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

February 25, 2003

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. <u>630209-7C</u> Waiver of Rule 25-24.515(13), F.A.C.

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 addresse(s) 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 location(s) and number(s) of the public telephones are as follows:

Orange Blossom Shopping Ctr. (407) 851-9919 4550 S. Orange Blossom Trail Orlando, FL 32839

Orange Blossom Shopping Ctr. (407) 856-8136 4550 S. Orange Blossom Trail Orlando, FL 32839

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Ms. Blanco S. Bayo February 25, 2003 Page 2

Orange Blossom Shopping Ctr. (407) 855-9792 4550 S. Orange Blossom Trail Orlando, FL 32839

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,

Caral Bradford
Manager - Business Office

BellSouth Public Communications, Inc.

Enclosures

### FLORIDA PUBLIC SERVICE COMMISSION

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	REQUEST TO BLOCK INCOMING CALLS
	Original Request (check one) Subsequent Request SUSINESS OFFICE
	Original Request (check one) W Subsequent Request
,	PAT TELEPRONE WARER: (ONE HUNGER PER REQUEST, NO EXCEPTIONS) $(407)851-9919$
.,	PRESIDAL LOCATION OF PAY TELEPHONE (ADDRESS): 4550 J. CRANGE Blossom TRAIL
	ORland, Ft. 32839
V	NAME OF BOSTHESS WEEKE DAY TELEPHONE IS LOCATED: ORANGE BLOSSON SHOPPING CONTER, LTD.
V	
	To deter original activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted as 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 intermept 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 dompany 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 as 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 misdementor of the second degree.  SIGNATURE OF CHOIL/OFFICER OF TAX TELEPHORE COMPANY Maked X, Remail DATE: 2/24/03
	THE OF CHICA OF MY TELEPHONE COMPANY (PRINT OR TITE): Rachel K. Russell. Pres. & COO
	BellSouth Public Communications, Inc.
	MONTENES & THE PROPERTY. 75 Bagby Drive
	Homewood, AL 35209 (205) 943-2606
Location Provider	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 misland a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.  SIGNATURE OF INCATION CHARK: WINDER ON THE BUSSOM SHOPPING CENTER, LTD.  MATELING ADDRESS & THERMORE MINGER: ON SHOPPING CENTER, LTD.  10866 WILSHIRE BLVD., (124 FC., Los ANGECES, CA  90024
aw Enforcement	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 PROCEDURY ACTIVE:  Orange County Sheriff's Office  Orange County Sheriff's Office  2000 West Colonial Drive, Orlando, FL 32804

# FLORIDA PUBLIC SERVICE COMMISSION

## REQUEST TO BLOCK INCOMING CALLS

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## FLORIDA PUBLIC SERVICE COMMISSION

#### REQUEST TO BLOCK INCOMING CALLS

	Original Request (check one) W Subsequent Request
	PAY TELEPHONE MOMER: (OME HOMER PER REQUEST, NO EXCEPTIONS) (407) 855-9792
✓	PAY TELEPHONE WOMEN: (ONE HUMBER (ADDRESS): 4550 S. ORQUYE Blossom TRAIL
	Cap Landa Ft. 32839
,	WALE OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: DRANGE BUSSOM SHOPPING CHATER, CTD.
	To deter criminal activity facilitated by individuals receiving incoming call at the pay telephone listed above, I request that I be granted an examption 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 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 la 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 is writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeapor of the second degree.  **STATUTE OF THE PROPERTY OF THE PROPERTY COMMENT: AMALK. Report Days: 2/24/03
	TOTAL OF CHICK OF THE TELEFICIAL COMPANY (PADIT OR TYPE): Rachel K. Russell, Pres. & COO
	BellSouth Public Communictions, Inc.
	martine abouts 6 reference stages: 75 Bagby Drive
	Homewood, AL 35209 (205) 943-2606
Provider 7	I, the undersigned owner of the above referenced pay telephone location declare that to the best of my knowledge and belief, criminal activity is associate with and facilitated by incoming calls being received at the pay telephone number an 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 attes 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 appoint degree.
- V	SECRETURE OF LOCATION CHIER: 1/14/03
- <b>5</b> - /	
iş√	NAME OF DAY TELEPHONE LOCATION OWNER (PRINT OR TUPE): ORANGE BLOSSOM SHOPPING CENTER
cation	MANNE OF DAY TELEPHONE LOCATION OWNER (PRINT OR TUPE): ORANGE BLUSSOM SHOPPING CENTER MATERIES ADDRESS & TELEPHONE MINISTER: 10866 WILSHIRE BLUP, 117 FL. LOS ANGELES, CA
Location	NAME OF DAY TELEPHONE LOCATION OWNER (PRINT OR TUPE): ORANGE BLOSSOM SHOPPING CENTER
Enforcement 7 [Lo	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 minowing 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 attent to this fact by my telephone will eliminate or help control that activity and attent to this fact by my telephone will eliminate or help control that activity and attent to this fact by my telephone below. I am aware that pursuant to Section 637.06, 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 misdemeanor of the second degree.  SIGNATURE OF CHIEF OF RESIDENTIAL LAW ENFORCEMENT ACREET:  DATE: Z-19-02  WARE 4 POSITION/TIME (FRINT OR TIME): Chief Ron Otterbacher  Orange County Sheriff's Office
ما الره	In 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 givinousladge 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 EMPORCHEMENT AGENCY:  Chief Ron Otterbacher