

VOTE SHEET

December 1, 2009

Docket No. 090241-TC – Compliance investigation of PATS Certificate No. 7989, issued to Protocall Communications, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Issue 1: Should the Commission dismiss Protocall Communications, Inc.’s protest of PAA Order No. PSC-09-0336-PAA-TC?

Recommendation: Yes. The Commission should dismiss Protocall Communications, Inc.’s protest of PAA Order No. PSC-09-0336-PAA-TC. Additionally, staff recommends that PAA Order No. PSC-09-0336-PAA-TC be reinstated and consummated as a Final Order. If the Commission approves staff’s recommendation in Issue 1, Issue 2 will be moot and a decision need not be rendered.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column: David B. Klement, [unclear], [unclear], [unclear], [unclear].

Four horizontal lines in the dissenting column, all of which are blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

11657 DEC-1 09

FPSC-COMMISSION CLERK

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Issue 2: Should the Commission grant the relief requested by waiving the \$500 automatic penalty including collection costs?

Recommendation: No. The Commission should not grant the relief requested by waiving the \$500 penalty including collection costs. The Commission should dismiss this protest on its own motion as Protocall has not provided facts upon which the requested relief can be granted.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: If the Commission approves staff's recommendation, Protocall Communications, Inc. should make payment of the penalty as required by PAA Order No. PSC-09-0336-PAA-TC, within 14 days after the issuance of the Commission's Final Order from this recommendation. This docket should be closed administratively upon either receipt of the payment of the penalty, or upon cancellation of Protocall Communications, Inc.'s PATS certificate.

APPROVED