

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 17, 2004

RE: Docket No. 040400-TC - Compliance investigation of Gary E. Akers d/b/a JB Telecom for apparent violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Issue 1: Should the Commission grant Gary E. Akers d/b/a JB Telecom a voluntary cancellation of its Pay Telephone Certificate No. 4264 with an effective date of March 2, 2004?

Recommendation: Yes.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Chuck M. Dooch

Maurice E. ...

J. Terry ...

Judy Bradley

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

08942 AUG 17 04

VOTE SHEET

AUGUST 17, 2004

Docket No. 040400-TC - Compliance investigation of Gary E. Akers d/b/a JB Telecom for apparent violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

(Continued from previous page)

Issue 2: Should this docket be closed?

Recommendation: Staff recommends that if the Commission approves staff's recommendation in Issue 1, this docket should be closed upon cancellation of the certificate as no other issues need to be addressed by the Commission. If the company's certificate is cancelled in accordance with the Commission's Order from this recommendation, Gary E. Akers d/b/a JB Telecom should be required to immediately cease and desist providing pay telephone service in Florida, if it has not already done so.

APPROVED