

VOTE SHEET

NOVEMBER 28, 2000

RE: DOCKET NO. 991377-TL - Initiation of show cause proceedings against Sprint-Florida, Incorporated for violation of service standards. (Deferred from the 11/7/00 Conference.)

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 the Community Service Fund for Lifeline education is not related to the

COMMISSIONERS ASSIGNED: DS JC BZ

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

15354 DEC-18

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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.

DENIED

The stipulation and settlement dated 7/27/00, as clarified on 8/15/00, and amended 11/27/00, was approved.

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.

DENIED

The stipulation provides for closing the docket.