

VOTE SHEET

MAY 21, 2002

RE: Docket No. 020268-TI - Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 7814 issued to West End Communications Inc. for apparent violations of Rules 25-4.0161(1), F.A.C., Regulatory Assessment Fees; Telecommunications Companies; 25-4.043, F.A.C., Response to Commission Staff Inquiries; and 25-24.480(2), F.A.C., Records and Reports; Rules Incorporated.

ISSUE 1: Should the Commission cancel West End's IXC Certificate No. 7814 for apparent violations of Rule Nos. 25-4.0161(1), Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies, 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, and 25-24.480(2), Florida Administrative Code, Records and Reports; Rules Incorporated?

RECOMMENDATION: Yes. Staff recommends that the Commission cancel West End's IXC Certificate No. 7814 for apparent violations of Rule Nos. 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies, 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, and 25-24.480(2), Florida Administrative Code, Records and Reports; Rules Incorporated. If the Proposed Agency Action Order is not protested within 21 days of issuance,

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures: Judy Bradley, Michael, Matt, Terry, Michael A. Paluch]*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

05429 MAY 22 08

FPSC-COMMISSION CLERK

VOTE SHEET

MAY 21, 2002

Docket No. 020268-TI - Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 7814 issued to West End Communications Inc. for apparent violations of Rules 25-4.0161(1), F.A.C., Regulatory Assessment Fees; Telecommunications Companies; 25-4.043, F.A.C., Response to Commission Staff Inquiries; and 25-24.480(2), F.A.C., Records and Reports; Rules Incorporated.

(Continued from previous page)

the company's certificate should be canceled administratively upon issuance of the Consummating Order. If West End's certificate is canceled in accordance with the Commission's Order from this recommendation, West End should be required to immediately cease and desist providing IXC telecommunications service in Florida. If the past due regulatory assessment fees, including statutory penalty and interest charges, are not received within fourteen calendar days after issuance of the Consummating Order, the amount shall be forwarded to the Office of the Comptroller for collection.

**APPROVED**

ISSUE 2: Should this docket be closed?

RECOMMENDATION: 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. This docket should then be closed and West End's IXC Certificate No. 7814 should be canceled.

**APPROVED**