

BellSouth Telecommunications, Inc. Fax 904 222-8640  
Suite 400 904 222-1201  
150 South Monroe Street  
Tallahassee, Florida 32301

Nancy N. Sims  
Director - Regulatory Relations

March 25, 1997

Ms. Blanca S. Bayo  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center, Rm. 110  
Tallahassee, Florida 32399-0850



Dear Ms. Bayo:

RE: Docket No. 970392-TL  
Waiver of Rule 25-4.076(6), F.A.C.

Enclosed please find the original and five copies of our request for waiver of Rule 25-4.076(6), F.A.C. which we ask that you file in the above captioned matter.

We request that the pay telephones located at the address below be exempted from the provisions of Rule 25-4.076(6), Florida Administrative Code, which requires that all pay telephone stations must allow incoming calls to be received "with the exception of those located at penal institutions, hospitals and schools and at locations specifically exempted by the Commission." The location and numbers of the public telephones are as follows:

1120 NW 45th Avenue  
Gainesville, Florida

(352) 376-9302

RECEIVED & FILED  
*[Signature]*  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

02107 MAR 26 5

FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo  
March 25, 1997  
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The Police Department has requested that we submit this request for a waiver of the rule because of the use of the pay telephones at this location for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephones for these individuals. This location does not fit within the delineated exceptions to the rule and therefore this request for waiver is appropriate.

The location provider for the location identified above has either joined in or agreed to this request for waiver which is attached.

The Commission has previously granted a waiver of this Rule in Order No. 23762, issued November 15, 1990, approving Southern Bell's petition for waiver of the rule for pay telephones located at three laundromats owned by Mr. Patrick Collins in Miami, Florida. The owner had requested blocking of incoming calls to restrict the usefulness of the public phone for drug dealers and prostitutes.

Please advise by Order if our request for the waiver has been accepted.

Sincerely,

  
for Director - Regulatory Relations

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION  
REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 352 376 9302  
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1120 NW 45<sup>th</sup> AV  
GAINESVILLE, FL. County: ALACHUA

To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(8) or 25-4.078(6), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-user and to prominently display a written notice directly above or below the telephone number which states: "incoming calls blocked at request of law enforcement."

I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: James B. Hawkins DATE 3-18-97  
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins  
NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.  
MAILING ADDRESS: 2nd Floor, 75 Bagby Drive  
Homewood, AL 35209

I, the undersigned owner of the above-referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF LOCATION OWNER: Robert W. Newman manager DACRIDGE APTS DATE FEB 04 1997  
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): ROBERT W. NEWMAN  
MAILING ADDRESS: 1120 NW 45<sup>th</sup> AVE OFFICE GAINESVILLE FL 32609

I, the undersigned Chief of the law enforcement agency of the jurisdiction in which the above-referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: [Signature] DATE 2-20-97  
NAME & POSITION/TITLE (PRINT OR TYPE): Tony R. Jones, Interim Police Chief  
NAME OF LAW ENFORCEMENT AGENCY: Gainesville Police Department  
MAILING ADDRESS: P.O. Box 1250, Gainesville, FL 32602



**GAINESVILLE  
POLICE  
DEPARTMENT**

Tony R. Jones  
Chief of Police

Post Office Box 1250  
Gainesville, FL 32602  
(352) 334-2400

December 17, 1996

Public Service Commission  
Attn: Brenda Hawkins

Dear Ms. Hawkins:

At the request of the PSC, please be advised that I am currently filling the role of Interim Police Chief for the Gainesville Police Department, having been appointed to this position by City Manager Wayne Bowers on 5/31/96. Although the interim position was to have been through the period October 1st, the City Manager has not yet selected a permanent police chief for our department, and has not given us a second anticipated date for filling this.

I have been told by the City Manager that I will remain as the Interim Police Chief until such time as the permanent Chief has been selected.

Sincerely,

A handwritten signature in black ink, appearing to be "TRJ".

Tony R. Jones  
Interim Police Chief

TRJ/mrh

