

VOTE SHEET

MAY 1, 2001

RE: DOCKET NO. 010130-TX - Initiation of show cause proceedings against Hayes Telecommunications Services, Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

ISSUE 1: Should the Commission accept the settlement offer proposed by Hayes Telecommunications Services, Inc. (Hayes) to resolve the apparent violation of Section 364.183(1), Florida Statutes, Access to Company Records?

RECOMMENDATION: Yes. Staff recommends that the Commission accept Hayes' settlement proposal of a \$3,500 voluntary contribution and assurance that the company will implement measures to ensure future compliance. The voluntary contribution should be received by the Commission within ten business days of the issuance date of an Order approving the settlement offer and should include the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State of Florida General Revenue Fund pursuant to Section 364.285, Florida Statutes. Staff further recommends that should the company fail to pay the voluntary contribution in accordance with the terms of an Order approving settlement, staff should be authorized to administratively cancel Certificate Number 4032.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Richard A. Paley
Hayes
[Signature]
[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

05432 MAY-16

FPSC-REGULATORY REPORTING

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. If the Commission approves staff's recommendation on Issue 1, this docket should remain open pending remittance of the \$3,500 voluntary contribution. Upon staff's verification of receipt of the voluntary contribution, or failure to pay the contribution and subsequent cancellation of Certificate Number 4032, this docket should be administratively closed.

APPROVED