020249-70

REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

020249-70
Date March 18, 2002 Date March 18, 2002 Docket Note Docket Name Competitive Markets & Enforcement/Isler Competitive Markets & Enforcement/Isler
Date March 18, 2002 Docker 165
1. Division Name/Staff Name Competitive Markets & Enforcement/Isler
2. OPR Competitive Markets & Enforcement/Isler
3. OCR Office of General Counsel
4. Suggested Docket Title Request for Exemption from Requirement of Rule 25-24.515(13), Florida
Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public
Communications, Inc.
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. (Match representatives to clients.)
1. Parties and their representatives (if any)
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 HUMPER-DATE

03101 MAR 188

BELLSOUTH

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

March 08, 2002

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

see, 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 to 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 Shopping Center (904) 778-9492 7628 103rd Street

Jacksonville, FL 32210

Oak Hill Shopping Center (904) 778-9491 7628 103rd Street Jacksonville, FL 32210 Ms. Blanco S. Bayo March 08, 2002 Page 2

Oak Hill Shopping Center 7628 103rd Street Jacksonville, FL 32210 (904) 771-9706

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 location(s) 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, Carol Bradford

Manager - Business Office

BellSouth Public Communications, Inc.

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

	Original Request (check one) X Subsequent Request					
	9n4 770 9492.					
,	PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS), 904-778-9492 PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 76.28 103 Rd Street Jacksonville, Fla					
\ \	PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1/6 25 103 STREET JACKSCNUITE, 1949	0				
/	NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: Equity One (Ock (4)11). Lvc.					
To deter criminal activity facilitated by individuals receiving incoming call the pay telephone listed above, I request that I be granted an exemption from requirement that incoming calls be received at the pay telephone location (Rule 24.515(13), F.A.C. I agree to provide central office based intercept at no charge the end-user and to prominently display a written notice directly above or below telephone number which states: "Incoming calls blocked at request of 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: Rachel Russel DATE: 3/7/02					
	NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Rachel K. Russell					
	NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.					
	MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive Hernewood, AL 35209 (205) 943-2606					
	Hamewood, AL 35209 (205) 943-2606					
	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. NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TIPE): MAILING ADDRESS & TELEPHONE NUMBER: MAILING ADDRESS & TELEPHONE NUMBER:					
///	I, the undersigned Chief of the law enforcement agency in 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 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 CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: NAME 6 POSITION/TITLE (PRINT OR TYPE): NAME OF LAW ENFORCEMENT AGENCY: JACKSONVILLE SHELFT'S HIGH.	V				
	mailing address a telephone number: 501 E. Bay St. 630-2120					
/	MAILING ADDRESS & TELEPHONE NUMBER: 001 E. DAY St. 600-8400					

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

	☐ Original Requ	est (check one) LL Subseq	pent Request	
			9/	nd nna augi	
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NAME OF BUSINE		PHONE IS LOCATED:	- 1 1	Och Hill) Inc 32	ار) -
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enforcement."		•		-	
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NAME OF OWNER/OF	FICER OF PAY TELEPHO	ONE COMPANY (PRINT OR T	MPE): Kachel	K. Kussell	-
NAME OF PAY TELE	_	BellSouth Public		5, Inc.	
MAILING ADDRESS	6 TELEPHONE NUMBER:	75 Bagby Drive	35200	(205) 943-2606	-
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FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) A Subsequent Request
PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) , 904-771-9706
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 7628 103 M Street, Tackson wille, Fla
Oak Hill Village Shapping Conter 1 201
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: Fquity One (Oak Hill) INC. 220
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(13), F.A.C. 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: Kachel K. Russell DATE: 3/7/02 NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Rachel K. Russell
NAME OF PAY TELEPHONE COMPANY: Beilsouth Public Communications, Inc
MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
Homewood AL 35209 (205)943-2606
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: NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): MAILING ADDRESS & TELEPHONE NUMBER: MAILING
I, the undersigned Chief of the law enforcement agency in 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 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 CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: MAME OF LAW ENFORCEMENT AGENCY: MAILING ADDRESS & TELEPHONE NUMBER: MAILING ADDRESS & TELEPHONE NUMBER: MAILING ADDRESS & TELEPHONE NUMBER: MODEL OF THE SECONDARY AGENCY: MAILING ADDRESS & TELEPHONE NUMBER: MODEL OF THE SECONDARY AGENCY: MAILING ADDRESS & TELEPHONE NUMBER: MODEL OF THE SECONDARY AGENCY: MAILING ADDRESS & TELEPHONE NUMBER: