

VOTE SHEET

AUGUST 5, 1997

RE: DOCKET NO. 961479-TI - Initiation of show cause proceedings against Phone Calls, Inc. for violation of Rules 25-4.043, F.A.C., Response to Commission Staff Inquiries, 25-4.118, F.A.C., Interexchange Carrier Selection, and 25-24.472, F.A.C., Improper Use of a Certificate.

Issue 1: Should Phone Calls, Inc., be fined \$860,000 for violations of Rules 25-4.043, Florida Administrative Code, Response to Commission Staff Inquiries, 25-4.118, Florida Administrative Code, Interexchange Carrier Selection, and 25-24.472, Florida Administrative Code, Improper Use of a Certificate?

Primary Recommendation: No. Phone Calls, Inc. should not be fined for violations of rules.

DENIED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

John Thomas
Jessie Clark
[Signature]
[Signature]
[Signature]

REMARKS/DISSENTING COMMENTS:

[Handwritten mark]

VOTE SHEET

AUGUST 5, 1997

DOCKET NO. 961479-TI - Initiation of show cause proceedings against Phone Calls, Inc. for violation of Rules 25-4.043, F.A.C., Response to Commission Staff Inquiries, 25-4.118, F.A.C., Interexchange Carrier Selection, and 25-24.472, F.A.C., Improper Use of a Certificate.

(Continued from previous page)

Alternative Recommendation: Yes. Phone Calls, Inc. should be fined \$860,000 for violations of rules.

APPROVED

Issue 2: Should the Commission order all certificated interexchange telecommunications companies to discontinue providing interexchange telecommunications service to Phone Calls, Inc.?

Recommendation: Yes. The Commission should order all certificated interexchange telecommunications companies to discontinue providing interexchange service to Phone Calls, Inc., within 30 days from the date the Commission's proposed agency action order becomes final. In addition, staff suggests that the Commission encourage the LECs and USBI to work with Atlas to come to some arrangement whereby Phone Calls, Inc.'s customers are informed that Phone Calls, Inc., is no longer providing service and that the customer should contact their LEC to select another interexchange carrier.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected files a timely protest of the Commission's proposed agency action, this docket should be closed. If the alternative recommendation in Issue 1 is approved, the fine should be paid to the Commission for remittance to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the fine is not paid, the fine should be referred to the Comptroller's Office for further collection efforts.

APPROVED