

MINUTES OF  
COMMISSION CONFERENCE, TUESDAY, JANUARY 2, 2001  
COMMENCED: 10:10 a.m.  
ADJOURNED: 11:45 a.m.

COMMISSIONERS PRESENT: Chairman Jacobs  
Commissioner Deason  
Commissioner Jaber  
Commissioner Baez  
Commissioner Palecki

Parties were allowed to address the Commission on items designated by double asterisks (\*\*).

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1 Approval of Minutes  
November 7, 2000 Regular Commission Conference.

DECISION: The minutes were approved.

Commissiones participating: Jacobs, Deason, Jaber, Baez

2\*\* Consent Agenda

PAA A) Applications for certificates to provide pay telephone service.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>
001728-TC	Fel-Tel Communication, Inc.
001764-TC	Odalys Martinez

PAA B) DOCKET NO. 001725-TX - Application for certificate to provide alternative local exchange telecommunications service by Everest Broadband Networks of Florida, Inc.

PAA C) Applications for certificates to provide interexchange telecommunications service.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>
000786-TI	Global Telelink Services, Inc.
001629-TI	Maxtel USA, Inc.
001465-TI	Telapex Long Distance, Inc.

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- | ITEM NO. | CASE   |
|----------|--|
| 2**      | Consent Agenda<br><br>(Continued from previous page)   |
| PAA      | D) DOCKET NO. 001760-TX - Request for cancellation of ALEC Certificate No. 7339 by CTSI, Inc., effective 12/7/00.  |
| PAA      | E) Requests for cancellation of interexchange telecommunications certificates.<br><br>DOCKET NO. 001724-TI -Internet Telephone Company d/b/a ITC Communications Company<br>DOCKET NO. 001738-TI -TRC Telecom, Inc.<br>DOCKET NO. 001759-TI -CTSI, Inc. |
|          | F) Requests for approval of resale agreements.   |

DOCKET NO.	COMPANY NAME	CRITICAL DATE
001636-TP	BellSouth Telecommunications, Inc.; Southern Telecommunications Service, Inc.	01/25/01
001645-TP	BellSouth Telecommunications, Inc.; Biz-Tel Communications	01/28/01
001664-TP	APPLIANCE & TV RENTALS, INC. d/b/a Fones-4-U; Verizon Florida Inc.	01/31/01
001706-TP	BellSouth Telecommunications, Inc.; TelSon Communications, Inc.	02/13/01
	G) DOCKET NO. 001699-TP - Request by BellSouth Telecommunications, Inc. for approval of one-way interconnection agreement with PNI Technologies, Inc. (Critical Date: 2/12/01)	
	H) Requests for approval of interconnection agreements.	

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<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001644-TP	BellSouth Telecommunications, Inc.; Telepersonal Communications, Inc.	01/28/01
001646-TP	BellSouth Telecommunications, Inc.; J.E.R. Beepers, Inc. d/b/a Rainbow Paging	01/28/01
001647-TP	BellSouth Telecommunications, Inc.; R&G Distributors, Inc.	01/28/01

- I) DOCKET NO. 001670-TP - Request by BellSouth Telecommunications, Inc. for approval of amendment to existing interconnection, unbundling, resale, and collocation agreement with BlueStar Networks, Inc.  
(Critical Date: 2/1/01)
- J) DOCKET NO. 001698-TP - Request by BellSouth Telecommunications, Inc. for approval of interim interconnection agreement with Florida Digital Network, Inc.  
(Critical Date: 2/12/01)
- K) DOCKET NO. 001662-TP - Petition by Verizon Florida Inc. (f/k/a GTE Florida Incorporated) for approval of first amendment to interim interconnection agreement with Teligent Services, Inc.  
(Critical Date: 1/31/01)
- L) Requests for approval of interconnection, unbundling, and resale agreements.

