

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Q-MATION, INC./STRONGARM DESIGNS, INC. :

v. :

BROADVIEW NETWORKS, INC. :

C-20065808

DOCKETED
MAR 10 2006

INTERIM ORDER
SETTING RESOLUTION CONFERENCE

DOCUMENT
FOLDER

On or about January 24, 2006, Q-Mation, Inc./Strongarm Designs, Inc. ("Complainants") filed a complaint against Broadview Networks, Inc. ("Respondent"), at the above-captioned docket number. On or about February 24, 2006, Respondent filed a response to the complaint.

Based upon a review of the information contained in this material, I direct the parties to attempt to resolve this matter themselves. Respondent shall contact Complainants no later than March 14, 2006, to set a mutually convenient time, date and place for Respondent and Complainants to hold a conference about resolving the case. The conference must take place no later than March 28, 2006, unless this is not possible.

Within ten (10) days following the conference, Respondent shall file a short report with Herbert R. Nurick ("Mediator"), setting forth:

- (a) The time, date and place of the conference;
- (b) Who participated for each party;
- (c) A statement whether a full resolution, including withdrawal of complaint, was achieved, and, if not, whether the parties consent to have this case set for mediation by the mediation staff of the Commission; and
- (d) A statement of any issues which have been resolved, if a full resolution was not achieved.

The Commission encourages mediation if the parties cannot reach an agreement through the resolution conference. Mediation is an informal process in which the parties attempt to resolve the case with the help of a mediator. The mediator is a neutral staff member of the Commission who does not give advice, make a decision, or represent any party. Instead, the mediator assists the parties in their efforts to come to an agreement.

If the parties do not reach an agreement on their own, and do not consent to mediate, they are entitled to the hearing process. The hearing process usually includes the presentation of oral testimony and other evidence before a Commission administrative law judge, who will then consider the case and make a written decision to resolve it.

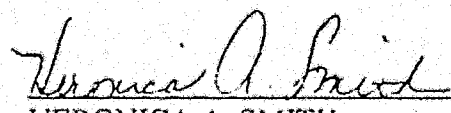
If it is not possible to have the conference by the date set for that purpose, Respondent shall file a report with the Mediator, on or before ten (10) days following the conference due date, giving the reason(s) why the due date could not be met.

In either situation, Respondent must file a report with the Mediator by the applicable due date set forth above.

If you have any questions, you should contact the Mediator. His address and phone number are:

Herbert R. Nurick
P. O. Box 3265
Harrisburg, PA 17105-3265
(717) 783-5428
Email: hnurick@state.pa.us

Date: February 28, 2006


VERONICA A. SMITH
Chief Administrative Law Judge

PLEASE DOCKET

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: May 10, 2006
SUBJECT: Q-Mation, Inc./Strongarm Designs, Inc. v. Broadview Networks, Inc.
C-20065808
TO: Commission Document Folder
FROM: Herbert R. Nurick
Mediator

DOCUMENT
FOLDER

Pursuant to Chief Administrative Law Judge Smith's Interim Order, dated February 28, 2006, a report has been submitted to the Mediation Unit.

Please include this memo in the official Commission document folder.

pc: OALJ File
Beth Plantz
Mediator Nurick
Docketing

DOCKETED
MAY 16 2006



COMMONWEALTH OF PENNSYLVANIA **PLEASE DOCKET**
 PENNSYLVANIA PUBLIC UTILITY COMMISSION
 Office of Administrative Law Judge
 P.O. BOX 3265, HARRISBURG, PA 17105-3265
 July 7, 2006

IN REPLY PLEASE
 REFER TO OUR FILE

In Re: C-20065808

(SEE ATTACHED LIST)

**DOCUMENT
 FOLDER**

Q-Mation, Inc./Strongarm Designs, Inc.
 v.
 Broadview Networks, Inc.

Service Dispute

Hearing Notice

This is to inform you that a hearing on the above-captioned case will be held as follows:

Type: Initial Hearing
Date: August 10, 2006
Time: 10:00 a.m.
Location: In an available hearing room
 Philadelphia State Office Building
 Broad and Spring Garden Streets
 Philadelphia, PA 19130
Presiding: Administrative Law Judge Angela T. Jones
 1302 Philadelphia State Office Building
 1400 West Spring Garden Street
 Philadelphia, PA 19130
 Telephone: 215.560.2105
 Fax: 215.560.3133

SECRETARY OF REVENUE
 2006 JUL 11 PM 3:51

DOCKETED
 JUL 24 2006

Attention: You may lose the case if you do not come to this hearing and present facts on the issues raised.

