

VOTE SHEET

May 2, 2006

Docket No. 060061-TX – Compliance investigation of T3 Communications, LLC d/b/a Tier 3 Communications d/b/a Naples Telephone and d/b/a Fort Myers Telephone for apparent violation of Section 364.183(1), F.S., Access to Company Records.

Issue 1: Should the Commission accept T3 Communications, LLC d/b/a Tier 3 Communications d/b/a Naples Telephone and d/b/a Fort Myers Telephone's settlement offer to voluntarily contribute \$1,500 to the Commission for deposit in the General Revenue Fund within 30 days of the issuance of the Consummating Order to resolve its apparent violation of Section 364.183(1), Florida Statutes?

Recommendation: Yes. The Commission should accept the company's settlement proposal.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Katrina J. Iw, Lisa E. Edy, J. Terry Dean, and Matt [unclear].

Four horizontal lines for dissenting signatures.

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

04206 MAY 15 8

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Issue 2: Should this docket be closed?

Recommendation: If no person whose substantial interests are affected by the proposed actions files a protest of the Commission's decision on Issue 1 within the 21-day protest period, the Commission's Order will become final upon issuance of a Consummating Order. If the Commission's Order is not protested and T3 complies with its settlement offer, this docket should be closed administratively. If T3 fails to remit the voluntary contribution of \$1,500 to the Commission within 30 days of the issuance of the Consummating Order, Certificate No. 8238 should be canceled and this docket should be closed administratively.

APPROVED