

VOTE SHEET

DATE: September 16, 1996

RE: DOCKET NO. 960838-TP - Petition by Metropolitan Fiber Systems of Florida, Inc. for arbitration of certain terms and conditions of a proposed agreement with Central Telephone Company of Florida and United Telephone Company of Florida concerning interconnection and resale under the Telecommunications Act of 1996.

Issue 1: Recommendation that Sprint's motion to dismiss portions of the petition of MFS be granted. Imposition of a liquidated damages provision is beyond the scope of arbitration contemplated by the Act. Further, the Commission cannot impose a liquidated damages provision on the parties. If the Commission were to impose such a provision, it would be awarding damages to one of the parties. This is beyond the jurisdiction of the Commission.

APPROVED

Issue 2: Recommendation that this docket remain open and proceed to hearing.



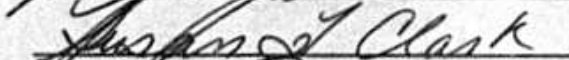


APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS: