

FLORIDA PUBLIC SERVICE COMMISSION

11

VOTE SHEET

NOVEMBER 29, 2005

RE: Compliance investigations for apparent violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

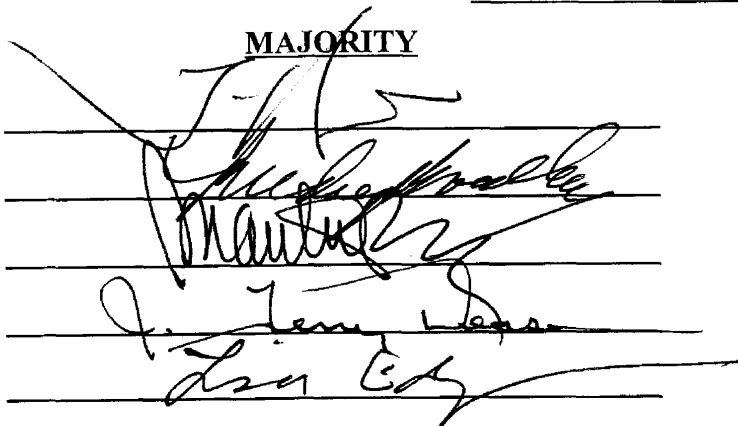
Docket No. 050654-TC - Laura Rowe d/b/a Telecom South
Docket No. 050655-TC - A. Tele-Coin, Corp.
Docket No. 050656-TC - MB2, Inc.
Docket No. 050657-TC - Rennob Phone Systems, Inc.
Docket No. 050660-TC - ATS Payphones, Inc.
Docket No. 050662-TC - Suzanne Galanos
Docket No. 050664-TC - Florida Telecommunications Network Corp.
Docket No. 050665-TC - Charles B. Brown, Jr.
Docket No. 050666-TC - Emerald Coast Payphones, Inc.
Docket No. 050667-TC - Ali M Mattar d/b/a Pyramids International Trading, Co.
Docket No. 050669-TC - Rahman Food Mart, Inc.
Docket No. 050673-TC - Columbia County Board of County Commissioners
Docket No. 050677-TC - Prarthana Inc. d/b/a Country Quick Stop
Docket No. 050678-TC - Metropolitan Payphones Corporation
Docket No. 050679-TC - Christian Gayden d/b/a Skye Communication Co.
Docket No. 050684-TC - Land for Sale Services Inc
Docket No. 050685-TC - Barry Linus Murdock
Docket No. 050686-TC - Barbara Ballard
Docket No. 050687-TC - J.S.L. Telecommunications, Inc.

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

The majority section contains four handwritten signatures. The first signature is large and stylized, appearing to be 'J. L. ...'. The second signature is 'M. ...'. The third signature is 'J. ...'. The fourth signature is 'L. ...'.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

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Compliance investigations for apparent violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

(Continued from previous page)

Docket No. 050689-TC - Global Payphone Inc.

Docket No. 050690-TC - K. Kessler Inc.

Docket No. 050691-TC - Estellar G. Mitchell and Ray Randle Evans d/b/a Novellus

Docket No. 050692-TC - Thomas E. Hendricks III

Docket No. 050695-TC - BayComm Services, Inc.

Docket No. 050821-TC - Conversant Technologies, Inc.

Issue 1: Should the Commission impose a penalty and a cost of collection, together totaling \$500, or cancel the Pay Telephone Company (PATs) certificate for each company identified in Attachment A of staff's November 17, 2005 memorandum, with an effective date of December 31, 2005, for apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies, incorporated by Rule 25-24.505, Florida Administrative Code?

Recommendation: Yes. The companies listed in Attachment A of staff's memorandum should be penalized \$500 or have their certificates cancelled for nonpayment of the 2004 Regulatory Assessment Fee.

APPROVED

Issue 2: Should these dockets be closed?

Recommendation: Staff recommends that the Order issued from this recommendation will become final and effective upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest that identifies with specificity the issues in dispute, in the form provided by Rule 28-106.201, Florida Administrative Code, within 21 days of the issuance of the Proposed Agency Action Order. As provided by Section 120.80(13)(b), Florida Statutes, any issues not in dispute should be deemed stipulated. If any company fails to timely file a protest and to request a Section 120.57, Florida Statutes, hearing, the facts should be deemed admitted and the right to a hearing waived. If any company fails to pay the penalty and cost of collection, together totaling \$500, and Regulatory Assessment Fees, including statutory late payment charges, within fourteen (14) calendar days after the issuance of the Consummating Order, the company's certificate should be cancelled administratively and the collection of the past due Regulatory Assessment Fees, including statutory late payment charges, should be referred to the Florida Department of Financial Services for further collection efforts. If any company's certificate is cancelled in accordance with the Commission's Order from this recommendation, the company should be required to immediately cease and desist providing pay telephone service in Florida. These dockets should be closed administratively either upon receipt of the payment of the penalty and cost of collection, and Regulatory Assessment Fees, including statutory late payment charges, or upon cancellation of the company's certificate.

APPROVED