

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)
OF BROADVIEW NETWORKS, INC. FOR A) **CASE NO. BVN-T-09-01**
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO PROVIDE LOCAL) **NOTICE OF APPLICATION**
EXCHANGE TELECOMMUNICATIONS)
SERVICES WITHIN THE STATE OF IDAHO) **NOTICE OF**
) **MODIFIED PROCEDURE**
)
) **ORDER NO. 31008**

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that on November 13, 2009, Broadview Networks, Inc. ("Broadview" or "Company") filed an Application for a Certificate of Public Convenience and Necessity, pursuant to Title 62 of the Idaho Code and IDAPA 31.01.01.111, to provide local exchange telecommunications services within the State of Idaho.

YOU ARE FURTHER NOTIFIED that Broadview requests authority to allow the Company to offer its customers facilities-based and resold competitive local exchange and interexchange telecommunications services throughout the entire State of Idaho, or to the extent the facilities of its underlying carriers permit.

YOU ARE FURTHER NOTIFIED that Broadview states that it does not anticipate installing physical plant, fiber optic or copper cables within the state. The Company may "collocate switching, signaling systems and other equipment of ILEC and non-ILEC collocation facilities such as carrier hotels, and may lease capacity on fiber circuits from other carriers."

YOU ARE FURTHER NOTIFIED that Broadview will focus on providing service to small and medium-sized businesses and residential customers. Initially, the Company plans to offer basic two-way local residential and business service, supplemented by a variety of customer calling services (i.e., three-way calling, call forwarding, call waiting, distinctive ringing, and speed calling) and CLASS features (i.e., caller I.E., automatic redial/recall, and customer-originated trace).

YOU ARE FURTHER NOTIFIED that Broadview envisions an expansion of these services "to include advanced telecommunications services, data services and private line services throughout the service area of the incumbent provider(s)."

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YOU ARE FURTHER NOTIFIED that Broadview's proposed Idaho service territory is likely to include areas being served by ILECs Qwest North, Qwest South and Verizon Northwest. The Company has yet to initiate negotiations with ILECs in Idaho.

YOU ARE FURTHER NOTIFIED that the Applicant affirms that it has reviewed all of the Commission's rules applicable to competitive local exchange telecommunications service providers and agrees to comply with those rules except to the extent that any such rules are explicitly waived generically for carriers in the same class.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the service date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Applicant at the addresses reflected below:

Commission Secretary Idaho Public Utilities Commission PO Box 83720 Boise, ID 83720-0074	Art Gairo Senior Vice President Broadview Networks, Inc. 2100 Renaissance Blvd. King of Prussia, PA 19406
Street Address for Express Mail:	E-Mail: agairo@broadview.net
472 W. Washington Street Boise, ID 83702-5918	

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.idaho.gov. Click the "Comments and Questions" icon and complete the comment form using the case number as it appears on the front of this

document. These comments must also be sent to the Applicant at the e-mail address listed above.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

YOU ARE FURTHER NOTIFIED that the Application has been filed with the Commission and is available for public inspection during regular business hours at the Commission offices. The Application is also available by accessing the Commission's web site at www.puc.idaho.gov and then clicking on "File Room" and then "Telephone Cases."

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Titles 61 and 62 of the Idaho Code and specifically *Idaho Code* §§ 61-526 and 62-615. The Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

ORDER

IT IS HEREBY ORDERED that this Application will be processed under Modified Procedure. Persons interested in submitting written comments regarding this case or protesting the use of Modified Procedure should do so no later than 21 days from the service date of this Order.

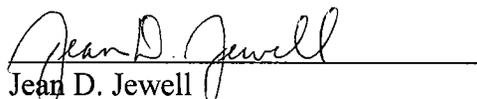
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 17th
day of February 2010.


JIM D. KEMPTON, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


MACK A. REDFORD, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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