

VOTE SHEET

AUGUST 1, 2000

RE: DOCKET NO. 991946-TP - Request for arbitration concerning complaint of ITC^DeltaCom Communications, Inc. against BellSouth Telecommunications, Inc. for breach of interconnection terms, and request for immediate relief.

Issue 1: Should the Commission grant ITC^DeltaCom's Motion for Summary Final Order?

Recommendation: Yes. Staff recommends that the Commission grant ITC^DeltaCom's Motion for Final Summary Order.

DEFERRED

COMMISSIONERS ASSIGNED: JC JB

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

09389 AUG-38

FPSC-RECORDS/REPORTING

NOTE SHEET

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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, ~~CNAPs~~ would be entitled to attorney's fees.

ITC^DeltaCom

Issue 3: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation on Issues 1 and 2, no further action by the Commission is necessary; therefore, the docket should be closed.