

VOTE SHEET

JUNE 30, 1998

RE: DOCKET NO. 980336-TI - Initiation of show cause proceedings against Coral Communications, Inc. for violation of Rule 25-24.470, F.A.C., Certificate of Public Convenience and Necessity Required.
DOCKET NO. 980491-TI - Application for certificate to provide interexchange telecommunications service by Coral Communications, Inc.

Issue 1: Should the Commission accept the settlement offer proposed by Coral Communications, Inc. to resolve the apparent violations of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required?

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

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS: Commissioner Garcia participated by telephone. He concurred /dissented in the majority vote and will sign the vote sheet upon his return to Tallahassee.

Staff to advise.

DOCUMENT NUMBER-DATE

06970 JUL-28

FILE RECORDS REPORTING

VOYE SHEET

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Issue 2: Should the Commission deny Coral Communications, Inc.'s application for a certificate to provide interexchange telecommunications service in Florida?

Recommendation: Yes. Coral does not appear to have the managerial capability required in Section 364.337(3), Florida Statutes. Therefore, the application should be denied.

Issue 3: Should these dockets be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, Docket No. 980336-TI should remain open pending resolution of the show cause proceeding. Coral must respond to the original show cause order within 10 days of issuance of this Order denying the settlement. If Coral fails to respond to the Show Cause Order, the fine should be deemed assessed. If Coral fails to respond to the Order to Show Cause, and the fines are not received within 5 business days after expiration of the show cause response period, this docket should be closed administratively. After reasonable collection efforts, the fine should be forwarded to the Comptroller's Office for collection.

If staff's recommendation in Issue 2 is approved, Docket No. 980491-TI should remain open pending the processing of any protest to Issue 2 that may be filed within 21 days of issuance of the Order by a person whose substantial interests are affected by the Commission's proposed agency action. If no protest is filed, the Order will become final, and this docket should be closed.