

VOTE SHEET

JULY 9, 2002

RE: Docket No. 020294-TP - Joint application for approval of asset purchase agreement and plan of reorganization whereby Norcom Acquisition, LLC, a wholly owned subsidiary of NUI Capital Corp., will purchase substantially all assets of Norcom, Inc. (holder of ALEC Certificate No. 7298 and IXC Certificate No. 4749), and immediately following closing of proposed transaction, Norcom Acquisition will merge with and into NUI Telecom, Inc. (holder of IXC Certificate 4824 and ALEC Certificate 7328), also a wholly owned subsidiary of NUI Capital Corp.; request for relief from carrier selection requirements of Rule 25-4.118, F.A.C.; and request for cancellation of Norcom, Inc.'s Certificates 7298 and 4749.

ISSUE 1: Should the Commission approve the asset purchase agreement and plan of reorganization whereby Norcom Acquisition, LLC, a wholly owned subsidiary of NUI Capital Corp., will purchase substantially all assets of Norcom, Inc. (holder of ALEC Certificate No. 7298 and IXC Certificate No. 4749); and immediately following closing of the proposed transaction, Norcom Acquisition will merge with and into NUI Telecom, Inc. (holder of IXC Certificate No. 4824 and ALEC Certificate No. 7328), also a wholly owned subsidiary of NUI Capital Corp; and request for cancellation of Norcom, Inc.'s Certificate Nos. 7298 and 4749?

RECOMMENDATION: Yes.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Stacy Bradley*  
*Michael B...*  
*John...*  
*J. Terry Dease*  
*Michael A. Palach*

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

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

07029 JUL-98

VOTE SHEET

JULY 9, 2002

Docket No. 020294-TP - Joint application for approval of asset purchase agreement and plan of reorganization whereby Norcom Acquisition, LLC, a wholly owned subsidiary of NUI Capital Corp., will purchase substantially all assets of Norcom, Inc. (holder of ALEC Certificate No. 7298 and IXC Certificate No. 4749), and immediately following closing of proposed transaction, Norcom Acquisition will merge with and into NUI Telecom, Inc. (holder of IXC Certificate 4824 and ALEC Certificate 7328), also a wholly owned subsidiary of NUI Capital Corp.; request for relief from carrier selection requirements of Rule 25-4.118, F.A.C.; and request for cancellation of Norcom, Inc.'s Certificates 7298 and 4749.

(Continued from previous page)

ISSUE 2: Should the Commission relieve NUI Telecom, Inc. in this instance of the carrier selection requirements in Rule 25-4.118, Florida Administrative Code?

RECOMMENDATION: Yes.

**APPROVED**

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

**APPROVED**