

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 19, 1999

RE: DOCKET NO. 990884-TP - Request for arbitration concerning complaint of Orlando Telephone Company regarding enforcement of interconnection agreement with Sprint-Florida, Incorporated.

Issue 1: Should the Commission grant Orlando Telephone Company's Motion to Require Compliance with Dispute Resolution Provisions of the Interconnection Agreement and order Sprint-Florida, Incorporated to pay to Orlando Telephone Company \$116,311.18 for terminating interstate switched access under section XVI.B.1. of the Agreement?

Recommendation: No. Requiring Sprint-Florida, Incorporated to pay \$116,311.18 for terminating interstate switched access under section XVI.B.1. of the Interconnection Agreement may result in prejudging an issue to be decided at hearing before the opportunity of a hearing has been given.

DENIED

Staff's recommendation on requiring payment was denied. Staff will research the question concerning acceptable form of security and bring the matter back to the Commission.

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures: Susan Clark, J. Terry Deason]

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REMARKS/DISSENTING COMMENTS:

Commissioner Deason dissented on Issue 1

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Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open pending the outcome of the hearing.

APPROVED