REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date 05/27/98 Docket No. / 0 0 10
1. Division Name/Staff Name Communications/NcCoy
2. CPR Communications/McCoy
3. OCR Legal Services
4. Suggested Docket Title Request for Exemption from Requirement of Rule 25-24.515(8), Florida
Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by SellSouth Public
Communications, Inc.
5. Suggested Docket Hailing List (attach separate sheet if necessary)
A. Provide NAMES CHLY for regulated companies or ACRONYMS CHLY regulated industries,
as shown in Rule 25-22.104, F.A.C. B. Provide COMPLETE name and address for all others. (<u>Match representatives to clients.</u>)
1. Parties and their representatives (if any)
BellSouth Public Communications, Inc.
The state of the s
2. Interested Persons and their representatives (if any)
6. Check one: _XX_Documentation is attached.
Documentation will be provided with recommendation.
Documentation with be provided with recommendation.
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PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE
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FPSC-RECORDS/REPORTING

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@ BELLSOUTH

BellSouth Public Communications, Inc. 75 Bagtry Drive Homewood, Alabama 35209 98 MAY 2

May 22, 1998

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

RECEIVED

MAY 2 6 1998

Dear Ms. Bayo:

CMU

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

Enclosed please find the original and 5 copies of our request for waiver of Rule 25-24.515(8), F.A.C. which we ask 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:

9200 S. Federal Hwy.

(561) 337-9802

Port St. Lucie, FL 34952

9200 S. Federal Hwy.

(561) 337-9803

Port St. Lucie, FL 34952

9200 S. Federal Hwy.

(561) 337-9804

Port St. Lucie, FL 34952

Ms. Blanco S. Bayo May 22, 1998 Page 2

This waiver is being requested in accordance with the requirements of Florida State Statutes Section 120.542(2). Granting this waiver will not impede the continued provision of pay telephone service to the using public as intended by the underlying Statute (section 364.345).

In 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. 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 these locations 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 locations identified above has either joined in or agreed to this request for waiver which is attached.

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

Sincerely,

Manager - Regulatory

BellSouth Public Communications, Inc.

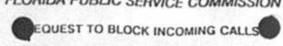
FLORIDA PUBLIC SERVICE COMMISSION QUEST TO BLOCK INCOMING CALLS

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FLORIDA PUBLIC SERVICE COMMISSION EQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER LONE NUMBER PER RI	EQUEST, NO EXCEPTIONS 1 561-337-98(X)
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRE	
County: St. Lucie	Port St. Lucie, FL 34952
24.515(8) or 25-4.076(6), F.A.C., as appropri	by individuals receiving incoming calls at the pay telephone listed above, I requirement that incoming calls be received at the pay telephone location (Rule : riste). I agree to provide central office based intercept at no charge to the entice directly above or below the telephone number which states: "Incoming calls
to Section 837.06, Florida Statutes, whoever servant in the performance of his official du	f the pay telephone company named below, have read the foregoing and decir the above information is a true and correct statement. I am aware that pursue knowingly makes a false statement in writing with the intent to mislead a publ ty shall be guilty of a misdemeanor of the second degree.
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHO	ONE COMPANY: Rachel K. Russell DATE 5-19-
NAME OF OWNER/OFFICER OF PAY TELEPHONE O	OMPANY (PRINT OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications, Inc.
MAILING ADDRESS:	75 Bagby Drive
CONTRACT CONTRACT	Homewood, AL 35209
and location referenced above. It is my belief the help control that activity and attest to this f	re-referenced pay telephone location, declare that to the best of my knowledge and facilitated by incoming calls being received at the pay telephone number that allowing incoming calls to be blocked at the pay telephone will elimina act by my signature below. I am aware that pursuant to Section 837.06, Flork
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FLORIDA PUBLIC SERVICE COMMISSION



PAY TELEPHONE NUMBER LONE NUMBER PER REQUES	
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS):_ County: St. Lucie	9200 S Federal Hwy
	Port St. Lucie, FL 34952
24.515(8) or 25-4.076(6), F.A.C. as appropriate)	ividuals receiving incoming calls at the pay telephone listed above, I request that incoming calls be received at the pay telephone location (Rule 25- I agree to provide central office based intercept at no charge to the endirectly above or below the telephone number which states: "Incoming calls
I, the undersigned owner or officer of the p that to the best of my knowledge and belief, the al to Section 837.06, Florida Statutes, whoever know servant in the performance of his official duty sha	bay telephone company named below, have read the foregoing and declare bove information is a true and correct statement. I am aware that pursuant ringly makes a false statement in writing with the intent to mislead a publicall be guilty of a misdemeanor of the second degree.
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE CO	OMPANY: Radel K. Russell DATE 5-19-98
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPA	
NAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications, Inc.
MAILING ADDRESS:	75 Bagby Drive
	Homewood, AL 35209
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NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR	DATE 4-26-98
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ALLING ADDRESS: 121 SW Port St. L	icie Blod Port St. Lucie, FL 34784