

Categories of Services for 214 Applications
(Streamlined/Non-streamlined)

- LIMITED/GLOBAL RESALE SERVICE
- LIMITED/GLOBAL FACILITIES-BASED SERVICE
- LIMITED/GLOBAL FACILITIES-BASED/RESALE SERVICE
- INDIVIDUAL FACILITIES-BASED SERVICE
- INTERCONNECTED PRIVATE LINE RESALE SERVICE
- INMARSAT AND MOBILE SATELLITE SERVICE
- INTERNATIONAL SPECIAL PROJECT
- SWITCHED RESALE SERVICE
- TRANSFER OF CONTROL
- ASSIGNMENT OF LICENSE
- PRO FORMA TRANSFER/ASSIGNMENT
- SPECIAL TEMPORARY AUTHORITY
- SUBMARINE CABLE LANDING LICENSE

Description of Application: _____

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP 3000 K STREET, N.W., SUITE 3000, WASHINGTON, DC 20007

CHECK NO.: D 119029

REF. #	INV. #	DATE	INVOICE AMOUNT	INVOICE DESCRIPTION	AMOUNT PAID
108315	ST012800-10	01-28-00	780.00		780.00
CUSTOMER NO.					

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K STREET, N.W., SUITE 300
WASHINGTON, DC 20007

Citibank DC Operating
1775 Pennsylvania Avenue, NW
Suite 440
Washington, DC 20006

CHECK DATE
01/28/00

CHECK NO. D 119029

CHECK AMOUNT
780.00 *****

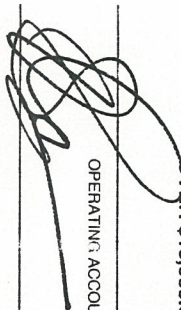
SEVEN HUNDRED EIGHTY AND 00/100 Dollars

TWO SIGNATURES REQUIRED ON CHECK
OVER \$10,000.00

PAY
TO THE
ORDER OF

FCC

OPERATING ACCOUNT



THE REVERSE SIDE OF THIS DOCUMENT INCLUDES AN ARTIFICIAL WATERMARK. HOLD AT AN ANGLE TO VIEW.

119029

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SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
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NEW YORK OFFICE
919 THIRD AVENUE
NEW YORK, NY 10022-9998

January 28, 2000

VIA COURIER

Magalie Roman Salas, Secretary
Federal Communications Commission
International Bureau, Telecommunications Division
P.O. Box 358115
Pittsburgh, PA 15251-5115

Attention: George Li, International Bureau

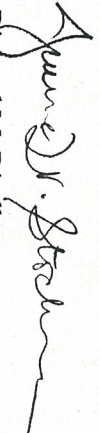
Re: Application of Broadview Networks, Inc. for Global Authority Pursuant to Section 214 of
the Communications Act of 1934, as amended, to Operate as an International Resale Carrier

Dear Ms. Salas:

Enclosed for filing with the Commission are an original and six (6) copies of the application of Broadview Networks, Inc. ("Broadview") requesting global authority, pursuant to Section 214 of the Communications Act of 1934, as amended, to operate as an international resale carrier between the United States and various international points.

As required by the Commission's Rules, a check in the amount of \$780.00 is enclosed. Please date-stamp the extra copy of this application and return it in the enclosed self-addressed, stamped envelope provided. Please contact Jeanne Stockman at (202) 295-8392 if you have any questions regarding the enclosed application.

Respectfully submitted,


Richard M. Rindler
Jeanne W. Stockman

Counsel for Broadview Networks, Inc.

Enclosures

cc: Breck Blaylock (FCC)
George Li (FCC)
Steve Andreassi
Michael Romano

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
)
)

BROADVIEW NETWORKS, INC.

) File No. ITC-214-2000-
)
)

) Application for Global Authority Pursuant to
) Section 214 of the Communications Act
) of 1934, as amended, to Operate as an
) International Resale Carrier
) Between the United States and Various
) International Points
)
)

APPLICATION

Broadview Networks, Inc. (“Broadview Networks” or “Applicant”), by its undersigned counsel, hereby requests global resale authority under Section 214 of the Communications Act of 1934, as amended (the “Act”), 47 U.S.C. § 214, and Section 63.18 of the Commission’s Rules, 47 C.F.R. § 63.18, to provide international telecommunications services between the United States and international points.