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<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001587-TP	BellSouth Telecommunications, Inc.; DIECA Communications, Inc. d/b/a Covad Communications Company	01/21/01
001588-TP	BellSouth Telecommunications, Inc.; Daytona Telephone Company	01/21/01
001665-TP	Empire Telecom Services, Inc.; Verizon Florida Inc.	01/31/01

M) Requests for approval of amendments to interconnection, unbundling, and resale agreements.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001639-TP	BellSouth Telecommunications, Inc.; Rhythms Links Inc.	01/25/01
001640-TP	BellSouth Telecommunications, Inc.; CRG International, Inc. d/b/a Network One	01/25/01

N) DOCKET NO. 001663-TP - Petition by Verizon Florida Inc. (f/k/a GTE Florida Incorporated) for approval of first amendment to interconnection, resale and unbundling agreement with Intermedia Communications, Inc.  
 (Critical Date: 1/31/01)

O) Requests for approval of interconnection, unbundling, resale, and collocation agreements.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001573-TP	Fuzion Wireless Communications Inc.; Verizon Florida Inc.	01/17/01

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<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001578-TP	BellSouth Telecommunications, Inc.; BlueStar Networks, Inc.	01/18/01
001643-TP	BellSouth Telecommunications, Inc.; Metropolitan Telecommunications of Florida, Inc. d/b/a MetTel	01/28/01
001611-TP	BellSouth Telecommunications, Inc.; North American Telecommunications Corporation d/b/a Southeast Telephone Company	01/23/01
001701-TP	BellSouth Telecommunications, Inc.; KMC Holdings, Inc.	02/12/01

P) Requests for approval of amendments to interconnection, unbundling, resale, and collocation agreements.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CRITICAL DATE</u>
001609-TP	BellSouth Telecommunications, Inc.; The Other Phone Company, Inc. d/b/a Access One Communications	01/23/01
001641-TP	BellSouth Telecommunications, Inc.; Interloop, Inc.	01/25/01

Q) DOCKET NO. 001638-TP - Request for approval of amendment to adopted terms of interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Network Access Solutions Corporation.

(Critical Date: 1/25/01)

R) DOCKET NO. 001548-TP - Request by BellSouth Telecommunications, Inc. for approval of interim

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interconnection and unbundling agreement with NewSouth  
 Communications Corp.

(Critical Date: 1/7/01)

S) DOCKET NO. 001705-TP - Request by BellSouth  
 Telecommunications, Inc. for approval of negotiated  
 resale agreement with Kancharla Corporation.

(Critical Date: 2/13/01)

T) DOCKET NO. 001700-TP - Request by BellSouth  
 Telecommunications, Inc. for approval of physical  
 collocation agreement with EPIK Communications  
 Incorporated.

(Critical Date: 2/12/01)

PAA

U) DOCKET NO. 001732-TP - Request for approval of pro forma  
 internal corporate reorganization whereby Universal  
 Access, Inc. d/b/a UAI of Florida, Inc. (holder of ALEC  
 Certificate No. 7271 and IXC Certificate No. 7272) will  
 become the wholly owned subsidiary of a newly created  
 parent, UAXS Global Holdings Inc.

PAA

V) Request for exemption from requirement of Rule 25-  
 24.515(13), F.A.C., that each pay telephone station shall  
 allow incoming calls.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>PHONE NO. &amp; LOCATION</u>
001721-TC	BellSouth Public Communications, Inc.	(352) 475-3812 (352) 475-3043 (352) 475-2965 Lil' Champ 400 State Road 26 Melrose

PAA

W) DOCKET NO. 001739-TP - Request for approval of intra  
 corporate merger of PaeTec Communications, Inc. (holder  
 of IXC Certificate No. 5757 and ALEC Certificate No.  
 5756) and East Florida Communications, Inc. (holder of  
 IXC Certificate No. 51 and ALEC Certificate No. 4796),

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both wholly owned subsidiaries of PaeTec Corp., and for cancellation of Certificate Nos. 51 and 4796.

- X) DOCKET NO. 001734-GU - Application by St. Joe Natural Gas Company for authorization pursuant to Chapter 25-8, Florida Administrative Code, and Section 366.04, Florida Statutes, to issue long-term debt for an amount not to exceed \$400,000 for the twelve month period ending December 31, 2001. The long-term debt will be in the form of an unsecured promissory note or notes payable in equal monthly installments of principal and interest, over a ten-year term.

Recommendation: The Commission should approve the action requested in the dockets referenced above and close these dockets, with the exception of Docket No. 001734-GU, which must remain open for monitoring purposes.

