



June 26, 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

RE: Docket No. 970 667 TO Waiver of Rule 25-24.515(8), F.A.C.



Dear Ms. Bayo:

904-539-9399

On Behalf of Peoples Telephone Company, Inc. d/b/a PTC, enclosed please find the original and five copies of our request for waiver of Rule 25-24.515(8), F.A.C. Which we ask that you file in the above captioned matter.

We request that the pay telephones located at the addresses below be exempted from the provisions of Rule 25-24.515(8), 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 locations and numbers of the public telephones are as follows:

. 01/	319 4th Ave SE
ACK	Havana, Florida
AFA	
APP	This waiver is being requested in accordance with the requirements of Florida State Statutes Section
CAF	120.542(2). Granting this waiver will not impede the continued provision of pay telephone service
CMU	to the public as intended by the underlying Statute (section 364.345).
CTR	Ir addition, as explained below, granting this waiver will lift the "substantial hardship" that the rule
	imposes on law enforcement, the location provider and the law abiding using public.
LEG	The Police Department has requested that we submit this request for a waiver of the rule because of
T11/1	the use of the pay telephones at this location for allegedly illegal activities. They believe the waiver
OF C	will restrict the usefulness of the pay telephones for these individuals. This location does not fit within
RCH	the delineated exceptions to the rule and therefore this request for waiver is appropriate.
10000	the state of the s

Cozy Corner Tavern

2300 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 593-9667 • Toll Free: 1-800-864-3355 • For (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899UL -2 5000 Northwest 89th Place • Miami, Florida 33172 • Tel: (305) 577,9899 Northwest 89th Place • Miami, Florida 33172 • Miami, Florida 33172 • Miami, Florida 33172 • Miami, Florida 33172 • Mi

The location provider for the location identified above has either joined in or agreed to this request

DOCUMENT NUMBER-DATE

Ms. Blanca S. Bayo June 26, 1997 Page 2

for waiver which is attached.

The Commission has previously granted waiver of this Rule in Order No. 97-0425, issued April 16, 1997, approving Peoples Telephone Company, Inc.'s petition for waiver of the rule for pay telephones located in Havana. The owners had requested blocking of incoming calls to restrict the usefulness of the public phone for unlawful activity.

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

Sincerely,

Randel Carr

Manager Regulatory Affairs

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**Enclosures** 

F:WP3IDATA/REGULA/RANDEL/PSC/BLK.INC

AcT#09201

## FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

AY TELEPHONE NUMBER 93 99 904-5		4 310	444	Ava	SE
HYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 3+4		,		11.0	-
Cozy Corner Tavern		HAVANA	+PL		
To deter criminal activity facilitated by individuals receiving in comption from the requirement that incoming calls be received at the pay peropriate). I agree to provide central office based intercept at no charge clow the telephone number which states: "Incoming calls blocked at the	telephone location (Ru to the end-user and to	le 25-24.515(8) prominenciy displ	or 25-4.076(6	), F.A.C., as	
I, the undersigned owner or officer of the pay telephone compa nowledge and belief, the above information is a true and correct statement nowingly makes a false statement in writing with the intent to mislead a pisdemeanor of the second degree.	nt. I am aware that puri public servant in the per	uant to Section I formance of his	837.06, Florida official duty sl	a Statues, whall be guilty	hoever y of a
IGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPA	NY. Kand	el Ca	1	DATE:_4	- 9-9'
AME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PI	RINT OR TYPE)	Kandel	Carr,	Regula	trey
AME OF PAY TELEPHONE COMPANY: PEOPLES TELEPH					
AJILING ADDRESS: 2300 NW 89TH PLACE MIAML FLO	ORIDA 33172				
I, the undersigned owner of the above-referenced pay to	elephone location, do	clare that to the	best of my k	nowledge	and cation
elief, criminal activity is associated with and facilitated by incoming calls to be crivity and attest to this fact by my signature below. I am aware the thing is a false statement in writing with the intent to misuity of a misdemeanor of the second degree.	ing calls being receive the blocked at the pay that that pursuant to Secti- islead a public-servant	ed at the pay to elephone will on on 837.06, Flo at in the perform	lephone num eliminate or i rida Statutes, nance of his	ber and lo selp contro , whoever official dut	cation I that ty shall be
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FORM PSC/CMU2 (12/94)

## STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING



DIVISION OF COMMUNICATIONS WALTER D'HAESELEER DIRECTOR (904) 413-6600

## Public Service Commission

June 12, 1997

Mr. Randel Carr Peoples Telephone Company, Inc. 2300 Northwest 89th Place Miami, Florida 33172

Dear Mr. Carr:

As we discussed in our conversation, I am returning your waiver request due to lack of completeness. Please review the enclosed statute and add the appropriate language to your cover letter. I have enclosed an example which was recently approved by Staff.

Will Cox is the attorney assigned to Peoples' docket. If you have any questions, please call me at (904) 413-6584 or Mr. Cox at (904) 413-6204.

Sincerely,

Natalie M. Monteiro Bureau of Certification

Enclosures