

VOTE SHEET

October 23, 2007

Docket No. 070630-TP – Joint request of FDN, LLC d/b/a FDN Communications, holder of CLEC Certificate No. 5715 and IXC Registration No. TK146, and NuVox Communications, Inc., holder of CLEC Certificate No. 5638 and IXC Registration No. TJ975, for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., to allow transfer of customers from FDN to NuVox due to an internal corporate reorganization whereby FDN and NuVox will be consolidated into a single operating subsidiary.

Issue 1: Should the Commission approve the request for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code, in the transfer of FDN, LLC d/b/a FDN Communications' local and long distance customers to NuVox Communications, Inc.?

Recommendation: Yes. The Commission should approve the request for waiver of the carrier selection requirements of Rule 25-4.118, Florida Administrative Code.

APPROVED

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 administratively upon notification from the company that the asset transfer and name change has been completed.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Neil A. Dyer

Katrina J. McMurrin

Jim Taylor

John P. ...

Spring ...

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

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FPSC - COMMISSION CLERK