DECISION: The recommendation was approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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3

DOCKET NO. 001556-TL - Petition by Verizon Florida Inc. for declaratory statement on applicability of Section 364.336, F.S., and Rule 25-4.0161, F.A.C., Regulatory Assessment Fees.

Critical Date(s): 1/11/01 (by statute, order must be issued by this date.)

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: APP: Moore  
CMP: Wright  
ECR: Mailhot

**(Parties may participate at the Commission's discretion.)**

Issue 1: Should the Commission issue a declaratory statement that Verizon is not required to pay regulatory assessment fees on the directory advertising revenues booked by its affiliate company?

Recommendation: No. The Commission should issue a declaratory statement that Verizon is required to pay regulatory assessment fees on the directory advertising revenues from the directories for areas within its certificated territory.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission votes to dispose of the petition for declaratory statement the docket should be closed.

DECISION: The recommendations were approved.

Commissioner Baez dissented.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki



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4\*\*PAA

DOCKET NO. 001519-TC - Request for exemption from requirement of Rule 25-24.515(13), F.A.C., that each pay telephone station shall allow incoming calls, by Goran Dragoslavac d/b/a First American Telecommunications Corporation.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Caldwell

Issue 1: Should the Commission grant First American Telecommunications Corporation an exemption from the requirement that each telephone station shall allow incoming calls for the pay telephone numbers at the addresses listed below?

Recommendation: The Commission should deny First American Telecommunications Corporation's request for an exemption from the requirement that each telephone station shall allow incoming calls for the three pay telephone numbers located at the Lauderhill Police Department and the pay telephone number at the Lauderhill City Hall. Furthermore, the Commission should approve First American Telecommunications Corporation's request for an exemption for the pay telephone numbers at the addresses listed on page 5 of staff's memorandum dated December 20, 2000.

Issue 2: Should this docket be closed?

Recommendation: Yes. This docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the proposed agency action order.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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DOCKET NO. 000916-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 2814 issued to Southern Telephone Company for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.520, F.A.C., Reporting Requirements.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prerhg Officer ADM

Staff: CMP: Isler  
LEG: Banks

Issue 1: Should the Commission grant Southern Telephone Company a voluntary cancellation of its Certificate No. 2814?

Recommendation: Yes. The Commission should grant the company a voluntary cancellation of its Certificate No. 2814 with an effective date of October 9, 2000.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1 this docket should be closed.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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6\*\*

DOCKET NO. 001417-TX - Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 5152 issued to Intellicall Operator Services, Inc. d/b/a ILD for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Walker

Issue 1: Should the Commission accept the modified settlement offer proposed by Intellicall Operator Services, Inc. d/b/a ILD to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's modified settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 5152 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$350 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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7\*\*

Cancellation by Florida Public Service Commission of ALEC certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 001471-TX - Southeastern Services, Inc.

DOCKET NO. 001475-TX - InterCept Communications Technologies, Inc.

DOCKET NO. 001478-TX - Essex Communications, Inc. d/b/a eLEC Communications

DOCKET NO. 001483-TX - CPU Solutions Holding Corp.

DOCKET NO. 001486-TX - WAMnet Communications Inc.

DOCKET NO. 001498-TX - New Edge Network, Inc. d/b/a New Edge Networks

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: K. Peña, Elliott

Issue 1: Should the Commission accept the settlement offer proposed by each company listed on page 4 of staff's memorandum dated December 20, 2000 to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept each company's respective settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If any of the companies listed on page 4 fails to pay in accordance with the terms of the Commission Order, that company's respective certificate should be canceled administratively.

Issue 2: Should these dockets be closed?

Recommendation: Yes. If the Commission approves staff's recommendation on Issue 1, the docket for each company listed on page 4 should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

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DECISION: The recommendations were approved.

8\*\* Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki  
DOCKET NO. 001404-TX - Cancellation by Florida Public  
Service Commission of Alternative Local Exchange  
Telecommunications Certificate No. 4849 issued to Tel-Link,  
L.L.C. for violation of Rule 25-4.0161, F.A.C., Regulatory  
Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: K. Peña

Issue 1: Should the Commission grant Tel-Link, L.L.C. a  
voluntary cancellation of its Certificate No. 4849?  
Recommendation: Yes. The Commission should grant the  
company a voluntary cancellation of its Certificate No. 4849  
with an effective date of November 14, 2000.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's  
recommendation in Issue 1, this docket should be closed.

