

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 26, 2000

RE: DOCKET NO. 991377-TL - Initiation of show cause proceedings against Sprint-Florida, Incorporated for violation of service standards.

Issue 1: Should the Commission accept the Stipulation and Settlement and Petition for Limited Waiver of Rules 25-4.066(2), 25-4.070(3)(a), 25-4.073(1)(c) and (1)(d), and 25-4.110(2), Florida Administrative Code, (Stipulation and Settlement Agreement) offered jointly by Sprint-Florida, Incorporated and the Office of Public Counsel as settlement for the show cause proceedings against Sprint-Florida, Incorporated for its apparent violations of service standards?

Recommendation: No. Staff recommends that the Commission deny the Stipulation and Settlement and Petition for Limited Waiver of Rules 25-4.066(2), 25-4.070(3)(a), 25-4.073(1)(c) and (1)(d), and 25-4.110(2), Florida Administrative Code, offered by Sprint-Florida, Incorporated and the Office of Public Counsel. The Stipulation and Settlement does not offer any monetary penalties for Sprint's past apparent violations of the service standards. Staff believes that the joint Stipulation and Settlement leads to inequities amongst Florida consumers contrary to the purpose of Chapter 364, Florida Statutes, by lowering the service standards to be applied to and among Sprint's customers. Further, the creation of

COMMISSIONERS ASSIGNED: DS JC BZ

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Staff to advise.

DEFERRED

DOCUMENT NUMBER-DATE

12311 SEP 28 8

FPSC-RECORDS/REPORTING

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the Community Service Fund for Lifeline education is not related to the harm suffered by customers who are affected by Sprint's failure to meet business and repair answer times. Therefore, Staff further recommends that the show cause proceeding against Sprint-Florida, Incorporated for its apparent violations of the service standards be set for hearing.

Issue 2: Should this docket be closed?

Recommendation: No. If the Commission accepts staff's recommendation on Issue 1, then this docket should remain open and be scheduled for hearing.