

BellSouth Telecommunications, Inc. Fax 904 222-8640
Suite 400 904 222-1201
150 South Monroe Street
Tallahassee, Florida 32301

Nancy H. Sims
Director - Regulatory Relations

February 27, 1996

**ORIGINAL
FILE COPY**

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. 960251-TC
Waiver of Rule 25-4.076(6), F.A.C.

Enclosed please find the original and fifteen copies of our request for waiver of Rule 25-4.076(6), F.A.C. which we ask that you file in the above captioned matter.

We request that the pay telephones located at the address below be exempted from the provisions of Rule 25-4.076(6), 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 and numbers of the public telephones are as follows:

| | |
|------------------|----------------|
| Circle K #07077 | (407) 299-9688 |
| 5500 Beggs Road | (407) 298-9720 |
| Orlando, Florida | (407) 293-9619 |
| | (407) 298-9710 |

RECEIVED & FILED
[Signature]
EPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

02434 FEB 27 88

FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo
February 27, 1996
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We apologize for the condition of the forms as they have been faxed several times to obtain signatures.

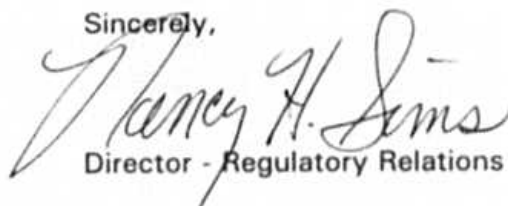
The Police Department has requested that we submit this request for a waiver of the rule because of the use of the pay telephones at this location for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephones for these individuals. This location does not fit within the delineated exceptions to the rule and therefore this request for waiver is appropriate.

The location provider for the location identified above has either joined in or agreed to this request for waiver which is attached.

The Commission has previously granted a waiver of this Rule in Order No. 23762, issued November 15, 1990, approving Southern Bell's petition for waiver of the rule for pay telephones located at three laundromats owned by Mr. Patrick Collins in Miami, Florida. The owner had requested blocking of incoming calls to restrict the usefulness of the public phone for drug dealers and prostitutes.

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

Sincerely,



Nancy H. Sims
Director - Regulatory Relations

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

NO. 548 286

PAY TELEPHONE NUMBER 407-299-9688

PHYSICAL LOCATION OF PAY TELEPHONE ADDRESS: Circle K #07077, 5500 Bagby Rd. Orlando, FL County: Orange

To deter criminal activity instigated by individuals making 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 24.515(2) or 24.515(3), F.A.C., as appropriate). I agree to provide written notice of no charge to the user and to immediately 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 referred herein, have read the foregoing and declare that to the best of my knowledge and belief, the above information is true and correct information. I am aware that pursuant to Section 24.515, 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: James B. Hawkins DATE: 2-12-96

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins

NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications

MAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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 reduce that activity and assist to this fact by my signature below. I am aware that pursuant to Section 24.515, 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: A.R. Hunter DATE: 1/1/96

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): The Circle K Corp.

MAILING ADDRESS: 407 Whoozing Loop Suite 1009
Altamonte Springs, FL 32701

I, the undersigned Chief of the law enforcement agency of 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 this pay telephone will eliminate or help reduce that activity and assist to this fact by my signature below. I am aware that pursuant to Section 24.515, 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: 02/6/96

NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Barry, Sheriff

NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Dept.

MAILING ADDRESS: 2400 W. 33rd St. Orlando, FL 32829

FORM: PSC/DA 3/1/89

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER, HOME NUMBER OR BUSINESS TELEPHONE NUMBER: 407-298-9720
 PHYSICAL LOCATION OF PAY TELEPHONE ADDRESS: Circle K #07077, 5500 Bagby Rd, Orlando, FL County: Orange

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 24.515(4), or 24.517(2)(a), F.A.C. as appropriate). I agree to provide correct notice to the provider of no charge to the provider and to immediately 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 807.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to induce 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: James B. Hawkins DATE: 2.12.96
 NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins
 NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications
 MAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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 effect to this end by my signature below. I am aware that pursuant to Section 807.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to induce a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF LOCATION OWNER: J.P. Kullback DATE: 1/14/96
 NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): The Circle K Corp.
 MAILING ADDRESS: 407 Whoooping Loop Suite 1689
Attonante Springs, FL 32701

I, the undersigned Chief of the law enforcement agency of 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 effect to this end by my signature below. I am aware that pursuant to Section 807.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to induce 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: 02/06/96
 NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Berry Sheriff
 NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Dept.
 MAILING ADDRESS: 2400 W. 33rd St, Orlando, FL 32839

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER (SEE NUMBER FOR SERVICE NO. CHANGING) 407-293-9619PHYSICAL LOCATION OF PAY TELEPHONE ADDRESS: Circle K #07077, 5500 Bagby Rd. Orlando, FL
County: Orange

To deter criminal activity associated with 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 24.516(4) or 24.516(5), F.A.C., as appropriate). I agree to provide verbal notice to the extent of my charge to the user and to permanently 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 807.02, 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 EMPLOYEER/OFFICER OF PAY TELEPHONE COMPANY: James B. Hawkins DATE 2-12-96NAME OF EMPLOYER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. HawkinsNAME OF PAY TELEPHONE COMPANY: BellSouth TelecommunicationsMAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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 assist to this end by my signature below. I am aware that pursuant to Section 807.02, 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: A.R. Munn DATE 2/14/96NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): The Circle K Corp.MAILING ADDRESS: 407 Wheeling Loop Suite 1689
Atterbury Springs, FL 32701

I, the undersigned Chief of the law enforcement agency of 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 this pay telephone will eliminate or help control that activity and assist to this end by my signature below. I am aware that pursuant to Section 807.02, 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 02/06/96NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Barty, SheriffNAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Dept.MAILING ADDRESS: 2700 N. 23rd St. Orlando, FL 32839

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

NO. 548 220

PAY TELEPHONE NUMBER (SEE NUMBER FOR NUMBER OF LOCATIONS) 407-298-9710
COUNTY: Orange
PHYSICAL LOCATION OF PAY TELEPHONE ADDRESS: Circle K #07077, 5500 Bagby Rd, Orlando, FL

To effect criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted an injunction from the Commission that incoming calls to the pay telephone location (File # 94-51600 or 95-457000, P.A.C. as appropriate). I agree to provide written notice to the office based without at no charge to the user and to immediately display a written notice clearly 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 887.05, 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: James B. Hawkins DATE: 2-12-96
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications
MAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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 assist to the best by my signature below. I am aware that pursuant to Section 887.05, 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: A.P. Miller DATE: 1/14/96
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): The Circle K Corp.
MAILING ADDRESS: 407 Whoozing Loop Suite 1609
Altamonte Springs, FL 32701

I, the undersigned Chief of the law enforcement agency of 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 this pay telephone will eliminate or help control that activity and assist to the best by my signature below. I am aware that pursuant to Section 887.05, 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 OFFICER OF RESPONSIBLE LAW ENFORCEMENT AGENCY: [Signature] DATE: 02/6/96
NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Barry, Sheriff
NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Dept.
MAILING ADDRESS: 2400 W. 33rd St, Orlando, FL 32839