

VOTE SHEET

NOVEMBER 4, 1997

RE: DOCKET NO. 970713-TL - Determination of appropriateness of GTE Florida Incorporated's tariff filing to introduce Advanced Credit Management. (T-97-0474 filed 5/27/97)

DOCKET NO. 970631-TL - Petition for exemption and/or variance from Rules 25-4.110(3) and 25-4.113, F.A.C., by GTE Florida Incorporated.

Issue 1: Should the Commission grant GTEFL's petition for exemption and/or variance from Rules 25-4.110(3) and 25-4.113, Florida Administrative Code, in order to permit the company to implement its Advanced Credit Management tariff?

Recommendation: GTEFL's petition for exemption and/or variance from Rule 25-4.110(3), Florida Administrative Code, is unnecessary and should be denied because the underlying statutes applicable to GTEFL are irrelevant to its present purpose. GTEFL's petition for exemption and/or variance from Rule 25-4.113, Florida Administrative Code, however, fails to meet the requirements of Section 120.542, Florida Statutes, and should be denied. Since waiver of the latter rule would be necessary in order for the Commission to approve GTEFL's Advanced Credit Management tariff, the Commission should deny the tariff.

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

Staff to advise

DOCUMENT NUMBER-DATE

11427 NOV-5 97

FPSC-RECORDS/REPORTING

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Issue 2: Should these dockets be closed?

Recommendation: Yes. If Issue 1 is approved, and if no person whose substantial interests are affected files a protest within 21 days of issuance of the order, these dockets should be closed.