

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DECEMBER 2, 2003

RE: Docket No. 030790-TI - Cancellation of tariff and removal from register by Florida Public Service Commission of IXC Registration No. TJ457 issued to Everest Broadband Networks of Florida, Inc. for violation of Section 364.336, Florida Statutes.

ISSUE 1: Should the Commission grant Everest Broadband Networks of Florida, Inc. a voluntary removal from the register of IXC Registration No. TJ457 and cancel its tariff?

RECOMMENDATION: The Commission should grant Everest Broadband Networks of Florida, Inc. a voluntary removal from the register of IXC Registration No. TJ457 and cancel its tariff with an effective date of October 6, 2003. If the tariff is cancelled and the company's name removed from the register in accordance with the Commission's Order from staff's recommendation, the company should be required to immediately cease and desist providing intrastate interexchange service in Florida.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners:

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

12231 DEC-28

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(Continued from previous page)

ISSUE 2: Should this docket be closed?

RECOMMENDATION: The Order issued from staff's recommendation will become final 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 issuance of the Proposed Agency Action Order. The docket should then be closed upon issuance of a Consummating Order.

APPROVED