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9\*\*

DOCKET NO. 001468-TX - Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 6070 issued to Atlantic.Net Broadband, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: K. Peña, B. Keating

Issue 1: Should the Commission accept the settlement offer proposed by Atlantic.Net Broadband, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 6070 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$200 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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10\*\*

DOCKET NO. 001484-TX - Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 7155 issued to Project Management Solutions, Inc. d/b/a Talk Solutions for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Elliott

Issue 1: Should the Commission grant Project Management Solutions, Inc. d/b/a Talk Solutions a voluntary cancellation of its Certificate No. 7155?

Recommendation: Yes. The Commission should grant the company a voluntary cancellation of its Certificate No. 7155 with an effective date of November 30, 2000.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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11\*\*

DOCKET NO. 001405-TX - Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 5164 issued to ATI Telecom, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Banks

Issue 1: Should the Commission accept the settlement offer proposed by ATI Telecom, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 5164 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$500 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki



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12\*\*

Cancellation by Florida Public Service Commission of alternative local exchange telecommunications certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 001400-TX - MediaOne Florida Telecommunications, Inc.

DOCKET NO. 001401-TX - Teleco Communications, Ltd.

DOCKET NO. 001403-TX - Travelers Telecom Corp.

DOCKET NO. 001415-TX - FLATEL, Inc. d/b/a Florida Telephone Company

DOCKET NO. 001416-TX - Burno Inc. d/b/a Integra Paging

DOCKET NO. 001420-TX - Buy-Tel Communications, Inc.

DOCKET NO. 001454-TX - Rhythms Links Inc.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Isaac, Walker, Cibula, Elliott

Issue 1: Should the Commission accept the settlement offer proposed by each company listed on page 4 of staff's memorandum dated December 20, 2000, to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?  
Recommendation: Yes. The Commission should accept each company's respective settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If any of the companies listed on page 4 fails to pay in accordance with the terms of the Commission Order, that company's

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12\*\*

Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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respective certificate should be canceled administratively.

Issue 2: Should these dockets be closed?

Recommendation: Yes. If the Commission approves staff's recommendation on Issue 1, the docket for each company listed on page 4 should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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13\*\*

DOCKET NO. 001239-TI - Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 4065 issued to IdealDial Corporation for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. (Deferred from the 12/5/00 Commission Conference; revised recommendation filed.)

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Elliott

Issue 1: Should the Commission accept the settlement offer proposed by IdealDial Corporation to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?  
Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 4065 should be canceled administratively.  
Issue 2: Should this docket be closed?  
Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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14\*\*

DOCKET NO. 001358-TI - Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 7164 issued to Miracle Communications, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Banks

Issue 1: Should the Commission accept the settlement offer proposed by Miracle Communications, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 7164 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$200 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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15**	<p>DOCKET NO. 000996-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 4999 issued to Erazo Telcomm Inc. for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.</p> <p>Critical Date(s): None</p> <p>Commissioners Assigned: Full Commission Prehrg Officer ADM</p> <p>Staff: CMP: Isler LEG: Elliott</p> <p><u>Issue 1</u>: Should the Commission grant Erazo Telcomm Inc. a voluntary cancellation of its Certificate No. 4999? <u>Recommendation</u>: Yes. The Commission should grant the company a voluntary cancellation of its Certificate No. 4999 with an effective date of October 13, 2000.</p> <p><u>Issue 2</u>: Should this docket be closed? <u>Recommendation</u>: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed.</p> <p><u>DECISION</u>: The recommendations were approved.</p> <p>Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki</p>

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16                                   DOCKET NO. 001113-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 6050 issued to Linda J. Terry for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehr Officer ADM

Staff: CMP: Isler  
LEG: Elliott

Issue 1: Should Order No. PSC-00-1794-PAA-TC be rendered a Final Order and Docket No. 001113-TC closed?

