

VOTE SHEET

July 13, 2010

Docket No. 090245-TP – Petition for limited designation as eligible telecommunications carrier (ETC) by Virgin Mobile USA, L.P.

Issue 1: Should Virgin Mobile's Request for Oral Argument be granted?

Recommendation: Yes, Virgin Mobile's Request for Oral Argument should be granted. Staff recommends allowing each side five minutes.

WITHDRAWN

Issue 2: Should Virgin Mobile's Motion to Dismiss with prejudice Organize Now, Lloyd Moore and Gracie Fowler's Petition for Formal Proceeding be granted?

Recommendation: Yes. Staff recommends that the Commission grant Virgin Mobile's Motion to Dismiss, with prejudice. The Joint Petitioners' Petition for Formal Proceeding fails to adequately allege standing to proceed in this matter.

WITHDRAWN

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Five horizontal lines for majority signatures.

Five horizontal lines for dissenting signatures.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

05753 JUL 13 09

Vote Sheet

July 13, 2010

Docket No. 090245-TP – Petition for limited designation as eligible telecommunications carrier (ETC) by Virgin Mobile USA, L.P.

(Continued from previous page)

Issue 3: Should this docket be closed?

Recommendation: Yes, if the Commission approves staff's recommendation, PAA Order No. PSC-10-0323-PAA-TP should be made final and the docket should be closed after time for appeal has run. If the Commission denies staff's recommendation, this docket should be set for hearing.

WITHDRAWN