

VOTE SHEET

SEPTEMBER 3, 2002

RE: Docket No. 020570-TX - Cancellation by Florida Public Service Commission of ALEC Certificate No. 5792 issued to IG2, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.835, F.A.C., Rules Incorporated.

ISSUE 1: Should the Commission impose a \$1,000 penalty or cancel IG2, Inc.'s ALEC Certificate No. 5792 for apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

RECOMMENDATION: Yes. The Commission should impose a \$1,000 penalty or cancel the company's certificate if the penalty and the regulatory assessment fees, including statutory penalty and interest charges, are not received by the Commission within fourteen (14) calendar days after the issuance of the Consummating Order. The penalty should be paid to the Florida Public Service Commission and forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the Commission's Order is not protested and the penalty and regulatory assessment fees, including statutory penalty and interest charges, are not received, the company's Certificate No. 5792 should be cancelled administratively and the collection of the past due fees should be referred to the Office of the

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Andy Bradley*  
*Michael...*  
*John...*  
*J. Terry...*  
*Michael A. Palash*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE  
09263 SEP-3 2002  
FPSC-COMMISSION CLERK

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Comptroller for further collection efforts. If the company's certificate is cancelled in accordance with the Commission's Order from this recommendation, IG2, Inc. should be required to immediately cease and desist providing alternative local exchange services in Florida.

**APPROVED**

ISSUE 2: Should the Commission impose a \$500 penalty or cancel IG2, Inc.'s ALEC Certificate No. 5792 for apparent violation of Rule 25-24.835, Florida Administrative Code, Rules Incorporated?

RECOMMENDATION: Yes. The Commission should impose a \$500 penalty or cancel IG2, Inc.'s certificate if the information required by Rule 25-24.835, Florida Administrative Code, Rules Incorporated, and penalty are not received by the Commission within fourteen (14) calendar days after the issuance of the Consummating Order. The penalty should be paid to the Florida Public Service Commission and forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the Commission's Order is not protested and the penalty and required information are not received, IG2, Inc.'s ALEC Certificate No. 5792 should be cancelled administratively. If the company's certificate is cancelled in accordance with the Commission's Order from this recommendation, IG2, Inc. should be required to immediately cease and desist providing alternative local exchange services in Florida.

**APPROVED**

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ISSUE 3: Should this docket be closed?

RECOMMENDATION: 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 the issuance of the Proposed Agency Action Order. The docket should then be closed upon receipt of the penalty and fees and updated reporting requirements, or cancellation of the certificate.

**APPROVED**