Recommendation: Yes. The company has not submitted a Response to the Commission's Proposed Agency Action Order in compliance with Rule 28-106.201, Florida Administrative Code. Therefore, Order No. PSC-00-1794-PAA-TC should be rendered a Final Order. If the company fails to pay in full the required fees, including statutory penalty and interest charges, within five business days of the issuance of the Order from this recommendation, Linda J. Terry's Certificate No. 6050 should be cancelled effective October 9, 2000 and in accordance with Order No. PSC-00-1794-PAA-TC. Whether or not Linda J. Terry pays the required 1999 fee, and penalty and interest charges, this docket should be closed upon expiration of the five business days as no further action by the Commission is required. If Linda J. Terry fails to pay the 1999 regulatory assessment fee, plus statutory penalty and interest charges, the unpaid fees should be forwarded to the Office of the Comptroller for further collection efforts.

DECISION: The recommendation was approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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17\*\*PAA

DOCKET NO. 001657-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 4525 issued to Public Communications Systems, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Elliott

Issue 1: Should the Commission grant Public Communications Systems, Inc. a voluntary cancellation of Certificate No. 4525?

Recommendation: No. The Commission should not grant the company a voluntary cancellation of its certificate. The Commission should cancel the company's Certificate No. 4525 on its own motion, effective on the date of issuance of the Consummating Order. The collection of the past due fees should be referred to the Office of the Comptroller for further collection efforts.

Issue 2: Should this docket be closed?

Recommendation: Yes. The Order issued from this recommendation will become final upon issuance of a consummating order, unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of issuance of the proposed agency action order. The docket should then be closed upon receipt of the fees or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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ITEM NO.

CASE

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18\*\*PAA

DOCKET NO. 001655-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 3756 issued to Carib Comm, L.P. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: K. Peña, B. Keating

Issue 1: Should the Commission grant Carib Comm, L.P. a voluntary cancellation of Certificate No. 3756?

Recommendation: No. The Commission should not grant the company a voluntary cancellation of its certificate. The Commission should cancel the company's Certificate No. 3756 on its own motion, effective on the date of issuance of the Consummating Order. The collection of the past due fees should be referred to the Office of the Comptroller for further collection efforts.

Issue 2: Should this docket be closed?

Recommendation: Yes. The Order issued from this recommendation will become final upon issuance of a consummating order, unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of issuance of the proposed agency action order. The docket should then be closed upon receipt of the fees or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki



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CASE

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19\*\*

DOCKET NO. 000940-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 3950 issued to Nationwide Communications of Michigan, Inc. for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Banks

Issue 1: Should the Commission accept the settlement offer proposed by Nationwide Communications of Michigan, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 3950 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$1,000 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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20\*\*

DOCKET NO. 000965-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 4345 issued to Malecon Pharmacy, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Banks

Issue 1: Should the Commission grant Malecon Pharmacy, Inc. a voluntary cancellation of its Certificate No. 4345?

Recommendation: Yes. The Commission should grant the company a voluntary cancellation of its Certificate No. 4345 with an effective date of October 13, 2000.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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ITEM NO.

CASE

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21\*\*

DOCKET NO. 000959-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 4267 issued to Nutrend Communications, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Elliott

Issue 1: Should the Commission accept the settlement offer proposed by Nutrend Communications, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept the company's settlement proposal, which includes the \$0.50 interest charge. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, Certificate No. 4267 should be canceled administratively.

Issue 2: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$200.50 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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<u>ITEM NO.</u>	<u>CASE</u>
22**	Cancellation by Florida Public Service Commission of pay telephone certificates for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 000933-TC - Tel Call Communication Inc.  
DOCKET NO. 001041-TC - Jay Gottlieb  
DOCKET NO. 001100-TC - Touchtel Communications Inc.  
DOCKET NO. 001169-TC - Cybertex Computer, Inc. d/b/a CTX Payphone Company

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff: CMP: Isler  
LEG: Elliott, K. Peña

Issue 1: Should the Commission accept the settlement offer proposed by each company listed on page 4 of staff's memorandum dated December 20, 2000, to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: Yes. The Commission should accept each company's respective settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If any of the companies listed on page 4 fails to pay in accordance with the terms of the Commission Order, that company's respective certificate should be canceled administratively.

Issue 2: Should these dockets be closed?

Recommendation: Yes. If the Commission approves staff's recommendation on Issue 1, the docket for each company listed on page 4 should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

DECISION: The recommendations were approved.

