

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MAY 18, 1999

RE: DOCKET NO. 981867-TX - Initiation of show cause proceedings against The Other Phone Company, Inc. d/b/a Access One Communications for apparent violation of Rule 25-24.820, F.A.C., Revocation of a Certificate.

Issue 1: Should the Commission accept the settlement offer proposed by Access One to resolve the apparent violations of Section 364.337, Florida Statutes, Alternative Local Exchange Telecommunications Companies; Intrastate Interexchange Telecommunications Services; Certification?

Recommendation: Yes. The Commission should accept the company's settlement proposal. If the company fails to pay in accordance with the terms of its settlement offer, the company's certificate should be canceled administratively effective 10 days after the order becomes final.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Susan F. Clark
Joe Garcia
J. [unclear]
[unclear]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06287 MAY 18 8

FPSC-RECORDS/REPORTING

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Issue 2: Should this docket be closed?

Recommendation: No. With the approval of Issue 1, this docket should remain open pending remittance of the \$7,500 voluntary contribution within five business days after the order approving the settlement becomes final. Upon remittance of the settlement payment, this docket should be closed. The \$7,500 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. If the company fails to pay in accordance with the terms of its settlement offer, the company's certificate should be canceled administratively effective 10 days after the order becomes final and this docket closed.

APPROVED