

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

FEBRUARY 4, 2003

RE: Docket No. 020664-TI - Compliance investigation of bigredwire.com, Inc. for apparent violation of Rule 25-24.470, F.A.C., Certificate of Public Convenience and Necessity Required, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

Docket No. 021089-TI - Application for certificate to provide interexchange telecommunications service by bigredwire.com, Inc.

ISSUE 1: Should the Commission accept the settlement offer proposed by bigredwire.com, Inc. (Bigredwire) which includes a contribution of \$7,500 to the State General Revenue Fund, to be paid in 12 monthly installments of \$100 each, and a final payment of \$6,300 due at the end of the twelfth month, to resolve the apparent violations of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required, and Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries?

RECOMMENDATION: Yes. The first \$100 installment of the contribution should be received by the Commission within fourteen calendar days from the issuance date of the Order. Thereafter, each of the eleven remaining \$100 monthly installments should be received by the last business day of each month, and the final installment of \$6,300 should be received by February 27, 2004. Each payment should be paid to the Florida Public Service Commission and forwarded to the Office of the Comptroller for deposit in

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Deferred to 2/18/03 conference.

DOCUMENT NUMBER-DATE

01172 FEB-58

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the General Revenue Fund. Each payment should also identify the docket number and company name. If the company fails to comply with the payment terms set forth in its settlement proposal, staff will initiate further proceedings.

ISSUE 2: Should the Commission grant bigredwire.com, Inc. (Bigredwire) a certificate to provide interexchange telecommunications service within the state of Florida in Docket No. 021089-TI?

RECOMMENDATION: Yes. The Commission should grant Bigredwire Certificate of Public Convenience and Necessity No. 8275 to provide IXC service within the state of Florida in Docket No. 021089-TI.

ISSUE 3: Should Docket No. 020664-TI be closed?

RECOMMENDATION: If the Commission approves staff's recommendation on Issue 1, Docket No. 020664-TI should remain open pending remittance of Bigredwire's contribution totaling \$7,500. The docket should be closed administratively upon receipt of the company's last installment of \$6,300. If the Commission denies staff's recommendation on Issue 1, Docket No. 020664-TI should remain open pending a resolution to the rule violations.

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ISSUE 4: Should Docket No. 021089-TI be closed?

RECOMMENDATION: Docket No. 021089-TI should be closed 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.