

VOTE SHEET

May 16, 2006

Docket No. 041144-TP – Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Issue 1: Should the Commission acknowledge the parties' Joint Notice of Settlement With Prejudice?

Recommendation: Yes. The Commission should acknowledge the Joint Notice of Settlement With Prejudice. In addition, the Commission should find that the Joint Notice of Settlement With Prejudice renders any and all outstanding motions moot, and that any confidential documents filed in this matter be returned to the submitting party.

APPROVED

COMMISSIONERS ASSIGNED: Deason

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signature of J. Terry Deason]

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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Issue 2: Should this docket be closed?

Recommendation: Yes. With the Notice of Settlement and request that the Docket be closed, there are no further matters for this Commission to adjudicate in this Docket and, therefore, it should be closed.

APPROVED