

VOTE SHEET

AUGUST 5, 1997

RE: DOCKET NO. 970496-TP - Petition by KMC Telecom Inc. for relief, in accordance with Section 252(I) of the Telecommunications Act of 1996, with respect to refusal by Sprint-Florida, Incorporated to make available one term in a previously approved interconnection agreement.

Issue 1: Under Section 252(i) of the Telecommunications Act of 1996, on what basis if any can Sprint-Florida refuse to allow KMC to opt into a provision in a previously approved interconnection agreement?

Recommendation: Under Section 252(i) of the Telecommunications Act of 1996, Sprint-Florida may not refuse to allow KMC to opt into a provision in a previously approved interconnection agreement.

**APPROVED**

Issue 2: Should this docket be closed?

Recommendation: Yes.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures: Steve Garcia, Susan Clark, J. P. ...]*

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REMARKS/DISSENTING COMMENTS: