

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JANUARY 6, 2004

RE: Cancellation by Florida Public Service Commission of CLEC certificates for violation of Rule 25-24.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Docket No. 031010-TX - Pan American Telecom, Incorporated  
Docket No. 031014-TX - National Telecom, LLC

ISSUE 1: Should the Commission grant the companies listed on Attachment A of staff's December 23, 2003 memorandum a voluntary cancellation of their respective certificates?

RECOMMENDATION: The Commission should not grant the companies listed on Attachment A of staff's memorandum a voluntary cancellation of their respective certificates. Rather, 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 Florida Department of Financial Services for further collection efforts. If a company's certificate is cancelled, as listed on Attachment A, in accordance with the Commission's Order from this recommendation, the respective companies should be required to immediately cease and desist providing competitive local exchange telecommunications service in Florida.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Charles M. Darnell*  
*Pat J. Lee*  
*Mantua*  
*J. Jerry Hester*  
*Rudy Bradley*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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(Continued from previous page)

ISSUE 2: Should these dockets 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. These dockets should then be closed upon issuance of a Consummating Order. A protest in one docket should not prevent the action in a separate docket from becoming final.

**APPROVED**