

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 18, 2000

RE: DOCKET NO. 990036-TP - Request for arbitration concerning complaint of American Communication Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. and ACSI Local Switched Services, Inc. d/b/a e.spire Communications, Inc. against BellSouth Telecommunications, Inc. regarding enforcement of interconnection agreement.

Issue 1: Should the Commission acknowledge e.spire's Notice of Withdrawal of its Complaint against BellSouth Telecommunications, Inc. for Enforcement of its Interconnection Agreement?

Recommendation: Yes. Staff recommends that the Commission acknowledge e.spire's Notice of Withdrawal of its Complaint against Bellsouth Telecommunications, Inc. for Enforcement of its Interconnection Agreement. The Commission's acknowledgment of the Notice of Withdrawal would render moot BellSouth's pending Motion to Dismiss.

APPROVED

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Susan J. Clark

J. Terry Deas

REMARKS/DISSENTING COMMENTS:

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Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation on Issue 1 to acknowledge e.spire's Notice of Withdrawal of its Complaint, no further action by the Commission is necessary. Therefore, this docket may be closed.

APPROVED