

VOTE SHEET

NOVEMBER 17, 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 grant All American's Second Motion for Further Extension of Time to Respond to Order to Show Cause?

Recommendation: Yes. The Commission should grant the motion in order to provide All American an opportunity to pursue settlement negotiations with staff.

**APPROVED**

Issue 2: Should the Commission accept the settlement offer proposed by All American Telephone, Inc. 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 All American.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in majority column]*

*[Empty lines in dissenting column]*

DOCUMENT NUMBER - DATE  
12939 NOV 18 98

FPSC-RECORDS/REPORTING

REMARKS/DISSENTING COMMENTS:

Commissioner Garcia participated in the Agenda Conference via video teleconference and ~~disseented~~ in the vote. He will sign the vote sheet upon his return to Tallahassee.

agreed

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Issue 3: Should this docket be closed?

Recommendation: No. If staff's recommendation in Issue 2 is approved, this docket should remain open pending the resolution of the show cause proceeding. All American must respond to the original show cause order within 20 days of the issuance of this order denying the settlement. If All American fails to respond to the Show Cause Order, the fine should be deemed assessed. 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, this docket should be closed administratively. After reasonable collection efforts, the fine should be forwarded to the Comptroller's Office for collection.

**APPROVED**