

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

FEBRUARY 4, 2003

RE: Docket No. 020807-TC - Cancellation by Florida Public Service Commission of PATS Certificate No. 7424 issued to Phonexpert, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

ISSUE 1: Should the Commission accept the settlement offer proposed by Phonexpert, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies, incorporated by Rule 25-24.505, Florida Administrative Code?

RECOMMENDATION: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within fourteen (14) calendar days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 7424 should be canceled administratively. If Phonexpert, Inc.'s certificate is cancelled in

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Frank McDermott, Maudie [unclear], Pat [unclear], Tom [unclear], Rudy Bradley.

Blank lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01175 FEB-5 8

FPSC-COMMISSION CLERK

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accordance with the Commission's Order from this recommendation, Phonexpert, Inc. should be required to immediately cease and desist providing pay telephone service in Florida.

**APPROVED**

ISSUE 2: Should this docket be closed?

RECOMMENDATION: If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

**APPROVED**