

FLORIDA PUBLIC SERVICE COMMISSION

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VOTE SHEET

FEBRUARY 18, 2003

RE: Docket No. 030080-TP - Petition for expedited waiver of carrier selection requirements of Rule 25-4.118, F.A.C., for transfer of customer base of Mpower Communications Corp. (holder of IXC Certificate No. 5752 and ALEC Certificate No. 5279) to Florida Digital Network, Inc. (holder of IXC Certificate No. 7048 and ALEC Certificate No. 5715).

ISSUE 1: Should the Commission approve the waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in the transfer of local and long distance customers from Mpower Communications Corp. to Florida Digital Network, Inc.?

RECOMMENDATION: Yes.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Chris M. Dwyer
Michael E. ...
...
J. ...
...

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

01649 FEB 18 8

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED