

VOTE SHEET

JULY 24, 2001

RE: DOCKET NO. 010973-TL - Petition for emergency temporary waiver of Rules 25-4.066(2) and (3); 25-4.070(3)(a), (3)(b), and (5); 25-4.073(1)(a), (1)(c), and (1)(d); 25-4.0770(2); 25-4.040(5); and 25-4.111, F.A.C., by BellSouth Telecommunications, Inc.

ISSUE 1: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rules 25-4.066(2) and (3), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the Commission should approve BellSouth's Petition for a temporary and emergency waiver of Rules 25-4.066(2) and (3), Florida Administrative Code, for a period beginning ~~August 4, 2001~~, and ending ~~the day BellSouth and CWA sign a work agreement~~. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than ~~Friday, August 3, 2001~~. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

When BellSouth notifies the Commission of the work stoppage

at a time mutually agreed to by BellSouth and staff

the first business day after the work stoppage

MODIFIED *Approved with noted modifications*

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Murphy A. Palesti
[Signature]
[Signature]
[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER - DATE

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FPSC-COMMISSION CLERK

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ISSUE 2: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rules 25-4.070(3)(a), (3)(b), and (5), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the Commission should approve BellSouth's Petition for a temporary and emergency waiver of Rules 25-4.070(3)(a), (3)(b), and (5), Florida Administrative Code, for a period beginning August 4, 2001, and ending the day BellSouth and CWA sign a work agreement. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than Friday, August 3, 2001. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

MODIFIED

Consistent with Issue 1

ISSUE 3: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.073(1)(a), (1)(c), and (1)(d), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rules 25-4.073(1)(a), (1)(c) and (1)(d), Florida Administrative Code, for a period beginning August 4, 2001, and ending the day BellSouth and CWA sign a work agreement. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than Friday, August 3, 2001. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

MODIFIED

Consistent with Issue 1

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(Continued from previous page)

ISSUE 4: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.0770(2), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the Commission should approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.0770(2) for the period beginning August 4, 2001, and ending the day BellSouth and the CWA sign a work agreement. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than Friday, August 3, 2001. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

MODIFIED

Consistent with Issue 1

ISSUE 5: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.040(5), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the Commission should approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.040(5), Florida Administrative Code, exclusive of the requirement to maintain listings for "Poison Information Center", for the period beginning August 4, 2001, and ending the day BellSouth and the CWA sign a work agreement. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than Friday, August 3, 2001. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

MODIFIED

Consistent with Issue 1

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ISSUE 6: Should the Commission approve BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.111, Florida Administrative Code?

RECOMMENDATION: Staff recommends that the Commission should limit its approval to Section (1) of Rule 25-4.111, Florida Administrative Code, of BellSouth's Petition for a temporary and emergency waiver of Rule 25-4.111, Florida Administrative Code, for the period beginning August 4, 2001, and ending the day BellSouth and the CWA sign a work agreement. BellSouth should be ordered to resolve all backlogged complaints, if any, within 15 days after an agreement is reached between BellSouth and the CWA. BellSouth should file notice of any work stoppage with the Division of the Commission Clerk and Administrative Services no later than Friday, August 3, 2001. BellSouth should also be ordered to file a notification with the Commission that the work agreement is signed within 24 hours after the signing.

MODIFIED

Consistent with Issue 1

ISSUE 7: Should the Commission order BellSouth to publicize, through radio, television, and newspaper advertisements, the potential of delays in service and support to customers, if there is a work stoppage by the CWA?

RECOMMENDATION: Yes. Staff recommends that the Commission should order BellSouth to publicize, through radio, television, and newspaper advertisements, the potential of delays in service and support to customers, if there is a work stoppage by the CWA. BellSouth should prepare announcements in advance and immediately release the prepared announcements if a work stoppage occurs.

APPROVED

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ISSUE 8: Should this docket be closed?

RECOMMENDATION: No. If staff's recommendations are approved or denied, the result will be a proposed agency action order. If no timely protest to the proposed agency action is filed within 21 days of the date of the issuance of the Order, the Commission's decision shall be final and effective upon issuance of the consummating order. This docket shall remain open pending notification that an agreement has been reached by BellSouth and the CWA. Thereafter, this docket shall be closed administratively if no further action from the Commission is required.

APPROVED