

VOTE SHEET

AUGUST 14, 2001

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. 010487-TC - FKI Enterprises, Inc.

DOCKET NO. 010496-TC - Gary Michael Capasso

DOCKET NO. 010588-TC - George J. Semple d/b/a TelCommunications

ISSUE 1: Should the Commission deny the companies listed on Attachment A of staff's August 2, 2001 memorandum a voluntary cancellation of their respective certificates?

RECOMMENDATION: Yes. The Commission should deny each company a voluntary cancellation of its telecommunications certificate as listed on Attachment A. Instead, the Commission should cancel each company's respective certificate on its own motion with an effective date as listed on Attachment A. The collection of the past due fees should be referred to the Office of the Comptroller for further collection efforts.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Anthony A. Paolucci

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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ISSUE 2: Should these dockets be closed?

RECOMMENDATION: Yes. The Order issued from this recommendation will become final upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of issuance of the Proposed Agency Action Order. These dockets should then be closed upon receipt of the fees or cancellation of the certificate. A protest in one docket should not prevent the action in a separate docket from becoming final.

APPROVED