

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 2, 2005

RE: Docket No. 050257-TL - Complaint of BellSouth Telecommunications, Inc. against Miami-Dade County for alleged operation of a telecommunications company in violation of Florida statutes and Commission rules.

Issue 1: Should the Commission grant the County's Motion to Dismiss?

Recommendation: No. The Commission should deny the County's Motion to Dismiss because BellSouth has stated a cause of action for which relief may be granted and the Motion to Dismiss was not timely filed.

**APPROVED**

Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open. Staff will work with the parties to discuss how the docket should proceed and bring a recommendation to the Prehearing Officer.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Lois Eddy*  
*Richard Bradley*  
*Manuel...*  
*J. Terry...*

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

07436 AUG-2 05

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