I. The Applicant

Broadview Networks is a corporation organized under the laws of the State of New York. Broadview Networks is not affiliated, within the meaning of Section 63.09(e) of the Commission’s Rules, 47 C.F.R. § 63.09(e), with a foreign carrier. As described in greater detail below, because Broadview Networks is not affiliated with a foreign carrier and is not a foreign carrier in a particular country to which it provides service, Broadview Networks qualifies for the presumption of non-dominance under Section 63.10(a)(1) of the Commission’s Rules, 47 C.F.R. § 63.10(a)(1), and therefore, this Application is eligible for streamlined processing pursuant to 47 C.F.R. § 63.12.

II. Public Interest Considerations

Broadview Networks believes that the added competition its entry will bring to the market will benefit the consumers of United States-overseas services. These benefits include competitive pricing and increased availability of a variety of service options. Therefore, a grant of this Application will further the public interest.

III. Information Required by Section 63.18

Broadview Networks submits the following information, as required by Section 63.18 of the Commission's rules, in support of its request for Section 214 authorization:

- (a) Name, address and telephone number of Applicant:
- Broadview Networks, Inc.
45-18 Court Square, Suite 403
Long Island City, NY 11101
Tel: (718) 707-8800
Fax: (718) 706-9575

- (b) Applicant is incorporated under the laws of the State of New York.

- (c) Correspondence concerning this application should be sent to:

Richard M. Rindler, Esq.
Jeanne W. Stockman, Esq.
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
Tel: (202) 424-7500
Fax: (202) 424-7643

with a copy to:

Steve Andreassi, Managing Director - Regulatory
Broadview Networks, Inc.
45-18 Court Square, Suite 403
Long Island City, NY 11101
Tel: (718) 707-8800
Fax: (718) 706-9575

- (d) Broadview Networks is authorized to provide Section 214 global telecommunications services to all permissible points on a resale basis pursuant to its compliance with Section 63.21(i) of the Commission's Rules, 47 C.F.R. §

63.21(i).¹ Broadview Networks is a wholly owned subsidiary of Broadview Networks Holdings, Inc. (*f/k/a* Coaxicom, Inc.). Broadview Networks Holdings, Inc. (“BNHI”) holds Section 214 authority to provide global telecommunications services to all permissible points on a resale basis, FCC File No. ITC-96-458. Pursuant to Section 63.21(i), Broadview Networks is authorized to provide such Section 214 services by virtue of its parent-subsidary relationship with BNHI and upon notice to the Commission. At this time, Broadview Networks seeks Section 214 authority in its own right, independent from BNHI. Upon grant of this Application, Broadview Networks will become an authorized non-dominant reseller with global authority in its own right pursuant to Section 214 of the Act and the Commission’s Rules.

(e) (1) Because Broadview Networks is not seeking global facilities-based authority pursuant to Section 63.18(e)(1) of the Commission’s rules, this Section is not applicable.

(2) Broadview Networks requests Section 214 authority to resell the international services of authorized U.S. common carriers pursuant to Section 63.18(e)(2) of the Commission’s Rules. Broadview Networks requests such authorization for all international routes authorized by the Commission. Broadview Networks certifies that it will comply with the terms and conditions contained in Section 63.21 and 63.23 of the Commission’s Rules.

(f) Broadview Networks seeks the authority to provide only the services referenced under subparagraph (e)(2) of Section 63.18 of the Commission’s Rules.

(g) Given that Broadview Networks is not seeking facilities-based authority pursuant to Section 63.18(e)(4) of the Commission’s Rules, this Section is not applicable.

(h) Information regarding Broadview Networks’ 10% or greater direct or indirect shareholders is as follows:

Name:	Broadview Networks Holdings, Inc. (<i>f/k/a</i> Coaxicom, Inc.)
Address:	45-18 Court Square, Suite 403 Long Island City, NY 11101
Percentage Held:	100% (direct)
Citizenship:	Delaware
Principal Business:	Telecommunications Services

¹ See Letter to Magalie Roman Salas from Scott Matukas filed August 31, 1999.