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ITEM NO.

CASE

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22\*\*

Cancellation by Florida Public Service Commission of Pay Telephone Certificates for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

(Continued from previous page)

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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ITEM NO.

CASE

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23                   DOCKET NO. 000931-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 3654 issued to Wellington N. Dickson for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff:   CMP:   Isler  
          LEG:   Elliott

Issue 1: Should Order No. PSC-00-1707-PAA-TC be rendered a Final Order and Docket No. 000931-TC closed?

Recommendation: Yes. The company has not submitted a response to the Commission's Proposed Agency Action Order in compliance with Rule 28-106.201, Florida Administrative Code. Therefore, Order No. PSC-00-1707-PAA-TC should be rendered a Final Order. If the company fails to pay in full the required 1999 fees, including statutory penalty and interest charges, within five business days of the issuance of the Order from this recommendation, Wellington N. Dickson's Certificate No. 3654 should be cancelled with an effective date of December 20, 1999, and in accordance with Order No. PSC-00-1707-PAA-TC. Whether or not Wellington N. Dickson pays the required 1999 fees, and penalty and interest charges, this docket should be closed upon expiration of the five business days as no further action by the Commission is required. If Wellington N. Dickson fails to pay the 1999 fee, plus the 1999 statutory penalty and interest charges, the unpaid fees should be forwarded to the Office of the Comptroller for further collection efforts.

DECISION: The recommendation was approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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24                   DOCKET NO. 001037-TC - Cancellation by Florida Public Service Commission of PATS Certificate No. 5569 issued to Timothy J. Bryant d/b/a Brytel Communications for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer ADM

Staff:   CMP:   Isler  
          LEG:   Banks

Issue 1: Should Order No. PSC-00-1787-PAA-TC be rendered a Final Order and Docket No. 001037-TC closed?

Recommendation: Yes. The company has not submitted a response to the Commission's Proposed Agency Action Order in compliance with Rule 28-106.201, Florida Administrative Code. Therefore, Order No. PSC-00-1787-PAA-TC should be rendered a Final Order. If the company fails to pay in full the required fees, including statutory penalty and interest charges, within five business days of the issuance of the Order from this recommendation, Brytel Communications' Certificate No. 5569 should be cancelled effective October 6, 2000, and in accordance with Order No. PSC-00-1787-PAA-TC. Whether or not Brytel Communications pays the required 1999 fees, and penalty and interest charges for 1998 and 1999, this docket should be closed upon expiration of the five business days as no further action by the Commission is required. If Brytel Communications fails to pay the 1999 regulatory assessment fee, plus the 1998 and 1999 statutory penalty and interest charges, the unpaid fees should be forwarded to the Office of the Comptroller for further collection efforts.

DECISION: The recommendation was approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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<u>ITEM NO.</u>	<u>CASE</u>
25**	<p>Cancellation by Florida Public Service Commission of shared tenant services certificates for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.</p> <p>DOCKET NO. 001397-TS - Florida Tax Deeds, Inc. d/b/a Senator Building DOCKET NO. 001398-TS - UniversalCom, Inc. DOCKET NO. 001399-TS - Executive Business Centers, Inc.</p> <p>Critical Date(s): None</p> <p>Commissioners Assigned: Full Commission Prehrg Officer ADM</p> <p>Staff: CMP: Isler LEG: Dandelake, Banks, Elliott</p> <p><u>Issue 1:</u> Should the Commission accept the settlement offer proposed by each company listed on page 4 of staff's memorandum dated December 20, 2000, to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies? <u>Recommendation:</u> Yes. The Commission should accept each company's respective settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If any of the companies listed on page 4 fails to pay in accordance with the terms of the Commission Order, that company's respective certificate should be canceled administratively.</p> <p><u>Issue 2:</u> Should these dockets be closed? <u>Recommendation:</u> Yes. If the Commission approves staff's recommendation on Issue 1, the docket for each company listed on page 4 should be closed upon receipt of the \$100 contribution or cancellation of the certificate.</p> <p><u>DECISION:</u> The recommendations were approved.</p>



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ITEM NO.

