

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DECEMBER 2, 2003

RE: Docket No. 030876-TI - Compliance investigation of IBGH Communications, LLC for apparent violation of Sections 364.02 and 364.04, Florida Statutes. (Deferred from September 30, 2003 conference; revised recommendation filed.)

ISSUE 1: Should the Commission accept IBGH's proposed settlement offer of \$5,000 to resolve the apparent violation of Sections 364.02 and 364.04, Florida Statutes?

RECOMMENDATION: Yes. The Commission should accept IBGH's proposed settlement offer of \$5,000 to be deposited into the General Revenue Fund for apparent violation of Sections 364.02 and 364.04, Florida Statutes. The payment should be received by the Commission within fourteen calendar days after the issuance of the Consummating Order and should identify the docket number and the company's name. The Commission should forward the payment to the Department of Financial Services for deposit into the General Revenue Fund. If the company fails to pay in accordance with its proposal, then the company's tariff should be canceled and Registration Number TJ855 should be removed from the register. If the company's tariff is canceled and Registration Number TJ855 is removed from the register, then the company should be required to immediately cease and desist providing intrastate interexchange telecommunications service in Florida.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

12229 DEC-28

FPSC-COMMISSION CLERK

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(Continued from previous page)

ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. If the Commission approves staff's recommendation on Issue 1, this docket should remain open pending the receipt of the \$5,000 settlement payment. Upon receipt of the payment, it should be forwarded to the Division of Financial Services for deposit into the General Revenue Fund, and this docket should be closed administratively.

APPROVED