

VOTE SHEET

DATE: December 19, 1995

RE: DOCKET NO. 920260-TL - Comprehensive review of the revenue requirements and rate stabilization plan of Southern Bell Telephone and Telegraph Company.

Issue 1: Should the Florida Interexchange Carriers Association's Motion for Stay of Order No. PSC-95-1391-FOF-TL be granted?
Recommendation: No. Staff believes that, based on the application of Rule 25-22.061(2), F.A.C., the Motion for Stay should be denied.

APPROVED

Alternative Recommendation: Yes. Staff agrees with the analysis of the factors set forth in the primary recommendation regarding the likelihood of success on appeal, irreparable harm and the harm to the public interest. However, based on the Florida Supreme Court's decision reversing the Commission's denial of a stay of the Commission's intraLATA presubscription decision, a stay should be granted.

DENIED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

[Handwritten signature of dissenting commissioner: James K. Kiesling (Issue 1)]

REMARKS/DISSENTING COMMENTS:

Commissioner Kiesling dissented on Issue No. 1.

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

12780 DEC 20 95

FPSC-RECORDS/REPORTING

Vote Sheet
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Issue 2: Should BellSouth's Motion for Modification of Order No. PSC-95-1391-FOF-TL be granted?

Recommendation: If the Commission approves staff's alternative recommendation in Issue No. 1 and grants FIXCA's Motion for Stay, this issue is rendered moot. If, however, the Commission approves the primary recommendation and denies FIXCA's Motion for Stay, Southern Bell's motion for modification should be granted; however, the implementation date should be changed to January 16, 1996. The customer credit required by Order No. PSC-95-1391-FOF-TL should be extended to January 15, 1996.

APPROVED (The tariff is to be filed by 1/10/96)

Issue 3: Should this docket be closed?

Recommendation: No. This docket should remain open to continue to implement the agreement approved by the Commission in Order No. PSC-94-0172-FOF-TL.

APPROVED