

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 3, 2001

RE: DOCKET NO. 001066-TI - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.118, F.A.C., Local, Local Toll, and Toll Provider Selection.

DOCKET NO. 001813-TX - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries. (Deferred from the September 26, 2000 Commission Conference; revised recommendation filed.)

ISSUE 1: Should the Commission accept the second revised final settlement offer, dated February 9, 2001, proposed by AT-N to resolve the apparent violations of Rule 25-4.118, Florida Administrative Code, Local, Local Toll, or Toll Provider Selection, in Docket No. 001066-TI?

RECOMMENDATION: Yes. Staff recommends that the Commission accept AT-N's second revised final settlement offer, dated February 9, 2001, to resolve the apparent violations of Rule 25-4.118, Florida Administrative Code, Local, Local Toll, or Toll Provider Selection, in Docket No. 001066-TI.

AT-N should be required to file a report with the Commission by May 11, 2001, expounding how AT-N has complied with its settlement offer and provided restitution to all of the individuals who have filed a complaint against its IXC operations, up to and including the date of issuance of the Commission's Order. According to its settlement offer, AT-N's Certificate No. 4377 should be canceled and the company should cease operations in Florida by March 31, 2001.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on five horizontal lines.

Five horizontal lines for dissenting signatures, currently blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04145 APR-40

FPSC-RECORDS/REPORTING

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DOCKET NO. 001066-TI - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.118, F.A.C., Local, Local Toll, and Toll Provider Selection.

DOCKET NO. 001813-TX - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries. (Deferred from the September 26, 2000 Commission Conference; revised recommendation filed.)

(Continued from previous page)

If AT-N fails to file a report with the Commission by May 11, 2001, and demonstrate that it has complied with its settlement offer and provided restitution to all the individuals who filed a complaint with the Commission up to and including the date of issuance of the Commission's Order, further show cause proceedings should be initiated.

APPROVED

ISSUE 2: Should the Commission accept the second revised final settlement offer, dated February 9, 2001, proposed by AT-N to resolve the apparent violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, in Docket No. 001813-TX?

RECOMMENDATION: Yes. Staff recommends that the Commission accept AT-N's second revised final settlement offer, dated February 9, 2001, to resolve the apparent violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, in Docket No. 001813-TX. AT-N should be required to file a report with the Commission by May 11, 2001, expounding how AT-N has complied with its settlement offer and provided restitution to the five individuals who have filed a complaint against its ALEC operations. According to its settlement offer, AT-N's Certificate No. 4834 should be canceled and the company should cease operations in Florida by March 31, 2001.xcd

If AT-N fails to file a report with the Commission by May 11, 2001, and demonstrate that it has provided restitution to the five individuals who have filed a complaint against its ALEC operations, further show cause proceedings should be initiated.

APPROVED

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APRIL 3, 2001

DOCKET NO. 001066-TI - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.118, F.A.C., Local, Local Toll, and Toll Provider Selection.

DOCKET NO. 001813-TX - Initiation of show cause proceedings against America's Tele-Network Corp. for apparent violation of Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries. (Deferred from the September 26, 2000 Commission Conference; revised recommendation filed.)

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ISSUE 3: Should these dockets be closed?

RECOMMENDATION: No. If the Commission approves staff's recommendations, AT-N's Certificates Nos. 4377 and 4834 will be involuntarily canceled upon issuance of this Order. If AT-N complies with its settlement offer, Dockets Nos. 001066-TI and 001813-TX should be closed administratively. If however, AT-N fails to show that it has complied with its settlement offer by May 11, 2001, these dockets should remain open pending further show cause proceedings.

APPROVED