# REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Dat	e January 21, 2000 Docket No. 00065-1C
1.	Division Name/Staff NameCommunications/Isler
2.	OPR Communications/Isler
3.	OCR Legal Services
4.	Suggested Docket Title Request for Exemption from Requirement of Rule 25-24.515(13), Florida
<u>Adn</u>	inistrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public
Con	munications, Inc.
_	Conserved Product Mailing link (abback appears about if passesses)
5.	Suggested Docket Mailing List (attach separate sheet if necessary)
	A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY 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)
Jam	es B. Hawkins
_	
	2. Interested Persons and their representatives (if any)
_	
6.	Check one:
	XX Documentation is attached.
	Documentation will be provided with recommendation.
I:\	PSC\RAR\WP\ESTDKT.
PSC.	/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

FPSC-RECORDS/REPORTING

## (A) BELLSOUTH

**BellSouth Public Communications, Inc.** 75 Bagby Drive Homewood, Alabama 35209

January 5, 2000

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:

Enclosed please find the original and 5 copies of our request for a two-year waiver of Rule 25-24.515(13), 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 exempt for a period of two years from the provisions of Rule 25-24.515(13), 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:

Oak Hill Village 7628 103<sup>rd</sup> Street Jacksonville, FL (904) 778-9491

Oak Hill Village 7628 103<sup>rd</sup> Street Jacksonville, FL (904) 771-9706



Ms. Blanco S. Bayo January 5, 2000 Page 2

Oak Hill Village 7628 103<sup>rd</sup> Street Jacksonville, FL (904) 778-9492

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,

Caral Bradford
Manager - Regulatory

BellSouth Public Communications, Inc.

