

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date</b>	May 13, 2003	<b>Docket No.</b>	030439-TP
<b>1. Division Name/Staff Name:</b>		Competitive Markets & Enforcement/Isler	
<b>2. OPR: Division of Competitive Markets &amp; Enforcement</b>			
<b>3. OCR: Office of the General Counsel</b>			
<b>4. Suggested Docket Title: Request for Two-Year Exemption from Requirement of Rule 25-24.515(13), Florida Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by Qwest Interprise America, Inc.</b>			
<b>5. Suggested Docket Mailing List (attach separate sheet if necessary)</b>			
<b>A. Provide NAMES OR ACRONYMS ONLY if a regulated company.</b>			
<b>B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)</b>			
<b>1. Parties and their representatives (if any):</b>			
<b>2. Interested persons and their representatives (if any):</b>			
<b>6. Check one:</b>			
_____ Documentation is attached.			
_____ Documentation will be provided with recommendation.			
PSC\CCA010-C (Rev 10/01)			

DOCUMENT NUMBER-DATE

04283 MAY 13 8

FPSC-COMMISSION CLERK

5-7-03

Qwest/QIA  
421 SW Oak Rm 240  
Portland OR 97204

Paula Isler  
Florida Public Service Commission  
Commissions Clerk & Administrative Services  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Ms. Isler;

RE: 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 address below be exempt for the 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 at penal institutions, hospitals and schools and at locations specifically exempted by the Commission." The location and number of the public telephone are as follows.

Amoco # 5243  
11655 West Sample Rd  
Coral Springs FL 33065  
954 757-9308  
954 255-8944

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).

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 the waiver of the rule because of the use of the pay telephone at this location for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephone for these individuals. This location does not fit within the delineated exceptions of the rule and therefore this request for the waiver is appropriate. The location provider for the location identified above has either joined in or agreed to the request for the waiver which is attached.

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

Sincerely,

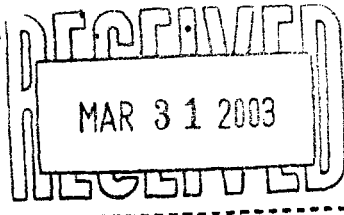


Jacquie Janke  
Manager-Business Office  
Qwest/QIA  
800 477-7211

Enclosures

03 MAY 13 AM 8:47  
DISTRIBUTION CENTER

2003 MAY 13 AM 10:00  
BUREAU OF  
COMPETITIVE SERVICES



FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 954-757-9308
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 11655 WEST SAMPLE RD CORAL SPRINGS, FL 33065
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: AMOCO STORE #5243

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: Donna Terrel DATE: 2/2/03
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Donna Terrel
NAME OF PAY TELEPHONE COMPANY: QUEST/QIA
MAILING ADDRESS & TELEPHONE NUMBER: 421 SW OAK Rm 240, Portland, OR 97204
800-477-7211 OR 503-425-0967

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: William Pickett DATE: 02/26/02
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): AMOCO
MAILING ADDRESS & TELEPHONE NUMBER: 11655 W Sample Rd, Coral Springs, FL 33065

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: [Signature] DATE: 4-21-03
NAME & POSITION/TITLE (PRINT OR TYPE): CHIEF RAY ARIGO
NAME OF LAW ENFORCEMENT: Coral Springs Police Dept.
MAILING ADDRESS & TELEPHONE NUMBER: 2801 CORAL SPRINGS DRIVE, CLSPGS, FL 33065
(954) 344-1800

RECEIVED  
APR 5 2003

Mailed  
3/26/03

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

Original Request (check one)  Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 954-255-8944  
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 11655 WEST SAMPLE RD  
CORAL SPRINGS, FL 33065  
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: AMOCO STORE #5243

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: Nonna Terrel DATE: 2/1/03  
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): DYNNIA TERREL  
NAME OF PAY TELEPHONE COMPANY: QUEST/PIA  
MAILING ADDRESS & TELEPHONE NUMBER: 421 SW Oak, Rm 240, Portland, OR  
97204, 800-477-7211 OR 503-425-0967

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: William Pickoff DATE: 03/26/03  
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): AMOCO  
MAILING ADDRESS & TELEPHONE NUMBER: 11655 W Sample Rd.  
Coral Springs, FL 33065

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: [Signature] DATE: 4-21-03  
NAME & POSITION/TITLE (PRINT OR TYPE): CHIEF ROY ARIGO  
NAME OF LAW ENFORCEMENT AGENCY: Coral Springs Police Dept.  
MAILING ADDRESS & TELEPHONE NUMBER: 2801 Coral Springs Drive Coral Springs, FL 33065  
(954) 344-1800