

CMU

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date June 11, 1997

Docket No. 970710-TC

1. Division Name/Staff Name Communications / Natalie Monteiro

2. OPR Natalie M. Monteiro (CMU)

3. OCR Will Cox (LEG)

4. Suggested Docket Title Request for exemption from requirement that each pay telephone station shall allow incoming calls, by BellSouth Public Communications, Inc.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

<u>BellSouth Public Communications, Inc.</u>	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:
 Documentation is attached.
 Documentation will be provided with recommendation.

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

June 5, 1997

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. _____
Waiver of Rule 25-24.515(8), F.A.C.

Enclosed please find the original and 5 copies of our request for waiver of Rule 25-24.515(8), F.A.C. which we ask you file in the above captioned matter.

We request that the pay telephones located at the addresses below be exempted from the provisions of Rule 25-24.515(8), 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 locations and numbers of the public telephones are as follows:

1009 S. W. 2nd Street (305) 545-9945
Miami, Florida 33130

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RECEIVED

Ms. Blanco S. Bayo
June 3, 1997
Page 2

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 locations 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,

Paul Smith
for

Assistant Vice-President - Regulatory
BellSouth Public Communications, Inc.

Please acknowledge receipt of this request for waiver by signing and returning the extra copy of this letter in the enclosed stamped, self addressed envelope.

RECEIVED:
Florida Public Service Commission
Tallahassee, Florida _____, 1997
(Date)

BY: _____

Enclosures

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

June 3, 1997

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2665 Park Street Jacksonville, Florida 32202	(904) 388-9522 (904) 388-9521
3646 Post Street Jacksonville, Florida 32205	(904) 388-9621 (904) 388-9517
3150 S. W. 52nd Ave. Pembroke Park, Florida 33023	(954) 983-9608



DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

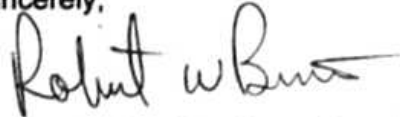
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