

VOTE SHEET

September 4, 2008

Docket No. 080542-TI – Joint request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., in transfer of long distance customers from Broadwing Communications, LLC to Telecom Management, Inc. d/b/a Pioneer Telephone, Inc.

Issue 1: Should the Commission approve the request for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in the transfer of Broadwing Communications, LLC's customers to Telecom Management, Inc. d/b/a Pioneer Telephone, Inc.?

Recommendation: Yes, the Commission should approve the request for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code. Any waiver approved by the Commission should only apply to customers identified by the petitioners as residential and small business customers. The petitioners should be required to provide the Commission notification of the actual dates when the transactions are consummated. If for any reason the transactions are not consummated, any waiver approved by the Commission shall be null and void.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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

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

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08151 SEP-4 8

FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: 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