

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 18, 1997

RE: DOCKET NO. 971218-TI - Initiation of show cause proceedings against Tel-Save, Inc. d/b/a Network Services and d/b/a The Phone Company for violation of Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries, and Rule 25-4.019, F.A.C., Records and Reports in General.

Issue 1: Pursuant to Section 364.285, Florida Statutes, should The Phone Company be ordered to show cause why it should not be fined \$10,000 for violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries?

Recommendation: Yes. The Commission should require TPC to show cause in writing within 20 days of issuance of the Commission's order why it should not be fined \$10,000 for apparent violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries. If TPC fails to respond to the show cause, the fine will be deemed assessed. If the fine is not paid after reasonable collection efforts by the Commission, it should be forwarded to the Office of the Comptroller for collection. If the fine is paid, it will be remitted by the Commission to the Florida General Revenue Fund pursuant to Section 364.285, Florida Statutes.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on a set of five horizontal lines.

Four empty horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

11840 NOV 1997

FPSC-REG-REG/REPORTING

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Issue 2: Should this docket be closed?

Recommendation: This docket should remain open pending resolution of the show cause proceeding. If, however, The Phone Company fails to respond to the Commission's order and if the fines remain unpaid after reasonable collection efforts, the matter should be referred to the Office of the Comptroller and this docket closed administratively.

APPROVED