

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Initiation of Show Cause	)	DOCKET NO. 891289-TC
Proceedings Against Orlando Business	)	
Telephone Systems, Inc. for Violation	)	ORDER NO. 23744
of Rule 25-24.515, F.A.C. Pay	)	
Telephone Service Standards.	)	ISSUED: 11-13-90
	)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 FRANK S. MESSERSMITH

ORDER CLOSING SHOW CAUSE DOCKET

BY THE COMMISSION:

During 1988 and 1989, service evaluations performed on pay telephones operated by Orlando Business Telephone Systems, Inc. (the Company), revealed that certain instruments were not accessible to the handicapped, zero minus calls were diverted to an alternative operator services provider, and access to the caller's choice of long distance carrier was denied.

Rule 25-24.515, Florida Administrative Code, requires in pertinent part:

(13) Each telephone station installed after January 5, 1987 shall conform to subsections 4.29.2 - 4.29.4 and 4.29.7 - 4.29.8 of the American National Standards Specifications for Making Buildings and Facilities Accessible and Usable by Physically Handicapped People, approved February 5, 1986 by the American National Standards Institute, Inc. (ANSI A117.1 - 1986). Except for locations on floors above or below entry level in buildings not serviced by a ramp or elevator, such stations shall be placed in areas accessible to the physically handicapped.

(6) Each telephone station which provides access to any interexchange company must provide access to all locally available interexchange companies.

The Company had purchased a Southern Bell telephone booth and assumed it was exempt from the wheelchair accessibility requirements. The location has now been removed. In addition,

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proper long distance access arrangements have been made at all existing pay telephones.

We believe that by performing the necessary corrective action, the Company has shown proper regard for Commission Rules. Accordingly, we find that a show cause proceeding is no longer necessary.

Based on the foregoing it is

ORDERED by the Florida Public Service Commission that this docket be closed.

By ORDER of the Florida Public Service Commission, this 13<sup>th</sup> day of NOVEMBER, 1990.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

PAK

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by

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filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.