in the certificate.

- a. Certificate holder shall provide only telecommunications services authorized by the certificate.
- b. Certificate holder shall, at a minimum, meet the standard level of service specified in OAR 860-032-0012. The standard level of service is 99 percent probability that a call will not be blocked during the certificate holder's busy hour of the day.
- c. Certificate holder's books and records shall be open to inspection by the Commission to the extent necessary to verify information required by the Commission's rules.
- d. Certificate holder shall maintain its books and records according to generally accepted accounting principles and the applicable rules of the Commission.
- e. Certificate holder shall pay an annual fee to the Commission pursuant to the Commission's rules. This fee will be based on the certificate holder's annual gross retail intrastate revenues and will be no less than \$100 per calendar year. The certificate holder shall collect the fee by charging an equitable amount to each retail customer and describe the amount of the apportioned charge on each retail customer's bill, pursuant to the Commission's rules.
- g. The certificate holder shall pay a quarterly amount to the Oregon Universal Service Fund based on a Commission-approved surcharge percentage assessed on all retail telecommunications services sold in Oregon pursuant to ORS 759.425(4).
- h. Certificate holder shall respond in a timely manner to Commission inquiries.

Pursuant to Residential Service Protection statutes, Chapter 290, Oregon Laws 1987, and Division 22, certificate holder shall be responsible to ensure that the Residential Service Protection Fund surcharge is remitted to the Commission. This surcharge is assessed against each paying retail subscriber at a rate that is set annually by the Commission.

Applicant understands that all services provided by Applicant must comply with all applicable Commission Rules and state laws, and with conditions of the certificate (check box at left).

Signature of Person Authorized to Represent Applicant 	Title Executive Vice President and General Counsel Date 10/7/09
Typewritten name Charles C. Hunter	

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c.			
d.			

AUTHORITY REQUESTED

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- e. Certificate holder shall pay all access charges and subsidies imposed pursuant to the Commission's rules.
- f. Certificate holder shall pay an annual fee to the Commission pursuant to the Commission's rules. This fee will be based on the certificate holder's annual gross retail intrastate revenues and will be no less than \$100 per calendar year. The certificate holder shall collect the fee by charging an equitable amount to each retail customer and describe the amount of the apportioned charge on each retail customer's bill, pursuant to the Commission's rules.
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<i>Signature of Person Authorized to Represent Applicant</i>	Title Executive Vice President and General Counsel
_____ Typewritten Name Charles C. Hunter	Date 10/07/09