904-630-2120

### FLORIDA PUBLIC SERVICE COMMISSION

#### PROTECT TO DE OCH WICOMPIC CARES

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 904 778 949/ PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 7628 10310 ST.  JACKSONUILLE, FL.  NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: OAK HILL VILLAGE  To deter cruzinal activity feelisted by individuals receiving incoming calls at the pay telephone incention (Bule 25-24.515(13), F.A.C. I agree to provide central office based intercept at so charge to the and-use and to prominently display a written notice directly above or below the telephone number which ristes: "Incoming calls blocked at request of law enforcement."  L. the undervigned owner or officer of the pay telephone company sensed below, have read the fovegoing and declare that to the best of my inswinding and belief, the above information is a true and correct statement. I as meare that pursuant to Section \$37.06, Floride Statutes, wherever howingly makes a false statement in writing will the intent to mislend a public-corvant in the performance of his official day shall be gally of a misdemannor of the incoming officers.  SIGNATURE OF OWNEROFFICER OF PAY TELEPHONE COMPANY:  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive  Homewood, AL 35209
TACKSONUILE FL.  NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: OAK HILL VILLAGE  To doter criminal activity (selliment by individuals receiving incoming calls at the pay temphone linear that I be granted an exemption from the requirement that incoming calls at the pay temphone linear too (Bule 25-24.515(13), F.A.C. I agree to provide entered office based interrupt at no charge to the and call to prominently display a written notice directly above or below the talephone number which states: "Incoming calls blocked at request of law enforcement."  I, the underrigned ewest or officer of the pay telephone company named helow, have read the foregoing and declare that to the best of my incomings and belief, the above information is a true and correct etatement. I an aware that purposent is Section \$37.06, Floride Statutes, wherever knowingly unalise a false statument in writing with the intent to mislead a public-servant in the performance of his official day shall be gallty of a misdamentary of the intent to mislead a public-servant in the performance of his official day shall be gallty of a misdamentary of the intent of Owner/Oppices of pay telephone company (paint of type):  RATE: A.A.B. A.B. A.B. A.B. A.B. A.B. A.
TACKSONUILE  TO deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone lired shows require that I be granted an exemption from the requirement that incoming calls at the pay telephone occation (Rule 25-24-515(13), FAC. I agree to provide control office based intercept at no charge to the and-use and to prominently display a written notice directly above or below the telephone number which states: "Incoming calls blocked at request of law enforcement."  L, the underviged owner or officer of the pay telephone company named below, have read the foregoing and lacture that to the best of my knowledge and belief, the above information is a true and correct statement. I amprove that purposes to Section \$27.06. Floride Statutes, wherever knowingly makes a false statement in writing will be intent to mislead a public-revent to the performance of his official day shall be gallty of a misdamentor of the cored degree.  **AME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:  **AME OF PAY TELEPHONE COMPANY:  **BellSouth Public Communications, Inc.  **AME OF PAY TELEPHONE COMPANY:  **TO Bagby Drive**
To deter criminal activity fertitized by individuals receiving incoming calls at the pay telephone irrequest that I be granted an exemption from the requirement that becoming calls be received at the pay telephone occasion (Eule 25-24.515(13), F.A.C. I agree to provide entiral office based intercept at no charge to the and-use and to prominently display a written notice directly above or below the talephone number which states: "Incoming calls blocked at request of law enforcement."  L the undervigued sweet or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my immediage and belief, the above information is a true and correct statement. I an aware that purposes to Section \$37.05, Floride Statutes, whereas knowingly makes a false statement in writing with the intent to mislend a public-servant to the performance of his efficies duty shall be guilty of a misdemannor of the crond degree.  SIGMATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:  MAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
request that I be granted an assemption from the requirement that meeming calls be restived at the pay telephone accuration (Bule 25-24.515(13), F.A.C. I agree to provide control office based intercept at no charge to the and-use and to prominently display a written notice directly above or below the talephone number which states: "Incoming calls blacked at request of law enforcement."  L, the undersigned awars or officer of the pay telephone company named below, have read the foregoing and declars that to the best of my imperiedge and belief, the above information is a true and correct statement. I an aware that pursuant to Section 837.05, Floride Statutes, wherever knowingly makes a false statement in writing will be intend to ministed a public-servant in the performance of his official duty shall be gallty of a mindementary of the account degree.  SIGNATURE OF OWNEROPFICER OF PAY TELEPHONE COMPANY:  NAME OF OWNEROFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):  Richard H. Holmes  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
declare that to the best of my impriedge and heliss, the above information is a true and correct statement. I am sware that pursuant to Section 837.05, Floride Statutes, whenver incomingly makes a false statement in writing with the intent to minimal a public-servant in the purfermance of his official duty shall be guilty of a mindamentor of the second degree.  SIGNATURE OF OWNEROPFICER OF PAY TELEPHONE COMPANY:  NAME OF OWNEROPFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):  Richard H. Holmes  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
NAME OF OWNER/OFFICER OF FAY TELEFHONE COMPANY (FRINT OR TYPE): Richard H. Holmes  NAME OF PAY TELEFHONE COMPANY: BellSouth Public Communications, Inc.  75 Bagby Drive
NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc. 75 Bagby Drive
AME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.  75 Bagby Drive
AULING ADDRESS & TELETHONE NUMBER: 75 Bagby Drive
Homewood, AL 35209
I, the undersigned owner of the above referenced pay telephone intation, declare that to the best of memoring and belief, estiminal activity is associated with and facilitated by incoming only 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 entirity and attent to this fact by my tignature below. It am now that pureuent to Section \$37.06. Florida Statutas, whoever knowingly makes a false statement in writing with the meant to mistend a public-servant in this performance of his official duty shall be guilty of a misdamember of the occord degree.
TIGNATURE OF LOCATION OWNERS WILL WILL AND LOCATION OWNERS WILL AND AND
TWO PAY TELEPHONE LOCATION OWNER PRINT ON TYPE CAULTY ON COOK HULL TWO
MILING ADDRESS & TERRITORE NUMBER 722 17th Street-Penthouse MIAMI Deach, Fl 33139
I, the undersigned Chief of the law unforcement agency in the jurisdiction in which the above references only token one is incated, declars that to the best of my knowledge and belief, criminal activity is associated with an activity by incoming calls being resolved at the pay telephone number and location referenced above. It is my
puy telephone is incested, declare that to the best of my knowledge and bellef, criminal activity is associated with and facilitated by incoming calls being reserved at the pay telephone number and location referenced above. It is not being that allowing incoming calls to be bluried at the pay telephone will elizate or being control that activity and attent to this fact by my signature below. I am aware that purcuant to Section \$37.06. Finding Statutes, where a knowingly makes a false statutes in writing with the intent to mislead a public-acrount to the performance of his official duty shall be guilty of a misdepassion of the accord degree.  SIGNATURE OF CRIEF OF BESTONSTRILE LAW ENFORCEMENT AGENCY:  DATE: 11 500

NAME OF LAW ENPORCEMENT AGENCY:

