

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 4, 2000

RE: Cancellation by Florida Public Service Commission of alternative local exchange telecommunications certificates for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2), F.A.C., Records & Reports; Rules Incorporated.

DOCKET NO. 991978-TX - Diamond Communications International, Inc.
DOCKET NO. 991998-TX - Collins Communications Corporation

Issue 1: Should the Commission impose a \$500 fine or cancel the alternative local exchange telecommunications of staff's March 23, 2000 memorandum certificates issued to the companies listed on page 6 for apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should impose a \$500 fine or cancel each company's respective certificate as listed on page 6 if the fine and the 1998 and 1999 regulatory assessment fees, including statutory penalty and interest charges, are not received by the Commission within five business days after the issuance of the Consummating Order. The fine should be paid to the Florida Public Service Commission and 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 Commission's

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures: Robert J. ...]

[Handwritten signature: Susan A. Clark]

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[Handwritten signature: J. ...]

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REMARKS/DISSENTING COMMENTS:

Commissioner Clark participated in the conference via telephone. She agreed with/ dissented from the majority vote and will sign the vote sheet upon return to Tallahassee.

DOCUMENT NUMBER-DATE

04198 APR-58

FPSC-RECORDS/REPORTING

VC7E SHEET

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Order is not protested and the fine and regulatory assessment fees, including statutory penalty and interest charges, are not received, the alternative local exchange telecommunications certificates listed on page 6 should be canceled administratively.

APPROVED

Issue 2: Should the Commission impose a \$500 fine or cancel the alternative local exchange telecommunications certificates issued to the companies listed on page 6 for apparent violation of Rule 25-24.480(2)(a) and (b), Florida Administrative Code, Records & Reports; Rules Incorporated?

Recommendation: Yes. The Commission should impose a \$500 fine or cancel each company's respective certificate as listed on page 6 if the information required by Rule 25-24.480(2)(a) and (b), F.A.C., Records & Reports; Rules Incorporated, and fine are not received by the Commission within five business days after the issuance of the Consummating Order. The fine should be paid to the Florida Public Service Commission and 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 Commission's Order is not protested and the fine and required information are not received, the alternative local exchange telecommunications certificates listed on page 6 should be canceled administratively.

APPROVED

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Cancellation by Florida Public Service Commission of alternative local exchange telecommunications certificates for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2), F.A.C., Records & Reports; Rules Incorporated.

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Issue 3: Should these dockets be closed?

Recommendation: Yes. If the Commission approves or modifies staff's recommendation on Issues 1 and 2, these dockets should be closed upon receipt of the required information and fine and fees or cancellation of the certificates, unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the proposed agency action order. If the Commission denies staff's recommendation on Issues 1 and 2, these dockets should be closed administratively. A protest in one docket should not prevent the action in a separate docket from becoming final.

APPROVED