

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JULY 6, 1999

RE: DOCKET NO. 981643-TP - Initiation of show cause proceedings against USA Tele Corp. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection.

Issue 1: Should the Commission accept the settlement offer proposed by USA to resolve the apparent violations of Rule 25-4.118, Florida Administrative Code, Interexchange Carrier Selection?

Recommendation: Yes. Staff believes the terms of the settlement agreement as summarized in staff's June 24, 1999 memorandum are fair and reasonable, and we support the voluntary contribution to the General Revenue Fund pursuant to Section 364.285(1), Florida Statutes.

APPROVED

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in black and red ink over horizontal lines]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08073 JUL-6 99

FPSC-RECORDS/REPORTING

VOYE SHEET

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Issue 2: Should this docket be closed?

Recommendation: No. If staff's recommendation in Issue 1 is approved, this docket should remain open pending remittance of the \$12,000 voluntary contribution which is to be paid in six equal monthly installments beginning August 1, 1999, and ending January 1, 2000. Upon remittance of the final settlement payment, this docket should be closed. Each settlement payment of \$2,000 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 USA fails to make all payments in accordance with the terms in its settlement offer, Certificate Number 3491 shall be canceled. If the certificate is canceled accordingly, any installment payments previously made are non-returnable.

APPROVED