MAILING ADDRESS & TELEPHONE NUMBER: 301 E- Bay

NAME & POSITIONITTLE (PRINT OF TYPE): NATHANIEL GIOVER-

ACKSONVIlle

# FLORIDA PUBLIC SERVICE COMMISSION

# REQUEST TO BLOCK INCOMING CALLS

🗆 Original Request (check one) 🗅 Subsequent Request

To deter criminal activity facilitated by individuals receiving incoming calls at the pay takephone listed at I request that I be granted an exemption from the requirement that incoming calls he received at the pay takephone cation (Hule 13-34-515(13), F.A.C. I agree to provide central office based intersept at no charge to the and- and to prominently display a written notice directly above or below the takephone number which status: "Income calls blacked at request of law enforcement."  L the undersigned owner or officer of the pay takephone company named below, have read the foregoing declars that to the best of my imposedge and belief, the above information is a true and correct statement. I was a fact of my imposed and belief, the above information is a true and correct statement. In waste that pursuant to Section 237.06, Florida Statutes, where the horizing makes a false statement in writing the intent to mislend a public-servant in the performance of his efficial doty shall be guilty of a misdamentor of accord degree.  SIGNATURE OF OWNER-OFFICER OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.
I request that I be granted an examption from the requirement that incoming calls be received at the pay telephone control office based intercept at no charge to the and- and to prominently display a written notice directly above or below the telephone number which states: "Incom- calls blacked at request of law enforcement."  L the undersigned course or officer of the pay telephone company named below, have read the foregoing declare that to the best of my imperiodge and belief, the above information is a true and correct statement.  In a seware that pursuant to Section \$37.06. Florida Statutes, whenever handwingly makes a false statement in writing the intent to mislead a public-servant in the performance of his official day shall be guilty of a misdementor of second degree.  SIGNATURE OF OWNER-OFFICER OF PAY TELEPHONE COMPANY:  NAME OF OWNER-OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):  RICHARD H. Holmes  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
I request that I be granted an examption from the requirement that incoming calls be received at the pay telephone (Mule 33-34.518(13), F.A.C. I agree to provide central affine based intercept at no charge to the and- and to prominently display a written notice directly above or below the talephone number which states: "Incom- calls blacked at request of law enforcement."  L the undersigned country or officer of the pay telephone company named below, have read the foregoing declare that to the best of my imperiodge and belief, the above information is a true and correct statement.  I ware that pursuant to Section 337.06. Florida Statutes, whenever knowingly makes a false statement in writing the intent to mislead a public-servant in the performance of his efficial duty shall be guilty of a misdementor of account degree.  SIGNATURE OF OWNER-OFFICER OF PAY TELEPHONE COMPANY:  NAME OF OWNER-OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):  Richard H. Holmes  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
declare that to the best of my knewledge and belief, the above information is a true and correct statement aware that pursuant to Section \$37.06, Florida Statutes, wheever knowingly makes a false statement in writing the intent to mislead a public-rewant in the performance of his official days shall be guilty of a misdementor of second degree.  SIGNATURE OF OWNER-OFFICER OF PAY TELEPHONE COMPANY:  NAME OF OWNER-OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):  Richard H. Holmes  NAME OF PAY TELEPHONE COMPANY:  BellSouth Public Communications, Inc.  75 Bagby Drive
NAME OF PAY TELEPEONE COMPANY: BellSouth Public Communications, Inc.  75 Bagby Drive
MAJLING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
AND STATE OF LABOUR HOUSE IN COMMENT
AND STATE OF LADIN MONTH WOMEN
Homewood, AL 35209
I, the undersigned owner of the above referenced pay talephone innation, declare that to the best of knowledge and belief, criminal activity is associated with and facilitated by innaming calls being received at the telephone number and invation referenced above. It is my belief that allowing incoming calls to be blacked a pay telephone will eliminate or belor control that activity and after to this fact by my eigensture below. I am or that pursuant to Section \$37.06. Florida Statutes, wherever bearingly makes a false statement in writing with intent to mislend a public-servant in the performance of his official duty shall be guilty of a misdamentary of according degree.  INTENTITION OWNER: ANDRESS A TELEPHONE LOCATION OWNER CRIPT ON TYPE: Equity One Cont Hill) III  MAILING, ADDRESS A TELEPHONE NUMBER: DAY 17th Sh. Fenthous C.  MICHAEL DAME DECLAR, F. 33135
I, the undersigned Chief of the law enforcement agency in the jurisdiction to which the above-reference the pay telephone is increased, declare that to the best of my knowledge and beind, criminal artivity is associated with facilitated by incoming calls being received at the pay telephone number and incustion referenced above. It is being that allowing incoming calls to be biseled at the pay telephone will eliminate or help control that artivity artest to this fact by my signature being. I am aware that purposes to Sertific \$37.86, Elorida Statutes, who chowingly makes a false statutes is writing with the intent to mislead a public-servant in the performance of included duty shall be guilty of a mindementary of the second degree.  SIGNATURE OF CRIEF OF SERVINFIBLE LAW ENFORCEMENT AGENCY:  SATHAMIEC GIORN — SHEMPF  SAME OF LAW ENFORCEMENT AGENCY:  ACKSOMUMIC SHEMFES OFFICE

### FLORIDA PUBLIC SERVICE COMMISSION

### REQUEST TO BLOCK INCOMING CALLS