

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DECEMBER 1, 1998

RE: Cancellation by Florida Public Service Commission of pay telephone certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 981186-TC - The Garlic Crab Corporation *Agreed*
DOCKET NO. 981190-TC - Charles Kaye d/b/a US Phonline - *Deferred**

Issue 1: Should the Commission impose a \$500 fine or cancel the pay telephone certificates issued to each company listed on page 5 of staff's November 19, 1998 memorandum for apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should impose a \$500 fine or cancel each company's certificate listed on page 5 of staff's memorandum if the fine and the regulatory assessment fees, including statutory penalties and interest, are not received by the Commission within five business days after the conclusion of the 21-day protest period. The fine should be paid to the Florida Public Service Commission and forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]
Susan Clark
J. Terry Dean
Joe Garcia

REMARKS/DISSENTING COMMENTS:

Chairman Johnson participated in the conference via teleconference. She agreed with ~~disented~~ from the majority vote and will sign the vote sheet upon return to Tallahassee.

Docket No. 981186-TC deferred to 2/2/99
*981190-TC**

DOCUMENT NUMBER-DATE
13581 DEC-3 98

**corrected 12/8/98 on advice of staff. kj*

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Cancellation by Florida Public Service Commission of Pay Telephone Certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

(Continued from previous page)

Section 364.285(1), Florida Statutes. If the Commission's order is not protested and the fine and regulatory assessment fees, including statutory penalties and interest, are not received, the pay telephone certificates listed on page 5 should be canceled.

APPROVED

(with the exception of Docket No. 981186-TC which was deferred.)
981190-TC*

Issue 2: Should these dockets be closed?

Recommendation: Yes. If no person whose substantial interests are affected files a protest within 21 days of the issuance date of the order, the order will become final. Upon payment of the fines and fees, or cancellation of the certificates, these dockets should be closed.

APPROVED