CASE

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25\*\*

Cancellation by Florida Public Service Commission of Shared  
Tenant Services Certificates for violation of Rule 25-  
4.0161, F.A.C., Regulatory Assessment Fees;  
Telecommunications Companies.

(Continued from previous page)

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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<u>ITEM NO.</u>	<u>CASE</u>
26**	<p>DOCKET NO. 000241-SU - Application for transfer of facilities of J. Strauss Utility to JEA and cancellation of Certificate No. 244-S in Duval County.</p> <p>Critical Date(s): None</p> <p>Commissioners Assigned: Full Commission Prehrg Officer PL</p> <p>Staff: RGO: Clapp LEG: VanLeuven</p> <p><u>Issue 1:</u> Should the Commission acknowledge the exempt status of J. Strauss as of March 8, 1997. <u>Recommendation:</u> Yes. The Commission should acknowledge the exempt status of J. Strauss as of March 8, 1997. Further, staff recommends that J. Strauss should not be required to file annual reports or regulatory assessment fees (RAFs) for 1998 and 1999.</p> <p><u>Issue 2:</u> Should J. Strauss be ordered to show cause in writing, within 21 days, why it should not remit a penalty of \$3 per day for its apparent violation of Rule 25-30.110, Florida Administrative Code, for failure to timely file its 1996 annual report? <u>Recommendation:</u> No. A show cause proceeding should not be initiated.</p> <p><u>Issue 3:</u> Should the Commission approve the transfer of the J. Strauss wastewater facility to JEA in Duval County and cancel Wastewater Certificate No. 244-S? <u>Recommendation:</u> Yes. The Commission should approve, as a matter of right, the transfer of the J. Strauss wastewater facility to JEA and cancel Wastewater Certificate No. 244-S.</p> <p><u>Issue 4:</u> Should this docket be closed? <u>Recommendation:</u> Yes. This docket should be closed.</p>

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

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January 2, 2001

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27                   DOCKET NO. 000737-WS - Investigation of rates of Aloha Utilities, Inc. in Pasco County for possible overearnings for the Aloha Gardens water and wastewater systems and the Seven Springs water system.

Critical Date(s): None

Commissioners Assigned: Full Commission  
Prehrg Officer PL

Staff: ECR: Draper, Fletcher, Maurey, Merchant  
LEG: Fudge, Jaeger

Issue 1: Should the utility provide additional security to guarantee the amount held subject to refund by Order No. PSC-00-1289-FOF-WS, issued July 18, 2000?

Recommendation: Yes. The utility's corporate undertaking approved in Order No. PSC-00-1289-FOF-WS, issued July 18, 2000, should be increased by \$70,910, resulting in a total amount of \$232,050 as a guarantee of any potential refund of water and wastewater revenues collected under the interim conditions. Further, an accurate and detailed account of all monies received should be kept by the utility. By no later than the twentieth (20th) day of each month, the utility should file a report showing the amount of revenues collected each month subject to refund. Should a refund be required, the refund should be with interest and undertaken in accordance with Rule 25-30.360, Florida Administrative Code. In no instance should maintenance and administrative costs associated with any refund be borne by the customers. These costs are the responsibility of, and should be borne by, the utility.

Issue 2: Should this docket be closed?

Recommendation: No. This docket should remain open pending staff's investigation of the utility's earnings.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Deason, Jaber, Baez, Palecki

Minutes of  
Commission Conference  
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ITEM NO.

CASE

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28 DOCKET NO. 991643-SU - Application for increase in  
wastewater rates in Seven Springs System in Pasco County by  
Aloha Utilities, Inc.

Critical Date(s): 12/4/00 (8-month effective date)

Hearing Date(s): 9/18/00, Talla., Prehrg., JB  
10/2 & 3/00, New Port Richey, JC JB BZ  
11/2/00, Talla., JC JB BZ

Commissioners Assigned: JC JB BZ  
Prehrg Officer JB

Staff: ECR: Draper, Fletcher, Maurey, Willis  
LEG: Fudge, Jaeger

Issue 1: Should the Commission acknowledge the  
implementation of the proposed final rates by Aloha  
Utilities, Inc.?

Recommendation: Yes. The Commission should acknowledge the  
utility's implementation of the proposed final rates subject  
to refund pending the outcome of this rate proceeding.

