

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 7, 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 apparent violation for a total of \$710,000 for apparent 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 apparent violation for a total of \$710,000 for apparent 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.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the majority column]*

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REMARKS/DISSENTING COMMENTS:

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Issue 2: Should the Commission accept the settlement offer proposed by LCI International Telecom Corp. to resolve the apparent violations of Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection?

Recommendation: No. The Commission should not accept the settlement offer proposed by LCI.

**APPROVED**

Issue 3: Should this docket be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, LCI 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. 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 penalties should be deemed 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. If staff's recommendation in Issue 1 is not approved and the settlement offer is accepted, this docket should be closed upon remittance of the \$25,000 settlement. The \$25,000 settlement 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.

**APPROVED**