

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 17, 2004

RE: Docket No. 001503-TP - Cost recovery and allocation issues for number pooling trials in Florida.

Issue 1: May BellSouth and Sprint recover the cost for state-mandated number pooling via a mechanism separate and apart from, and in addition to, the rate and revenue increases to basic and non-basic service implemented since January 1, 2000?

Recommendation: Yes. Staff recommends that the Commission find that the extraordinary costs related to thousands-block number pooling, as defined by the FCC, are outside the scope of the price-cap scheme set forth in Section 364.051, Florida Statutes.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

[Handwritten signatures of majority commissioners]

DISSENTING

[Handwritten signature of J. Terry Deason]

REMARKS/DISSENTING COMMENTS:

Commissioner Deason dissented.

DOCUMENT NUMBER-DATE

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Issue 2: What is the basis of authority under which the Florida Public Service Commission allowed BellSouth and Sprint to recover the costs of number pooling, and to do so through a separate end-user charge?

Recommendation: Staff recommends that this Commission find that pursuant to Section 251(e) of the Telecommunications Act of 1996 and Order No. FCC 99-249, this Commission has been delegated authority under federal law regarding administrative telephone numbering issues. Specifically, this Commission has been granted authority to conduct mandatory thousands-block number pooling and has been obligated to provide a cost recovery mechanism as required under federal law. Further, staff recommends that this Commission find that by virtue of its state law authority over numbering policies and issues under Sections 364.01(4)(a), and Section 364.16(14), Florida Statutes, the Commission is authorized to fulfill the role contemplated by the FCC.

APPROVED

Issue 3: Is the manner by which the Florida Public Service Commission allowed BellSouth and Sprint to recover the costs of number pooling consistent with Federal Communications Commission (FCC) policy and decisions?

Recommendation: Yes. The manner by which the Florida Public Service Commission allowed BellSouth and Sprint to recover the costs of number pooling is consistent with FCC policy and decisions. Also, if the Commission approves Issues 1-3 of this recommendation, staff recommends that the parties proceed to recover the cost of number pooling in accordance with Order Nos. PSC-03-1096-PAA-TP, and PSC-03-1270-PAA-TP. Further, staff recommends that based on the record in this case, the Commission reaffirm the findings and decisions in Order Nos. PSC-03-1096-PAA-TP, and PSC-03-1270-PAA-TP, Attachment A and Attachment B to staff's August 5, 2004 memorandum, and incorporated by reference.

APPROVED

Issue 4: Should this docket be closed?

Recommendation: The docket should be closed after the time for filing an appeal has run.

APPROVED