

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 5, 2002

RE: Bankruptcy cancellation by Florida Public Service Commission of IXC and ALEC certificates.

Docket No. 020881-TP - Adelphia Business Solutions Investment East, LLC and Adelphia Business Solutions Investment East, LLC

Docket No. 020893-TP - Telscape USA, Inc. and PointeCom, Incorporated d/b/a Telscape Communications

Docket No. 020894-TP - NET-tel Corporation and NET-tel Corporation

Docket No. 020895-TP - ConnectSouth Communications of Florida, Inc. and ConnectSouth Communications of Florida, Inc.

Docket No. 020962-TP - Advanced TelCom of Delaware Inc. and Advanced TelCom of Delaware Inc.

ISSUE 1: Should the Commission grant the companies listed on Attachment A of staff's October 24, 2002 memorandum a cancellation of their respective certificates due to bankruptcy?

RECOMMENDATION: Yes. The Commission should grant each company listed on Attachment A a bankruptcy cancellation of their respective certificates with an effective date as listed on Attachment A. In addition, the Division of the Commission Clerk and Administrative Services will be

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Rudy Bradley, Matthew... (unclear), Matt... (unclear), J. Terry... (unclear), Michael A. Palesi

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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notified that the unpaid Regulatory Assessment Fees, including statutory penalty and interest charges, should not be sent to the Comptroller's Office for collection, but that permission for the Commission to write off the uncollectible amount should be requested. If the certificates for each company as listed on Attachment A are cancelled in accordance with the Commission's Order from this recommendation, the respective companies should be required to immediately cease and desist providing interexchange carrier and alternative local exchange telecommunications services in Florida.

APPROVED

ISSUE 2: Should these dockets 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. The dockets should then be closed upon cancellation of the certificates. A protest in one docket should not prevent the action in a separate docket from becoming final.

APPROVED