

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

January 29, 2008

Docket No. 070649-TL – Petition for declaratory statement regarding implementation of Order PSC-07-0311-FOF-TL, Rule 25-4.094, F.A.C., and general exchange tariff Section A5, G by Embarq Florida, Inc.

Issue 1: Should Treviso Bay’s Petition to Intervene be granted?

Recommendation: Yes, the Petition to Intervene should be granted.

APPROVED

Issue 2: Should Treviso Bay’s Request for Oral Argument or Alternative Request for Leave to Address the Commission be granted?

Recommendation: Treviso Bay’s Alternative Request for Leave to Address the Commission should be granted.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners: Neil A. Igo, Katrina J. McMurrian, Scott A. (FA), John E. [unclear], and Perry [unclear].

Four horizontal lines for dissenting signatures, all of which are blank.

REMARKS/DISSENTING COMMENTS:

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

DOCUMENT NUMBER-DATE

01054 FEB 11 8

FPSC-COMMISSION CLERK

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Issue 3: Should the Commission issue a declaratory statement to the effect that Embarq is not required to place facilities in Treviso Bay if the developer fails to pay the advance deposit requested by Embarq?

Recommendation: Yes, the Commission should issue the requested declaratory statement in the affirmative and declare that Embarq can require a deposit pursuant to Rule 25-4.094, F.A.C., as a condition to serving Treviso Bay.

APPROVED

Issue 4: Should this docket be closed?

Recommendation: Yes, the docket should be closed.

APPROVED