

VOTE SHEET

FEBRUARY 3, 1998

RE: DOCKET NO. 971487-TI - Initiation of show cause proceedings against LCI International Telecom Corp. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection.

Issue 1: Should the Commission order LCI to show cause why it should not have Certificate Number 2300 canceled or be fined \$10,000 per violation for a total of \$880,000 for failure to comply with Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection?

Recommendation: Yes. The Commission should order LCI to show cause in writing within 20 days of the effective date of the order why it should not have Certificate Number 2300 canceled or be fined \$10,000 per violation for a total of \$880,000 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.

DEFERRED

DOCUMENT NUMBER DATE
01760 FEB-4 98
FILE NO. 971487-TI-10

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

COMMISSIONER GARCIA PARTICIPATED IN THE VOTE VIA VIDEO TELECONFERENCE. IN HIS VOTE, HE: AGREED WITH THE MAJORITY / DISSENTED. COMMISSIONER GARCIA WILL SIGN THE ORIGINAL VOTE SHEET UPON HIS RETURN TO TALLAHASSEE.

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Issue 2: Should this docket be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, then LCI will have 20 days from issuance of the Commission's show cause order to respond in writing why it should not have Certificate Number 2300 canceled or be fined in the amount proposed. If LCI timely responds to the show cause order, this docket should remain open pending resolution of the show cause proceeding. If LCI does not respond to the Commission's order to show cause, the fines should be assessed. If LCI 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, LCI's certificate should be canceled and this docket closed administratively.