

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

APRIL 9, 2003

RE: Docket No. 990649B-TP - Investigation into pricing of unbundled network elements (Sprint/Verizon track). (Continued from April 1, 2003 Commission Conference.)

ISSUE 1: Should the Request for Oral Argument filed by AT&T, MCI WorldCom, and FDN be granted?

RECOMMENDATION: Yes. Staff recommends that oral argument be granted, because it appears that it may assist the Commission in rendering its decision in this matter. Staff recommends that oral argument be limited to 10 minutes per side.

**APPROVED**

COMMISSIONERS ASSIGNED: Jaber, Deason, Baez, Bradley

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Mauldin*  
*Bradley*  
*Deason*  
*J. Terry Deason*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03307 APR-98

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(Continued from previous page)

ISSUE 2: Should the Commission grant Verizon's Motion for Mandatory Stay Pending Judicial Review?

RECOMMENDATION: No. Staff recommends that the mandatory stay provisions of Rule 25-22.061(1)(a), Florida Administrative Code, pursuant to which Verizon is seeking a mandatory stay, are inapplicable in this situation.

**DENIED** *The Commission granted Verizon's motion for mandatory stay and recognized that nte rates will be effective as of the date the stay order is issued. Additionally, Verizon will be allowed to file a corporate undertaking as security.*

ISSUE 3: Should this Docket be closed?

RECOMMENDATION: No. This Docket should remain open pending resolution of the Motion for Reconsideration and the pending appeal.

**APPROVED**