

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 3, 2003

RE: Docket No. 030872-TI - Investigation and determination of appropriate method for refunding overcharges assessed on intrastate calls made using one plus and calling card services provided by Florida Digital Network, Inc. d/b/a FDN Communications.

ISSUE 1: Should the Commission accept Florida Digital Network, Inc.'s proposal to refund and refund calculation of \$14,872.42, plus interest of \$404.92, totaling \$15,277.34, for overcharges on intrastate calls made using one plus service and calling card service from May 1, 2001, through February 28, 2003?

RECOMMENDATION: Yes. The Commission should accept Florida Digital Network Inc.'s proposal to refund and refund calculation of \$14,872.42, plus interest of \$404.92, totaling \$15,277.34, for overcharges on intrastate calls made using one plus service and calling card service from May 1, 2001, through February 28, 2003. All refunds should be completed within sixty (60) days of the issuance date of the Consummating Order. Any unrefunded amounts and a final report should be remitted to the Commission within 180 days of the issuance date of the Consummating Order. If FDN fails to comply with its refund proposal, the company's tariff should be cancelled and Registration Number TJ246 should be removed from the

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Chad A. Draf*  
*Michael...*  
*...*  
*...*  
*Judy Bradley*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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register. If FDN's tariff is cancelled and Registration Number TJ246 is removed from the register, FDN should be required to immediately cease and desist providing intrastate interexchange telecommunications service 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. After completion of the refund and receipt of the final refund report, this docket should be closed administratively.

**APPROVED**