

VOTE SHEET

JULY 20, 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 reconsider its vote from the March 16, 2004 Agenda Conference; grant the company cancellation of its certificate with an effective date of June 17, 2004, due to bankruptcy; notify the Division of the Commission Clerk and Administrative Services that any unpaid Regulatory Assessment Fees, including statutory penalty and interest charges, should not be sent to the Florida Department of Financial Services and request permission to write off the uncollectible amounts; and require Delta Phones, Inc. to immediately cease and desist providing competitive local exchange (CLEC) service in Florida?

Recommendation: Yes.

APPROVED

CMP \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
OPC \_\_\_\_\_  
MMS \_\_\_\_\_  
RCA \_\_\_\_\_  
SCR \_\_\_\_\_  
SEC   1    
OTH \_\_\_\_\_

COMMISSIONERS ASSIGNED: Baez, Deason, Bradley, Davidson

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Charles M. Baez*  
*Maurice Deason*  
*James Davidson*  
*Rusty Bradley*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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Issue 2: Should this docket be closed?

Recommendation: Yes.

**APPROVED**