

VOTE SHEET

May 16, 2006

Docket No. 060033-TX – Application for certificate to provide competitive local exchange telecommunications service by Florida Phone Service, Inc. d/b/a Global Telecom Group.

Issue 1: Should the Commission accept the settlement offer proposed by Florida Phone Service, Inc. d/b/a Global Telecom Group, and grant the company Certificate No. 8630 to operate as a competitive local exchange telecommunications company in Florida as provided by Section 364.337(1), Florida Statutes?

Recommendation: Yes. The Commission should accept the settlement offer proposed by Florida Phone Service, Inc. d/b/a Global Telecom Group and grant the company Certificate No. 8630 to operate as a competitive local exchange telecommunications company in Florida.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of Katrina J. Jew, Jim Edger, and others in the majority column.

Blank lines in the dissenting column.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04299 MAY 16 8

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(Continued from previous page)

Issue 2: Should the Commission accept FPS' proposal to issue refunds of \$3,686.53, plus interest of \$182.38, for a total of \$3,868.91, to the affected customers within 30 days of the issuance of the Consummating Order, for overcharging end-users from January 2004 through February 2006; require the company to remit monies that it was unable to refund to the Commission for deposit in the State of Florida General Revenue Fund within 90 days of the issuance of the Consummating Order; and require the company to provide the Commission with a written confirmation, within 90 days of the issuance of the Consummating Order, stating: (1) the total amount of money refunded by check; (2) the total amount of money credited to customer accounts; and (3) the total amount of money that FPS was unable to refund?

Recommendation: Yes. The Commission should accept FPS' proposal to issue refunds to affected customers.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: The Order issued from this recommendation will be a proposed agency action. Thus, the Order will become final and effective upon issuance of the Consummating Order if no person whose substantial interests are affected timely files a protest within 21 days of issuance of this Order. The company should submit its final refund report, identified by docket number, and a check for the nonrefundable amount (if any), made payable to the Florida Public Service Commission within 90 days of the issuance of the Consummating Order. Unrefundable amounts (if any) should be submitted to the Florida Department of Financial Services for deposit in the General Revenue Fund. Payment of the \$500 penalty assessed in Docket No. 050622-TX should be made within 30 days of the issuance of the Consummating Order. The cost of RAF collection will be subtracted from the \$500 payment and will be deposited in the Florida Public Service Regulatory Trust Fund, pursuant to Section 350.113, Florida Statutes. Any monetary amount of the \$500 payment exceeding the cost of collection will be remitted to the Florida Department of Financial Services for deposit in the General Revenue Fund, pursuant to Section 364.285(1), Florida Statutes. The \$5,000 contribution to the General Revenue Fund should be paid in three equal monthly installments of \$1,666.66. The first payment is to be made within 30 days of the issuance of the Consummating Order; the second payment within 60 days of the issuance of the Consummating Order; and the final payment within 90 days of the issuance of the Consummating Order. If the company fails to make the refunds, submit its final report, submit unrefundable amounts (if any), the \$5,000 contribution, and the \$500 payment, Certificate No. 8630 should be cancelled. Staff will notify underlying carriers to discontinue providing the company wholesale local exchange service, and the company should be required to immediately cease and desist providing any telecommunications service in Florida. This docket should be closed administratively upon either verification that the refunds have been made, the \$5,000 contribution and \$500 payment have been submitted, unrefundable monies have been submitted to the Commission, or upon cancellation of Certificate No. 8630 and notification to underlying carriers to discontinue providing wholesale local exchange service.

APPROVED