

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

JULY 19, 2005

RE: Docket No. 050238-TX - Application for certificate to provide competitive local exchange telecommunications service by USA Telephone Inc. d/b/a Choice One Telecom.

Issue 1: Should the Commission accept the alternative arrangement proposed by USA Telephone Inc. d/b/a Choice One Telecom to pay monies owed to Florida Telecommunications Relay, Inc., wherein \$3,384.30 will be paid immediately, and the balance owed of \$6,000.00, plus interest of \$114.12, for a total of \$6,114.12, will be paid in six equal installments of \$1,019.02 each, beginning September 1, 2005?

Recommendation: Yes.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Leslie Eddy*  
*Shelley Bradley*  
*Mark ...*  
*J. Terry ...*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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Issue 2: If the Commission approves staff's recommendation in Issue 1, should the Commission make Certificate No. 8587 active, with an effective date of May 3, 2005?

Recommendation: Yes.

**APPROVED**

Issue 3: Should this docket be closed?

Recommendation: The Order issued from this recommendation will become final and effective upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest that identifies with specificity the issues in dispute, in the form provided by Rule 28-106.201, Florida Administrative Code, within 21 days of the issuance of the Proposed Agency Action Order. As provided by Section 120.80(13)(b), Florida Statutes, any issues not in dispute should be deemed stipulated. If Choice One fails to make the monthly payments, direct and payable to FTRI, with written notification of each payment to the Commission, Certificate No. 8587 will be cancelled, staff will notify underlying carriers to discontinue providing the company wholesale local exchange service, and the company should be required to immediately cease and desist providing any telecommunications service in Florida. This docket should be closed administratively upon either verification that required fees have been paid to FTRI, or upon cancellation of Certificate No. 8587 and notification to underlying carriers to discontinue providing the company wholesale local exchange service.

**APPROVED**