

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MAY 5, 2000

RE: DOCKET NO. 981444-TP - Number Utilization Study: Investigation into Number Conservation Measures.

Issue 1: Should the Commission dismiss upon its own motion Ms. Arvanitas' Protest of a portion of PAA Order No. PSC-00-0543-PAA-TP relating to mandatory conservation measures for failure to state a claim for which relief can be granted?

Recommendation: Yes. The Commission should dismiss upon its own motion Ms. Arvanitas' Protest of a portion of PAA Order No. PSC-00-0543-PAA-TP relating to mandatory conservation measures for failure to state a claim for which relief can be granted.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures: Staff, Susan Clark, J. Tom Deane]*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE  
05642 MAY-58  
FPSC-RECORDS/REPORTING

(Continued from previous page)

Issue 2: Should the Commission approve the Joint Petitioners' Offer of Settlement to resolve the Number Pooling Implementation Protest?

Recommendation: Yes. Staff recommends that the Commission approve the Joint Petitioners' Offer of Settlement as Amended on April 17, 2000 to resolve the Number Pooling Implementation Protest. Staff recommends that the Commission acknowledge the FCC's rules and orders requiring the Commission to resolve any matters related to cost recovery under the federal law and agree to open a docket to address this issue. Further, staff recommends that the Commission closely monitor company compliance under its authority granted under Section 364.183, Florida Statutes, by requesting records and conducting random and regular audits. Moreover, staff recommends the Commission initiate a separate show cause proceeding against any company that fails to meet the implementation dates or violates any other provision of its Order and penalize any code holder found in violation under Section 364.285, Florida Statutes.

**MODIFIED**

*The companies accepted the Commission's modification to move implementation of the 954 area code ~~off~~ 3.0 to 1/22/01 with the understanding that if 1/22/01 cannot be met, 1.4 has to be implemented. ~~on 1/22/00~~ all companies have to implement 1.4 they will not seek to recover those related costs.*

*Correction made based on review of transcript 5/11/00. SM*

*with 3.0,*

Issue 3: Should this docket be closed?

Recommendation: No. Whether or not the Commission approves staff's recommendation in Issue 1, this docket should remain open pending the outcome of further investigation into other number conservation measures for broader implementation. If the Commission approves staff's recommendation in Issues ~~1 and 2~~, the Commission's decision on those issues will become final upon issuance of a consummating order if no persons whose substantial interests are affected files a timely protest within 21 days.

*2*

**MODIFIED**

*approved with noted corrections. Further, this is final action.*