

VOTE SHEET

FEBRUARY 2, 1999

RE: DOCKET NO. 981869-TI - Initiation of show cause proceedings against Value Tel, Inc. for apparent violation of Rule 25-24.470, F.A.C., Certificate of Public Convenience and Necessity Required and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

Issue 1: Should the Commission order Value Tel, Inc. to show cause in writing why a fine of \$25,000 for apparent violation of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity, \$10,000 for apparent violation of Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection, and \$10,000 for apparent violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries should not be assessed?

Recommendation: Yes. The Commission should require Value Tel to show cause in writing within 21 days of issuance of the Commission's order why it should not be fined \$25,000 for apparent violation of Rule 25-24.470, Florida Administrative Code, \$10,000 for apparent violation of Rule 25-4.118, Florida Administrative Code, and \$10,000 for apparent violation of Rule 25-4.043, Florida Administrative Code. The company's response should contain specific allegations of fact and law. If Value Tel fails to respond to the show cause, the fines should be deemed assessed. If the

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Susan J. Clark, Joe Garcia, J. J. [unclear], and [unclear].

Blank lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01467 FEB-5 99

FPSC-RECORDS/REPORTING

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finances are paid, they should be remitted by the Commission to the State of Florida General Revenue Fund pursuant to Section 364.285, Florida Statutes. If the fines are not paid after reasonable collection efforts by the Commission, they should be forwarded to the Comptroller's Office for collection.

APPROVED

Issue 2: Should this docket be closed?

Recommendation: This docket should remain open pending resolution of the show cause proceeding. If, however, Value Tel fails to respond to the Commission's order to show cause, the fines should be deemed assessed and this docket closed administratively.

APPROVED