



March 29, 1996

via Airborne Express

Ms. Blanca S. Bayó, Director
Division of Records and Reporting
Florida Public Service Commission
Room 110, Easley Building
2540 Shumard Oak Building
Tallahassee, FL 32399-0850

Re: Petition for Waiver
InVision Telecom, Inc.

960400-50

Dear Ms. Bayó:

Enclosed for filing are an original and fifteen (15) copies of the above referenced Petition. Also enclosed is a diskette containing the Petition in WordPerfect for DOS 6.0, under the filename "Petition."

To confirm your receipt of this filing, please date-stamp and return the enclosed extra copy of the Petition in the enclosed self-addressed, stamped envelope.

Should the Commission need any additional information regarding this filing, please feel free to contact me at 1-800-652-0774.

Sincerely,

INVISION TELECOM, INC.

Jeanie Ray
Jeanie Ray, Coordinator,
Regulatory Affairs

REC-BUREAU OF RECORDS

Enclosures

cc: Barry E. Selvidge, Vice President,
Regulatory Affairs and General Counsel

Robert E. Bowling, Vice President,
Operations and General Manager, InVision

DOC 118
03751 APR-1 1996

2. InVision is the largest independent inmate service provider in the country, with approximately 5400 inmate phones in 36 states. Pursuant to Commission Order No. PSC-95-1277-FOF-TC issued October 17, 1995 in Docket No. 950997-TC, InVision provides pay telephone services from confinement facilities located in the state of Florida.

3. All notices, pleadings, orders or other documents regarding this docket should be directed to:

Barry E. Selvidge, Vice President,
Regulatory Affairs and General Counsel
InVision Telecom, Inc.
1150 Northmeadow Parkway, Suite 118
Roswell, Georgia 30076
Telephone: 770-442-7300
Facsimile: 770-442-7321

Relief Requested

4. Pursuant to Rule 25-24.505(3), InVision seeks waivers of Rules 25-24.515(7) and 25-24.620(2)(c) and (d) and the policies contained in Orders No. 95-0918 issued July 31, 1995, No. 95-0203 issued February 13, 1995 and No. 24101 issued February 14, 1991. Specifically, InVision seeks authority to provide and bill for 0+ local and 0+ intraLATA calls placed by inmates of confinement facilities through InVision's pay telephones, using store-and-forward technology.

Background

5. InVision currently provides and bills automated 0+ intrastate Florida calls via store-and-forward technology on an interLATA basis, and provides such calls on a local, intraLATA and interLATA basis in each of the other 35 states in which it provides

inmate pay telephone service. In Florida, InVision is currently authorized to resell sent-paid local and intraLATA calls and to provide debit cards for inmates of correctional facilities for local and intraLATA toll calling services. However, the Commission has continued to reserve to the LECs the authority to provide 0+ local and 0+ intraLATA calls from any and all pay telephones. Petitioner respectfully states that technological advances and regulatory changes have rendered continuation of this dialing monopoly inappropriate for pay telephones in confinement facilities.

6. Technological advances in store-and-forward pay telephones have enabled inmate service providers to furnish quality calling services for callers and end users while meeting the unique security needs of the confinement facility. This well-developed and proven technology provides reliable call completion and billing functions without allowing inmates access to the public telephone network, thus reducing harassment and fraud.

7. In addition, two significant regulatory developments have effectively eliminated the original basis for this dialing monopoly. First, in Order No. PSC-95-0203-FOF-TP, the Commission authorized competition and presubscription for intraLATA toll calls. Although the Florida Supreme Court issued a stay of this Order on October 12, 1995, that stay has now been lifted.

8. The second pivotal regulatory development was that as of July 1, 1995, competition for all local services was mandated by the Florida Legislature effective January 1, 1996. The Legislature

found that competition in the local exchange market is in the public interest.

9. InVision does not intend to offer basic local exchange services and therefore does not seek certification as an alternative local exchange company. InVision seeks only to expand its existing authority to include the provision of 0+ local and 0+ intraLATA calls from its pay telephones located in confinement facilities in order to address the security and control concerns that are paramount in the correctional environment.

10. The Commission's approval of this waiver request is consistent with the legislative mandates to avoid "unnecessary regulatory constraints" and to eliminate rules that "delay or impair the transition to competition." Sections 364.01(4)(e) and 364.01(4)(f).

WHEREFORE, InVision respectfully requests that it be granted a waiver of the applicable rules and orders currently prohibiting it from providing and billing 0+ local and 0+ intraLATA calls made from its store-and-forward pay telephones located in confinement facilities, and for such other relief as may be appropriate.

Respectfully submitted, this the 29th day of March, 1996.

INVISION TELECOM, INC.

BY:


BARRY E. SELVIDGE, Vice President,
Regulatory Affairs and General Counsel
1150 Northmeadow Parkway, Suite 118
Roswell, GA 30076
(770) 442-7300