

VOTE SHEET

APRIL 7, 1998

RE: DOCKET NO. 980165-TI - Initiation of show cause proceedings against Amer-I-Net Services Corp. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

Issue 1: Should the Commission order Amer-I-Net Services Corp. to show cause why it should not have Certificate Number 2671 canceled or be fined \$10,000 per apparent violation for a total of \$1,760,000 for apparent failure to comply with Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection?

Recommendation: Yes. The Commission should order Amer-I-Net to show cause in writing within 20 days of the issuance date of the order why it should not be fined \$10,000 per apparent violation for a total of \$1,760,000 or have its certificate canceled 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]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE
04014 APR-7 8
FPC-1000

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DOCKET NO. 980165-TI - Initiation of show cause proceedings against Amer-I-Net Services Corp. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

(Continued from previous page)

Issue 2: Should Amer-I-Net Services Corp. be ordered to show cause why it should not be fined \$1,500 per apparent violation for a total of \$178,500 or have its certificate canceled for apparent violations of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries?

Recommendation: Yes. Amer-I-Net should be ordered to show cause in writing within 20 days of the Commission's show cause order why it should not be fined \$1,500 per apparent violation for a total of \$178,500 or have its certificate canceled for apparent violations of Rule 25-4.043, 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

Issue 3: Should this docket be closed?

Recommendation: If staff's recommendation in Issues 1 and 2 is approved, then Amer-I-Net 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 Amer-I-Net timely responds to the show cause order, this docket should remain open pending resolution of the show cause proceeding. If Amer-I-Net does not respond to the Commission's Order to Show Cause, the fines should be deemed assessed. Staff recommends that, if Amer-I-Net 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, Amer-I-Net's certificate should be canceled and this docket closed administratively.

APPROVED