

VOTE SHEET

June 2, 2009

Docket No. 090053-TX – Request for cancellation of CLEC Certificate No. 8667 by Communication Lines, Inc., effective December 31, 2008.

Issue 1: Should the Commission cancel Communication Lines, Inc.'s competitive local exchange telecommunications company (CLEC) Certificate No. 8667 on the Commission's own motion with an effective date of December 31, 2008?

Recommendation: Yes, the company's CLEC certificate should be cancelled on the Commission's own motion as listed on Attachment A of staff's memorandum dated May 20, 2009.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

naa

Katrina J. McMurrin

John A. (J.A.)

Lisa Eder

Mary Arganziano

REMARKS/DISSENTING COMMENTS: Commissioner Argenziano participated in the conference by telephone. She will sign the vote sheet upon her return to the office.

DOCUMENT NUMBER-DATE

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Issue 2: Should this docket be closed?

Recommendation: Staff recommends that the Order issued from this recommendation will become final and effective upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest that identifies with specificity the issues in dispute, in the form provided by Rule 28-106.201, Florida Administrative Code, within 21 days of the issuance of the Proposed Agency Action Order. As provided by Section 120.80(13)(b), Florida Statutes, any issues not in dispute should be deemed stipulated. If the company fails to timely file a protest and to request a Section 120.57, Florida Statutes, hearing, the facts should be deemed admitted and the right to a hearing waived. If the company fails to timely file a protest to the Proposed Agency Action Order, the company's certificate should be cancelled administratively and the collection of the past due Regulatory Assessment Fees should be referred to the Florida Department of Financial Services for further collection efforts. If the company's certificate is cancelled in accordance with the Commission's Order from this recommendation, the company should be required to immediately cease and desist providing telecommunications services in Florida. This docket shall be closed administratively upon cancellation of the company's CLEC certificate.

APPROVED