

VOTE SHEET

March 18, 2008

Docket No. 070685-TP – Request for cancellation of PATS Certificate No. 8557, CLEC Certificate No. 8291, and for acknowledgment of cancellation of IXC Registration No. TJ968 held by Symtelco, LLC, effective November 13, 2007.

Issue 1: Should the Commission deny Symtelco, LLC, a voluntary cancellation of its PATS Certificate No. 8557, CLEC Certificate No. 8092, and IXC Registration No. TJ968 and cancel the certificates and tariff and remove the company’s name from the register on the Commission’s own motion with an effective date of November 13, 2007?

Recommendation: Yes, the company should be denied voluntary cancellations as listed on Attachment A of staff’s memorandum dated March 6, 2008.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column, including one that appears to read 'Katrina J. McMurrin'.

Four horizontal lines in the dissenting column, all of which are blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

02009 MAR 18 8

FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: Staff recommends that the Order issued from this recommendation will become final and effective upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest that identifies with specificity the issues in dispute, in the form provided by Rule 28-106.201, Florida Administrative Code, within 21 days of the issuance of the Proposed Agency Action Order. As provided by Section 120.80(13)(b), Florida Statutes, any issues not in dispute should be deemed stipulated. If the company fails to timely file a protest and to request a Section 120.57, Florida Statutes, hearing, the facts should be deemed admitted and the right to a hearing waived. If the company pays the Regulatory Assessment Fees, including applicable late payment charges, prior to the expiration of the Proposed Agency Action Order, then the cancellation of the company's pay telephone and competitive local exchange telecommunications certificates and intrastate interexchange carrier tariff and the removal of its name from the register will be voluntary. If the company fails to pay the Regulatory Assessment Fees, including applicable late payment charges, prior to the expiration of the Proposed Agency Action Order, then the company's pay telephone and competitive local exchange telecommunications certificates and intrastate interexchange carrier tariff and the removal of its name from the register should be cancelled administratively, and the collection of the past due Regulatory Assessment Fees should be referred to the Florida Department of Financial Services for further collection efforts. If the company's pay telephone and competitive local exchange telecommunications certificates and intrastate interexchange carrier tariff are cancelled and its name is removed from the register in accordance with the Commission's Order from this recommendation, the company should be required to immediately cease and desist providing pay telephone, competitive local exchange telecommunications service, and intrastate interexchange service in Florida. This docket should be closed administratively either upon receipt of payment of the Regulatory Assessment Fees, including applicable late payment charges, or upon cancellation of the company's pay telephone and competitive local exchange telecommunications certificates and intrastate interexchange carrier tariff and removal of its name from the register.

APPROVED