

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 16, 1999

RE: DOCKET NO. 981936-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5202 issued to Private Communications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981937-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5262 issued to International Marketing & Advertising, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981938-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5496 issued to Heritage Telecommunications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

Issue 1: Should the Commission impose a \$500 fine or cancel the IXC certificates issued to each company listed on page 7 of staff's March 4, 1999 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 7 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 Section

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in majority column]*  
\_\_\_\_\_  
*Susan J. Clark*  
\_\_\_\_\_  
*Joe Garcia*  
\_\_\_\_\_  
*[Signature]*  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03388 MAR 17 99

VOTE SHEET

MARCH 16, 1999

DOCKET NO. 981936-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5202 issued to Private Communications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981937-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5262 issued to International Marketing & Advertising, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981938-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5496 issued to Heritage Telecommunications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

(Continued from previous page)

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 IXC certificates listed on page 7 should be canceled with an effective date of December 31, 1998.

**APPROVED**

Issue 2: Should the Commission impose a \$500 fine or cancel the IXC certificates issued to each company listed on page 7 for apparent violation of Rule 25-24.480(2)(a) and (b), Florida Administrative Code, Records & Reports; Rules Incorporated?

Recommendation: Yes. The Commission should impose a \$500 fine or cancel the companies' respective certificates if the information required by Rule 25-24.480(2)(a) and (b), F.A.C. and fine 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 Section 364.285(1), Florida Statutes. If the Commission's order is not protested and the required information and fine are not received, the IXC certificates listed on page 7 should be canceled with an effective date of December 31, 1998.

**APPROVED**

VOTE SHEET

MARCH 16, 1999

DOCKET NO. 981936-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5202 issued to Private Communications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981937-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5262 issued to International Marketing & Advertising, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

DOCKET NO. 981938-TI - Cancellation by Florida Public Service Commission of IXC Certificate No. 5496 issued to Heritage Telecommunications Corporation for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Reporting Requirements.

(Continued from previous page)

Issue 3: 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. A protest in one docket should not prevent the action in a separate docket from becoming final.

**APPROVED**