

VOTE SHEET

NOVEMBER 18, 1997

RE: DOCKET NO. 970870-TI - Initiation of show cause proceedings against BizNet Communications for violation of Rule 25-24.470, F.A.C., Certificate of Public Convenience and Necessity Required, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

Issue 1: Should BizNet Communications be fined \$25,000 for violations of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required, and \$10,000 for violations of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries?

Recommendation: Yes. BizNet Communications should be fined \$25,000 for violations of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required, and \$10,000 for violations of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries. Biznet should be required to pay the fines within five working days of issuance of the Commission's order. Upon payment, the fines should be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the fines are not paid after a reasonable collection effort, the matter should be referred to the Office of the Comptroller for collection.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

11841 NOV 19 97

FPSC-BLDD-25-REPORTING

VOTE SHEET

NOVEMBER 18, 1997

DOCKET NO. 970870-TI - Initiation of show cause proceedings against BizNet Communications for violation of Rule 25-24.470, F.A.C., Certificate of Public Convenience and Necessity Required, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

(Continued from previous page)

Issue 2: Should the Commission order all certificated interexchange companies to discontinue providing interexchange telecommunications service to BizNet pursuant to Rule 25-24.4701(3), Florida Administrative Code, Provision of Regulated Telecommunications Service to Uncertificated Resellers Prohibited?

Recommendation: Yes. Pursuant to Rule 25-24.4701(3), Florida Administrative Code, the Commission should order all certificated interexchange companies to discontinue interexchange telecommunications service to BizNet.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Yes. This docket should be closed upon payment of the fines or expiration of the five-day period in which the fines are to be paid.

APPROVED