

VOTE SHEET

May 2, 2006

Docket No. 050963-TX – Compliance investigation of Vortex Broadband Communications, Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

Issue 1: Should the Commission vacate Order PSC-06-0229-PAA-TX in regard to the compliance investigation of Vortex Broadband Communications, Inc. for apparent violation of Section 364.183(1), Florida Statutes?

Recommendation: Yes. The Commission should vacate PAA Order No. PSC-06-0229-PAA-TX, issued on March 20, 2006.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of Katrina J. Jew, Jim Galy, J. Terry Jean, and others under the MAJORITY column.

Empty lines under the DISSENTING column.

REMARKS/DISSENTING COMMENTS:

Commissioner Arriaga participated in the conference by telephone. He agreed with/dissented from the majority vote and will sign the vote sheet upon return to the office.

DOCUMENT NUMBER-DATE

04203 MAY 15 06

Vote Sheet

May 2, 2006

Docket No. 050963-TX – Compliance investigation of Vortex Broadband Communications, Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

(Continued from previous page)

**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. This docket should be closed upon the issuance of the Commission's vacating order. The vacating order should specify that PAA Order No. PSC-06-0229-PAA-TX should only be vacated with respect to Docket No. 050963-TX.

**APPROVED**