

VOTE SHEET

April 21, 2009

Docket No. 090096-TX – Request for cancellation of CLEC Certificate No. 7885 by LPGA International Communications, LLC, effective March 2, 2009.

Docket No. 090117-TX – Request for cancellation of CLEC Certificate No. 8580 by Meridian TeleSystems, Inc., effective March 2, 2009.

Docket No. 090124-TX – Request for cancellation of CLEC Certificate No. 8712 by Applied Technology Solutions, Inc., effective March 13, 2009.

Issue 1: Should the Commission deny LPGA International Communications, LLC, Meridian TeleSystems, Inc., and Applied Technology Solutions, Inc., a voluntary cancellation of their respective competitive local exchange carrier (CLEC) Certificate Nos. 7885, 8580, and 8712 and cancel the certificates on the Commission's own motion with an effective date as listed in the docket titles?

Recommendation: Yes, the companies should be denied a voluntary cancellation as listed on Attachment A of staff's memorandum dated April 9, 2009.


APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

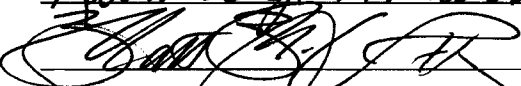
COMMISSIONERS' SIGNATURES

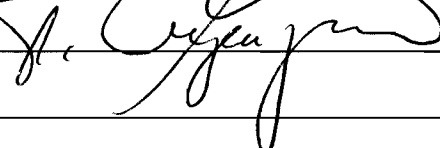
MAJORITY

DISSENTING



Katrina J. McMurrin





REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03748 APR 23 8

FPSC-COMMISSION CLERK

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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 an entity 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 an entity pays the Regulatory Assessment Fees, including applicable statutory late payment charges, prior to the expiration of the Proposed Agency Action Order, then the cancellation of that entity's CLEC certificate will be voluntary. If an entity fails to pay the Regulatory Assessment Fees, including applicable statutory late payment charges, prior to the expiration of the Proposed Agency Action Order, then that entity's CLEC certificate should be cancelled administratively, and the collection of the past due Regulatory Assessment Fees, including applicable statutory late payment charges, should be referred to the Florida Department of Financial Services for further collection efforts. If an entity's CLEC certificate is cancelled in accordance with the Commission's Order from this recommendation, that entity should be required to immediately cease and desist providing telecommunications service in Florida. These dockets should be closed administratively either upon receipt of the payment of the Regulatory Assessment Fees, including applicable statutory late payment charges, or upon cancellation of each entity's respective CLEC certificate.

APPROVED