

VOTE SHEET

June 19, 2007

Docket No. 070329-TX – Petition for approval of transfer of CLEC Certificate No. 4722 from Xspedius Management Co. of Jacksonville, LLC d/b/a Xspedius Communications to Time Warner Telecom of Florida, L.P., and request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C.

Docket No. 070330-TX – Petition for approval of transfer of CLEC Certificate No. 5474 from Xspedius Management Co. Switched Services, LLC d/b/a Xspedius Communications to Time Warner Telecom of Florida, L.P., and request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C.

Docket No. 070331-TI – Acknowledgment of registration as intrastate interexchange telecommunications company, effective May 21, 2007, and request for waiver of carrier selection requirements of Rule 25-4.118, FAC, to allow Time Warner Telecom of Florida, L.P. to acquire assets and customer base of Xspedius Management Co. Switched Services, LLC d/b/a Xspedius Communications.

Issue 1: Should the Commission approve the requests for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in the transfer of Xspedius Management Company of Jacksonville, LLC's and Xspedius Management Company Switched Services, LLC's customers to Time Warner Telecom of Florida, L.P. in Docket Nos. 070329-TX, 070330-TX, and 070331-TI?

Recommendation: Yes. The Commission should approve the requests for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in Docket Nos. 070329-TX, 070330-TX, and 070331-TI.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures of majority commissioners]

Katrina J. McMurrin

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04920 JUN 19 5

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Issue 2: Should these dockets be closed?

Recommendation: No. These dockets should remain open pending the completion of other actions being taken in the dockets. If no person whose substantial interests are affected by the proposed agency action files a protest in Docket No. 070329-TX, 070330-TX, or 070331-TI, within 21 days of the issuance of its respective order, the Proposed Agency Action Order will become final and effective upon the issuance of the Consummating Order. These dockets will be closed administratively by staff upon completion all actions in the dockets.

APPROVED