Information regarding BNHI's 10% or greater direct or indirect shareholders is as follows:

Name: Baker Communications Fund
Address: 540 Madison Avenue
New York, NY 10022
Percentage Held: 25.4%
Citizenship: United States
Principal Business: Private investment firm

Name: New Enterprise Associates
Address: 1 Freedom Square
11951 Freedom Drive, Suite 1240
Reston, VA 20190
Percentage Held: 12.8%
Citizenship: United States
Principal Business: Private investment firm

Name: Com Ventures
Address: 505 Hamilton Avenue, Suite 1240
Palo Alto, CA 94301
Percentage Held: 12.6%
Citizenship: United States
Principal Business: Private investment firm

Name: Weiss, Peck & Greer Venture Partners
Address: 555 California Street
San Francisco, CA 94104
Percentage Held: 11.2%
Citizenship: United States
Principal Business: Private investment firm

Broadview Networks has no interlocking officers or directors with foreign carriers to report.

- (i) Broadview Networks certifies that it is neither a foreign carrier nor affiliated with a foreign carrier within the meaning of Section 63.09(d) of the Commission's Rules, 47 C.F.R. § 63.09(d).

- (j) Broadview Networks certifies that it is not seeking to provide international telecommunications services to any destination country where (1) Broadview Networks is a foreign carrier in that country; (2) Broadview Networks controls a foreign carrier in that country; (3) any entity that owns more than 25% of Broadview Networks, or that controls Broadview Networks, controls a foreign carrier in that country; and (4) two or more foreign carriers, or parties that control foreign carriers, own, in the aggregate, more than 25% of Broadview Networks

and are parties to, or the beneficiaries of, a contractual relation affecting the provision or marketing or international basic telecommunications services in the United States.

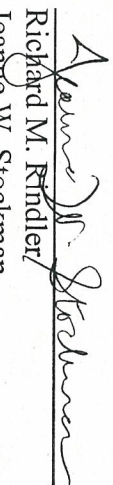
- (k) Because Broadview Networks is neither a foreign carrier nor affiliated with a foreign carrier, this Section is not applicable.
- (l) Because Broadview Networks is neither a foreign carrier nor affiliated with a foreign carrier, this Section is not applicable.
- (m) Broadview Networks should be classified as non-dominant pursuant to Section 63.10(a)(1) of the Commission's Rules, 47 C.F.R. § 63.10(a)(1), because Broadview Networks has no affiliation with a foreign carrier and is not a foreign carrier in a particular country to which it provides service.
- (n) Broadview Networks certifies that it has not agreed to accept special concessions directly or indirectly from any foreign carrier where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.
- (o) Broadview Networks certifies, pursuant to Sections 1.2001 through 1.2003 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 3301), that no party to its application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) Broadview Networks qualifies for streamlined processing pursuant to Section 63.12(c)(1)(ii) of the Commission's Rules, 47 C.F.R. § 63.12(c)(1)(ii), because, as set forth above in Section (l), Broadview Networks qualifies for a presumption of non-dominance under Section 63.10(a)(1) of the Commission's Rules.

IV. CONCLUSION

For the reasons stated above, Broadview Networks, Inc. respectfully submits that the public interest, convenience, and necessity would be furthered by a grant of this Section 214 Application.

Respectfully submitted,

By:


Richard M. Rindler

Jeanne W. Stockman

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, N.W., Suite 300
Washington, DC 20007
(202) 424-7500 (telephone)
(202) 424-7643 (facsimile)

Counsel for Broadview Networks, Inc.

Dated: January 28, 2000

316285.1

CERTIFICATION OF APPLICANT

On behalf of Broadview Networks, Inc., I hereby certify that the statements in the foregoing Application for Section 214 authority are true, complete, and correct to the best of my knowledge and are made in good faith. In addition, in accordance with Section 1.2001-1.2003 of the Commission's Rules, 47 C.F.R. §§ 1.2001-1.2003, I hereby certify that no party to this Application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 853a.

BROADVIEW NETWORKS, INC.

By:



Name:

SCOTT M. MARKS

Title:

VP - ADMINISTRATION

Date:

1/27/00