

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 29, 2000

RE: DOCKET NO. 000218-TX - Initiation of show cause proceedings against Alternative Telecommunications Services, Inc. d/b/a Second Chance Phone for apparent violation of Section 364.183(1), F.S., Access to Company Records.

Issue 1: Should the Commission accept ATSI's offer of settlement to resolve the apparent violation of Section 364.183(1), Florida Statutes, Access to Company Records, in lieu of cancellation of its certificate, and refer ATSI to the appropriate authority for disposition of its apparent violation of Section 837.06, Florida Statutes?

Recommendation: Yes. The Commission should accept the company's settlement proposal and refer the company to the appropriate authority for disposition of the apparent violation of Section 837.06, Florida Statutes. Any contribution should be received by the Commission within ten business days from the issuance date of the Commission's Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State of Florida General Revenue Fund pursuant to Section 364.285 (1), Florida Statutes. If the company fails to pay in accordance with the terms of the

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10706 AUG 30 8

FPSC-RECORDS/REPORTING

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settlement offer, the company's certificate should be canceled, and this docket should be closed. Whether or not the company meets the terms of the settlement offer, or if the Commission accepts or rejects the settlement offer, the Commission should refer ATSI to the appropriate authority for apparent violation of Section 837.06, Florida Statutes, within 30 days from the issuance date of the Commission's Order. No precedent will be established by the Commission due to acceptance of a settlement in this case.

APPROVED

Issue 2: Should this docket be closed?

Recommendation: No. With the approval of Issue 1, this docket should remain open pending the remittance of the \$25,000 voluntary contribution. Upon remittance of the settlement payment, this docket should be closed. If the company fails to pay in accordance with the terms of the Commission Order, the company's certificate should be canceled, and this docket should be closed.

APPROVED