

VOTE SHEET

NOVEMBER 5, 2002

RE: Docket No. 020724-TI - Investigation and determination of appropriate method for refunding overcharges assessed on intrastate calls made using one plus service provided by Optical Telephone Corporation. (Deferred from October 15, 2002 conference; revised recommendation filed.)

ISSUE 1: Should the Commission accept Optical Telephone Corporation's offer of refund and refund calculation of \$132,227.06 plus interest of \$2,387.76, for a total of \$134,614.82, for overcharges to customers on intrastate calls made using one plus service from August 31, 2001 through June 3, 2002?

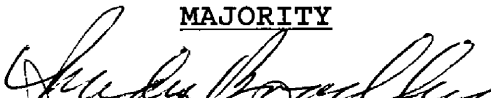
RECOMMENDATION: Yes. The Commission should accept Optical's proposal to refund to the affected customers \$132,227.06, plus interest of \$2,387.76, for a total of \$134,614.82, for overcharges made on intrastate calls made using Optical's one plus service from August 31, 2001, through June 3, 2002. At the end of the refund period, any unrefunded amount, including interest, should be remitted to the Commission by April 4, 2003, and forwarded to the Comptroller for deposit in the General Revenue Fund, pursuant to Section 365.285(1), Florida Statutes. Optical shall submit a final report as required by Rule 25-4.114, Florida Administrative Code, Refunds, by April 4, 2003. If Optical fails to pay in accordance with its

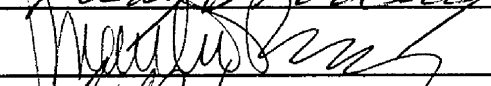
COMMISSIONERS ASSIGNED: Full Commission


COMMISSIONERS' SIGNATURES

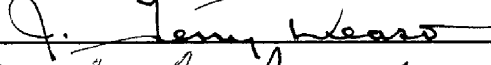
MAJORITY

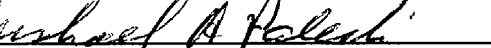
DISSENTING











REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

12144 NOV-58

FPSC-COMMISSION CLERK

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refund offer, Certificate No. 7898 should be canceled administratively. If Optical's certificate is canceled in accordance with the Commission's Order, Optical should be required to immediately cease and desist providing interexchange telecommunications services in Florida.

APPROVED

ISSUE 2: Should this docket be closed?

RECOMMENDATION: If no person whose interests are substantially affected by the proposed action files a protest of the Commission's decision in Issue 1 within the 21-day protest period, the Commission's Order will become final upon issuance of the Consummating Order. This docket should, however, remain open pending the completion of the refund and receipt of the final report on the refund, April 4, 2003. After completion of the refund and receipt of the final refund report, this docket should be closed administratively.

APPROVED