



March 11, 1997  
Via Overnight

210 N. Park Ave.  
P.O. Drawer 200  
Winter Park, FL  
32790-0200

Florida Public Service Commission  
Division of Communications  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

970334-7C

Tel: 407-740-8575  
Fax: 407-740-0613

Re: Petition by Gateway Technologies, Inc. for exemption from rules and orders which prohibit concentration of line services for calls made from store-and-forward pay telephones located in confinement institutions

Dear Sir/Madam:

Enclosed for filing are the original and fifteen (15) copies of the above-referenced petition of Gateway Technologies, Inc.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for this purpose.

Questions regarding this filing may be directed to my attention at (407) 740-8575.

Yours truly,

Hal Stringer  
Consultant to  
Gateway Technologies, Inc.

cc: Nancy Lee - Gateway  
file: Gateway - FL  
tms: FL97002

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Petition for exemption from rules )  
and orders which prohibit concentration of )  
line services for calls made from )  
store-and-forward pay telephones located )  
in confinement institutions by )  
Gateway Technologies, Inc. )  
\_\_\_\_\_ )

Docket No. \_\_\_\_\_

**PETITION FOR WAIVER**

Pursuant to Commission Rule 25-24.505(3), Florida Administrative Code, Gateway Technologies, Inc. ("Gateway") petitions the Florida Public Service Commission ("Commission") for exemption from those rules and requirements prohibiting Gateway from utilizing line concentration in the provision of store-and-forward pay telephones to inmates of confinement institutions within the state of Florida. In support of its petition, Gateway states:

1. Petitioner's name and address are:

Gateway Technologies, Inc.  
1544 Valwood Parkway  
Suite 102  
Carrollton, Texas 75006  
Telephone: (972) 241-1535  
Facsimile: (972) 241-1537

2. All notices, orders or documents regarding this petition should be directed to:

Nancy Lee  
Treasurer  
Gateway Technologies, Inc.  
1544 Valwood Parkway, Suite 102  
Carrollton, Texas 75006  
Telephone: (972) 241-1535  
Facsimile: (972) 241-1537

and Hal Stringer  
Consultant to Gateway  
Technologies Management, Inc.  
P.O. Drawer 200  
Winter Park, FL 32790-0200  
Telephone: (407) 740-8575  
Facsimile: (407) 740-0613

3. Gateway Technologies, Inc. is incorporated under the laws of the State of Texas. Gateway filed an application for Certificate to Provide Pay Telephone Service on January 31, 1997 in Docket No. 97-0132-TC. Gateway's application is currently pending. At this time, the company does not provide service within the State of Florida.

4. Gateway proposes in its application for a Certificate to Provide Pay Telephone Service to offer telecommunications services to inmates of confinement institutions within the state of Florida similar to services it currently offers in other jurisdictions. The Company installs sophisticated premises equipment in confinement institutions that permits inmates to make outgoing, collect-only calls without the assistance of a live operator. The company's services are provided through telephone instruments connected to a centralized call processing unit with store-and-forward capability.

Through this equipment, the company provides a number of controls and restrictions that serve to reduce or eliminate fraudulent use of telephone services. These restrictions also provide the confinement institution with increased control over the use of the telecommunications services used by inmates of the institution.

5. Gateway seeks exemption from rules and orders restricting concentration of access lines connected to its equipment and instruments. Where traffic permits, the company desires to install its call processing systems with fewer access lines than instruments. The use of line concentration allows Gateway to deploy a greater number of instruments in facility locations which would not normally warrant dedicated access lines. A greater number of telephones simplifies a confinement institution's management of inmate access to telecommunications services.

6. Rules regarding line concentration were first adopted by the Commission in Order No. 14529, issued July 1, 1985. By this order, the Commission requires one pay telephone instrument be installed per access line. Order 14529 requires one PATS instrument per access line in order to prevent a busy signal when a customer or user attempts to use the payphone during an emergency situation.

Rule 25-24.515(9), Florida Administrative Code further requires that each telephone instrument be connected as provided in the tariff for the Local Exchange Carrier ("LEC") serving the institution. LEC tariffs generally contain language which permits only one instrument per line. The exemption requested by Gateway Technologies, Inc. is similar to one already granted by the Commission to ATN, Inc.<sup>1</sup> In its orders granting waivers to ATN, Inc., the Commission recognized that confinement institutions have their own emergency response systems in place and Rule 25-24.515(15), Florida Administrative Code, exempts payphones located in confinement facilities from the requirement to provide access to 911. For these reasons, the Commission describe as moot the requirement for one instrument per line with respect to emergency calls in confinement institutions.

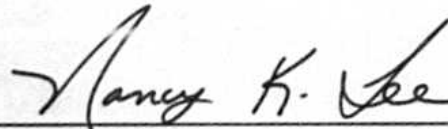
7. Gateway will design and engineer its systems so that the number of access lines installed is sufficient to support inmate call traffic during the busiest hour of the day. Should the exemption requested herein be granted, Gateway agrees to use no more than three telephone instruments per LEC access line in those institutions it will serve.

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<sup>1</sup> In Re: Petition for waiver of rules and orders which currently prohibit concentration of line services for calls made from store-and-forward coinless pay telephones located in confinement facilities, and for such other relief as may be appropriate, by ATN, Inc., Docket No. 960805-TC, Order No. PSC-96-1157-FOF-TC, Issued September 17, 1996.

WHEREFORE, Gateway Technologies, Inc. respectfully requests, subject to approval of its application for certification in Docket No. 97-0132-TC, that it be granted exemption from the provisions of Rule 25-24.515(9), Florida Administrative Code and Order No. 14529 issued July 1, 1985 relating to line concentration, and for such other relief as may be appropriate.

Respectfully submitted this 4<sup>th</sup> day of March, 1997.



Nancy Lee, Treasurer  
Gateway Technologies, Inc.  
1544 Valwood Parkway  
Suite 102  
Carrollton, Texas 75006