

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 20, 1999

RE: DOCKET NO. 990361-TC - Initiation of show cause proceedings against Hillsborough Communications Corporation for apparent violation of Rule 25-24.515, F.A.C., Pay Telephone Service, Rule 25-4.0161, F.A.C., Regulatory Assessment Fees, Telecommunications Companies, Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries, and Rule 25-24.520, F.A.C., Reporting Requirements.

Issue 1: Should Hillsborough Communications Corporation be ordered to show cause why a fine of \$1,500 for apparent violations of Rule 25-24.515, Florida Administrative Code, Pay Telephone Service, \$500 for apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees, and \$10,000 for apparent violation of Rule 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, should not be imposed or certificate number 3345 should not be canceled?

Recommendation: Yes. The Commission should order Hillsborough to show cause in writing within 21 days of the effective date of the order why it should not have Certificate No. 3345 canceled or be fined \$1,500 for apparent violation of Rule 25-24.515, Florida Administrative Code, \$500 for apparent violation of Rule 25-4.0161, Florida Administrative Code, and \$10,000 for apparent violation of Rule 25-4.043, Florida Administrative Code. The company's response must contain specific allegations of fact or law. If Hillsborough fails to respond to the show cause, the fine will be

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the majority column]*

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REMARKS/DISSENTING COMMENTS:

*[Handwritten notes in the remarks section]*

DOCUMENT NUMBER-DATE

05036 APR 21 8

FPSC-RECORDS/REPORTING

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deemed assessed. If the fine is not paid after reasonable collection efforts by the Commission, it should be forwarded to the Office of the Comptroller for collection. If the fine is paid it will be remitted by the Commission to the State of Florida General Revenue Fund pursuant to Section 364.285, Florida Statutes.

**APPROVED**

Issue 2: Should this docket be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, then Hillsborough will have 21 days from the issuance of the Commission's show cause order to respond in writing why it should not be fined in the amount proposed or have its certificate canceled. If Hillsborough timely responds to the show cause order, this docket should remain open pending resolution of the show cause proceeding. If Hillsborough does not respond to the Commission's Order to Show Cause, the fines should be assessed. The fines should be forwarded to the Office of the Comptroller for deposit in the General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. Staff recommends that if Hillsborough fails to respond to the Order to Show Cause, and the fines are not received within five business days after the expiration of the show cause response period, Hillsborough's certificate should be canceled and this docket closed administratively.

**APPROVED**