

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 16, 2004

RE: Docket No. 030629-TX - Cancellation by Florida Public Service Commission of CLEC Certificate No. 7770 issued to Delta Phones, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and compliance investigation for apparent violation of Rule 25-22.032(5)(a), F.A.C., Customer Complaints.

Issue 1: Should the Commission accept the \$250 settlement offer proposed by Delta Phones, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Charles M. Domb*  
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*Maureen B...*  
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*J. Terry De...*  
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*Rudy Bradley*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE  
03542 MAR 16 3  
FPSC-COMMISSION CLERK

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Issue 2: Should the Commission impose a penalty on Delta Phones, Inc. of \$10,000 per apparent violation, for a total of \$20,000, for the two apparent violations of Rule 25-22.032(5)(a), Florida Administrative Code, Customer Complaints, or cancel Delta Phones, Inc.'s CLEC Certificate No. 7770 and require the company to immediately cease and desist providing CLEC services in Florida, if the company fails to timely protest the Commission's Order and fails to pay the penalty within fourteen (14) calendar days after the issuance of the Consummating Order?

Recommendation: Yes.

**APPROVED**

Issue 3: Should this docket be closed?

Recommendation: No.

**APPROVED**