

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 28, 2000

RE: DOCKET NO. 991267-TP - Complaint and/or petition for arbitration by Global NAPS, Inc. for enforcement of Section VI(B) of its interconnection agreement with BellSouth Telecommunications, Inc., and request for relief.

Issue 1: Under their Florida Partial Interconnection Agreement, are Global NAPS, Inc. and BellSouth Telecommunications, Inc. required to compensate each other for delivery of traffic to Internet Service Providers (ISPs)? If so, what action, if any, should be taken?

Recommendation: Yes. Staff believes that reciprocal compensation is due under the agreement adopted by GNAPS for all local traffic, including traffic to ISPs, at the rate set forth in the agreement.

**DEFERRED**

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

*Deferred to 4/4/00 agenda*

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Issue 2: Is the prevailing party entitled to attorney's fees under the agreement?

Recommendation: Yes. The interconnection agreement provides that the prevailing parties are entitled to receive attorney's fees. Thus, if the Commission approves staff's recommendation in Issue 1, GNAPS would be entitled to attorney's fees.

Issue 3: Should this docket be closed?

Recommendation: Yes, this docket should be closed.