

VOTE SHEET

APRIL 4, 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. (Deferred from the 3/28/00 Commission Conference.)

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.

APPROVED

with clarifications made by staff at agenda.

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

J. Tompkins

Susan Clark

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

04205 APR-58

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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.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Yes, this docket should be closed.

APPROVED