FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

NOVEMBER 3, 2003

RE: Docket No. 030625-TX - Cancellation by Florida Public Service Commission of CLEC Certificate No. 7438 issued to Backbone Communications 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 Backbone Communications Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies, which implements Section 364.336, Florida Statutes?

RECOMMENDATION: 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 Florida Department of Financial Services 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. 7438 should be canceled administratively. If Backbone Communications Inc.'s certificate

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY	DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10928 NOV-3 ᵍ

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is cancelled in accordance with the Commission's Order from this
recommendation, Backbone Communications Inc. should be required to
immediately cease and desist providing competitive local exchange
telecommunications 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