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Individuals representing themselves do not need to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. An attorney representing you should file a Notice of Appearance before the scheduled hearing date.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission at least (2) two business days prior to your hearing:

- Scheduling Office: 717.787.1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

pc: Judge Jones
Linda Salome
Beth Plantz
Docket Section
Calendar File

213 Market Street, 9th Floor, P.O. Box 865, Harrisburg, PA 17108-0865
Tel: (717) 237-7160 ■ Fax: (717) 237-7161 ■ www.WolfBlock.com

Deanne M. O'Dell
Direct Dial: (717) 255-3744
Direct Fax: (717) 237-7314
E-mail: dodell@wolfblock.com

ORIGINAL

August 7, 2006

RECEIVED
2006 AUG -7 PM 1:58
PA PUC
SECRETARY'S BUREAU

VIA HAND DELIVERY

James McNulty
Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street, 2nd Fl.
P.O. Box 3265
Harrisburg, PA 17105-3265

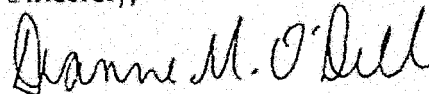
Re: Q-Mation, Inc./Strongarm Designs, Inc. v. Broadview
Networks, Inc., Docket No. C-20065808

Dear Secretary McNulty:

On behalf of Broadview Networks, Inc., enclosed for filing please find an original and three copies of a Praecipe for Entry of Appearance with regard to the above referenced matter. A copy has been served in accordance with the Certificate of Service.

DOCUMENT FOLDER

Sincerely,



Deanne M. O'Dell

For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

DMO/lww
Enclosure

cc: Hon. Angela Jones w/enc. (via fax and overnight)
Cert. of Service w/enc.

HAR-67525.1/BRO262-191001

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ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Q-Mation, Inc /Strongarm Designs, Inc. :

v. :

Broadview Networks, Inc. :

Docket No. C-20065808

PRAECIPE FOR ENTRY OF APPEARANCE

TO: James McNulty, Secretary

Please enter my appearance on behalf of Broadview Networks, Inc. in the above-captioned action. On the basis of this notice, I request a copy of each document hereafter issued by the Commission in this matter.

DOCUMENT
FOLDER

DOCKETED
SEP 18 2006

Respectfully submitted,



Deanne M. O'Dell, Esquire
Wolf, Block, Schorr and Solis-Cohen LLP
213 Market Street, 9th Floor
P.O. Box 865
Harrisburg, PA 17108-0865

Attorneys for Broadview Networks, Inc.

Dated: August 7, 2006

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below in accordance with the requirements of § 1.54 (relating to service by a participant).

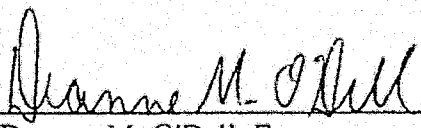
VIA FIRST CLASS MAIL

William Bullotta
Q-Mation, Inc./Strongarm Designs
425 Caredean Dr.
Horsham, PA 19044

Andrew Ashburn, III
Broadview Networks, Inc.
45-18 Court Square, Suite 403
Long Island City, NY 11101

RECEIVED
2006 AUG -7 PM 1:58
PA PUC
SECRETARY'S BUREAU

Dated: August 7, 2006



Deanne M. O'Dell, Esq

OALJ Hearing Report

Please check those blocks which apply

Docket No.:	C-20065808	Prehearing Held:	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO
Case Name:	Q-Mation, Inc./Strongarm Designs, Inc. v. Broadview Networks, inc.	Hearing Held:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Testimony Taken:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia, PA	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Date:	August 10, 2006	Estimated Add'l Days:				
ALJ:	Angela T. Jones	RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>		
Reporting Firm:	Sargents Court Reporting	DATE:		8-10-06		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>		
		DATE:				
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>		
<p>RECEIVED AUG 22 2006</p> <p>DOCUMENT FOLDER</p>		REMARKS:	MOTION TO DISMISS DUE TO LACK OF PROSECUTION.			

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

PLEASE PRINT CLEARLY - Incomplete information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
Deanne M. O'Dell	213 Market St, 9th Floor PO Box 865	Broadview
Telephone: 717-255-3744	City: Harrisburg State: PA Zip: 17108-0865	E-mail Address: dodel@wkbblock.com Fax Number: 717-237-7314
	City: State: Zip:	
Telephone:	E-mail Address:	Fax Number:
	City: State: Zip:	
Telephone:	E-mail Address:	Fax Number:

Check this box if additional parties or attendees appear on back of form.

[Handwritten initials]

[Handwritten Signature]
Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.