

VOTE SHEET

JANUARY 20, 1998

RE: DOCKET NO. 971493-TI - Initiation of show cause proceedings against All American Telephone, Inc. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection.

Issue 1: Should the Commission order All American Telephone, Inc. to show cause why it should not have Certificate Number 4790 canceled or be fined \$10,000 per violation for a total of \$260,000 for failure to comply with Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection?

Recommendation: ~~All American's certificate number 4790 should not be canceled at this time.~~ The Commission should order All American to show cause in writing within 20 days of the effective date of the order why it should not be fined \$10,000 per violation for a total of ~~\$260,000~~ for failure to comply with Rule 25-4.118, Florida Administrative Code. Any collected fine monies 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.

\$370,000

* its Certificate No. 4790 should not be canceled or why

MODIFIED

Approved with noted modifications

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01084 JAN 21 98

VOTE SHEET

JANUARY 20, 1998

DOCKET NO. 971493-TI - Initiation of show cause proceedings against All American Telephone, Inc. for violation of rule 25-4.118, F.A.C., Interexchange Carrier Selection.

(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, then All American will have 20 days from issuance of the Commission's show cause order to respond in writing why it should not be fined in the amount proposed or have its certificate canceled. If All American timely responds to the show cause order, this docket should remain open pending resolution of the show cause proceeding. If All American does not respond to the Commission's Order to Show Cause, the fines should be assessed. While staff does not recommend in Issue 1 that All American's certificate be canceled for slamming violations at this time, staff does recommend that, if All American fails to respond to the Order to Show Cause and the fines are not received within five business days after expiration of the show cause response period, All American's certificate should be canceled and this docket closed administratively.

APPROVED