

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MAY 29, 2001

RE: DOCKET NO. 000536-TP - Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 2967 and Alternative Local Exchange Telecommunications Certificate No. 7156 issued to Cleartel Communications, Inc. For violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

ISSUE 1: Should the Commission grant Cleartel Communications, Inc. a voluntary cancellation of its IXC Certificate No. 2967?

RECOMMENDATION: No. The Commission should not grant the company a voluntary cancellation of its IXC certificate. The Commission should cancel the company's IXC Certificate No. 2967 on its own motion, effective May 2, 2000. The collection of the past due fees should be referred to the Office of the Comptroller for further collection efforts.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Michael A. Palach
[Signature]
[Signature]
[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06694 MAY 30 2001

FPSC-REG/REG/REPORTING

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ISSUE 2: Should the Commission grant the company's request to keep its ALEC Certificate No. 7156 active?

RECOMMENDATION: No. The Commission should deny the company's request to keep its ALEC certificate active. Instead, the Commission should impose a \$500 fine or cancel the company's ALEC certificate if the fine and the regulatory assessment fees, including statutory penalty and interest charges, are not received by the Commission within five business days after the issuance of the Consummating Order. The fine should be paid to the Florida Public Service Commission and forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the Commission's Order is not protested and the fine and regulatory assessment fees, including statutory penalty and interest charges, are not received, the company's Certificate No. 7156 should be cancelled administratively and the collection of the past due fees should be referred to the Office of the Comptroller for further collection efforts.

APPROVED

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. The Order issued from this recommendation will become final upon issuance of a consummating order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the proposed agency action order. The docket should then be closed upon receipt of the fine and fees or cancellation of the certificates.

APPROVED