

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MAY 17, 2005

RE: Docket No. 050182-TP - Joint petition for waiver of carrier selection requirements of Rule 25-4.118, FAC, to allow KMC Telecom III LLC to transfer certain customer accounts to TelCove Investment, LLC.

Issue 1: Should the Commission approve the waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in the transfer of customers from KMC Telecom III LLC to TelCove Investment, LLC?

Recommendation: Yes.

APPROVED

Issue 2: Should this docket be closed?

Recommendation: If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Les Edgerton
Ruby Bradley
Mantel
James
Charles M. Davis

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04783 MAY 17 05