Issue 2: What is the appropriate security to guarantee the  
increased revenues collected under the proposed final rates?

Recommendation: The escrow agreement filed by the utility  
on December 8, 2000, should be accepted to guarantee any  
potential refund of revenues collected under the proposed  
final rates. Pursuant to Rule 25-30.360(6), Florida  
Administrative Code, the utility should be required to  
provide a report by the 20th of each month indicating the  
monthly and total revenues collected subject to refund.  
Further, in no instance should the administrative costs of  
any refunds be borne by the customers. The costs are the  
responsibility of, and should be borne by, the utility.

Issue 3: Should this docket be closed?

Recommendation: No. This docket should remain open pending  
the outcome of this rate proceeding.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs, Jaber, Baez

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ITEM NO.

CASE

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29                   DOCKET NO. 990750-TP - Petition by ITC^DeltaCom  
Communications, Inc. d/b/a ITC^DeltaCom for arbitration of  
certain unresolved issues in interconnection negotiations  
between ITC^DeltaCom and BellSouth Telecommunications, Inc.

Critical Date(s): None

Hearing Date(s): 10/11/00, Talla., Prehrg., JC  
10/27, 28 & 29/99, Talla., CL JC

Commissioners Assigned: JC (for this decision)  
Prehrg Officer JC

Staff: CMP: Ollila, Audu, Baret, Fulwood, Hinton  
LEG: Caldwell

Issue 1: Should the Commission grant ITC^DeltaCom  
Communications, Inc. d/b/a ITC^DeltaCom (DeltaCom) and  
BellSouth Telecommunications, Inc.'s (BellSouth) Agreed  
Motion for Extension of Time?

Recommendation: Yes. Staff recommends that the Commission  
grant the Agreed Motion for extension of Time.

Issue 2: Should this docket be closed?

Recommendation: No. Staff recommends the docket remain  
open pending the filing of the Agreement.

DECISION: The recommendations were approved.

Commissioners participating: Jacobs

ITEM NO.

CASE

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30\*\*

DOCKET NO. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.

Critical Date(s): None

Commissioners Assigned: JB BZ PL  
Prehrg Officer JB

Staff: LEG: VanLeuven  
RGO: Johnson, Redemann

Issue 1: Should the Commission grant NFMU's Request for Oral Argument?

Recommendation: Yes. Staff recommends that NFMU's request for oral argument be granted. Oral argument should be limited to ten minutes for each party.

Issue 2: Should NFMU's Motion for Summary Final Order and Motion to Strike Mr. Varga's untimely response be granted?

Recommendation: NFMU's Motion for Summary Final Order should be denied and NFMU's Motion to Strike should be granted. Moreover, OPC's Amicus Response to NFMU's Motion for Summary Final Order should not be considered.

PAA

Issue 3: If the Commission approves the application for transfer at a later date, what is the rate base of MHC at the time of transfer?

Recommendation: The rate base, which for transfer purposes reflects the net book value, is \$754,109 for the water and \$1,466,008 for wastewater system as of February 29, 2000.

PAA

Issue 4: If the Commission approves the application for transfer at a later date, Should an acquisition adjustment be included in the calculation of rate base?

Recommendation: No. No acquisition adjustment was requested. Moreover, there are no extraordinary circumstances in this case to warrant the inclusion of an acquisition adjustment. Therefore, staff recommends that no acquisition adjustment be included in the calculation of rate base for purposes of transfer.

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ITEM NO.

CASE

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30

DOCKET NO. 000277-WS - Application for transfer of facilities and Certificates Nos. 353-W and 309-S in Lee County from MHC Systems, Inc. d/b/a FFEC-Six to North Fort Myers Utility, Inc., holder of Certificate No. 247-S; amendment of Certificate No. 247-S; and cancellation of Certificate No. 309-S.

(Continued from previous page)

Issue 5: Should the rates and charges approved for this utility be continued?

Recommendation: Yes. NFMU should continue charging the rates and charges approved for this utility system until authorized to change in a subsequent proceeding.

Issue 6: Should the docket be closed?

Recommendation: No. This docket should remain open to process the utility's transfer application.

DECISION: This item was deferred to the January 16, 2001 Commission Conference.

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