



Making Connections That Make a Difference.

800 Westchester Avenue  
Suite N501  
Rye Brook, NY 10573

November 22, 2010

**VIA OVERNIGHT COURIER**

Steven C. Reed  
Secretary of the Commission  
Missouri Public Service Commission  
200 Madison Street  
Jefferson City, Missouri 65101

**FILED<sup>2</sup>**

NOV 23 2010

**Missouri Public  
Service Commission**

Re: Application of ATX Licensing, Inc.  
For Authority to Cease Operations and to Cancel Interexchange  
Services Tariff

Dear Mr. Reed:

On behalf of ATX Licensing, Inc. ("ATX"), enclosed please find an original and fourteen (14) copies of the Application of ATX for Authority to Cease Operations in the State of Missouri and to cancel ATX MO P.S.C. TARIFF No. 1 as of December 31, 2010.

A copy of the Application, including all Exhibits thereto, has today also been served upon the Office of Public Counsel.

An additional copy of this transmittal letter is also enclosed, to be date-stamped and returned in the postage-prepaid envelope provided.

Should there be any questions regarding this matter, kindly contact the undersigned.

Respectfully submitted,

Catherine M. Hannan

Enclosures

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Matter of the Application of	)	
	)	
ATX LICENSING, INC.	)	Case No. _____
	)	
For Authority to Cease Operations in	)	
The State of Missouri and for	)	
Withdrawal of Interexchange Telecommu-	)	
nications Services Tariff	)	

APPLICATION FOR AUTHORITY TO CEASE OPERATIONS  
IN THE STATE OF MISSOURI AND FOR WITHDRAWAL  
OF INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

COMES NOW, ATX Licensing, Inc. ("ATX"), by and through its attorneys, and hereby applies pursuant to 4 CSR 240-3.560 for authority to cease operations in the State of Missouri and for withdrawal of ATX MO P.S.C. TARIFF No. 1 applicable to interexchange telecommunications services within the State of Missouri.

In Missouri, ATX was authorized to provide interexchange services pursuant to a grant of authority in Case No. XA-2005-0272 (March 31, 2005). ATX previously sought, and was granted, authority to migrate a substantial portion of its interexchange services customers to a sister company, Broadview Networks, Inc.<sup>1</sup> In order to continue serving those of its customers which were not migrated to Broadview Networks, Inc., ATX retained its interexchange authorization. Following the consummation of the customer migration, the remainder of ATX's interexchange customers have transitioned of their own accord to alternative service providers. Accordingly, ATX hereby requests that the Commission cancel ATX's authority to provide competitive interexchange services in Case No. XA-2005-0272 as of December 31, 2010, and that the Commission also cancel ATX's MO P.S.C. TARIFF No. 1 on the same date.

ATX does not actively market any telecommunications services in Missouri and does not intend to do so in the future. ATX presently has no telecommunications services customers in

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<sup>1</sup> *Order Approving Transfer of Customers and Approving Tariff*, Case No. TO-2008-0257 (Issue Date August 28, 2008; Effective Date August 31, 2008).

Missouri; accordingly, there are no customers upon whom notice of cessation of service may be served. ATX is current with all reports and other filings required by the Commission.

For the foregoing reasons, ATX respectfully submits that the public interest, convenience and necessity would be furthered by grant of this Application on an expedited basis.

Respectfully submitted,

By 

Catherine M. Hannan  
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Rye Brook, NY 10573  
Tel: (240) 461-0412  
Fax: (347) 287-0223


Counsel for ATX Licensing, Inc.

Date: November 22, 2010


# VERIFICATION

State of New York                    )  
  )  
County of Westchester            )       ss.

I, Charles C. Hunter, being duly sworn according to law, depose and say that I am Executive Vice President and General Counsel of Broadview Networks Holdings, Inc., and its operating subsidiary, ATX Licensing, Inc. ("ATX"); that I am authorized to and do make this Verification for it; that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief, and that I expect ATX to be able to prove the same at any hearing hereof; and that ATX understands that, if the contents of the Application are found to be false or to contain misrepresentations, any authority granted may be suspended or revoked. I further depose and say that the authority to submit the notice has been properly granted.

  
Charles C. Hunter

Subscribed and sworn before me this 22ND day of NOVEMBER 2010.

  
Notary Public

My Commission expires: 9/20/12

WILSON ROCAFUERTE JR.  
Notary Public, State of New York  
Registration #01RO6116202  
Qualified in Westchester County  
Commission Expires Sept. 20, 2012