REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date July 15, 1997

Docket No. 970884-TC

١.	Division Name/Staff Name Communications / Natalie Monteiro					
2.	OPR_Hatelie M. Monteiro (CMU)					
3.	OCR_WILL COX (LEG)					
	Suggested Docket Title Request for exemption from requirement of Rule 25-24.515(8), Florida Administrative					
<u>Co</u>	de, 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. (<u>Hatch representatives to clients.</u>)					
	1. Parties and their representatives (if any)					
В	eliSouth Public Communications. Inc.					
-						
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	2. Interested Persons and their representatives (if any)					
7570						
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6.	Check one:					
	Documentation is ettached Documentation will be provided with recommendation.					

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PSC/RAR 10 (Revised 01/96)

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@ BELLSOUTH

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

July 8, 1997

SI

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:

1235 Lane Avenue South Jacksonville, FL 32210 (904) 781-9846

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.

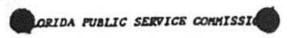
Sincerely,

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 C	ommission	
Tallahassee, Florida		, 1997
	(Date)	
BY:		

Enclosures



REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE MANBER: 904 - 781 - 98	16			
PHTSICAL LOCATION OF PAY TELEPHONE (ADDRESS):_	1235	LANE	AUE	5.
JACKSONVILLE EL 3221				
To deter criminal activity facilitated by indi- above, I request that I be granted an examption telephone location (Rule 25-24.515(8) or 25-4.07 based intercept at no charge to the end user and the telephone number which states: "Incoming of I, the undereigned owner or officer of the pa- declare that to the best of my knowledge and b I am aware that pursuant to Section 837.06, fill writing with the intent to mislead a public serv- a misdemeanor of the second degree. SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COM-	from the requi- 6(6).F.A.C., a to prominently sella blucked o y telephone co elief, the abo corida Statute vant in the per PANT:	rement that a appropria y display a at request oppany name ove informa 2, whoever riormance o	incoming te), I ag written n of lew en d below, tion is a knowingly f his offi	calls be received at the pay ree to provide central offica office directly above or below forcement. have read the foregoing and true and correct statement, makes a false statement in icial duty shall be guilty of
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY	CPRINT OR THE): James	s B. Ha	wkins
NAME OF PAY TELEPHONE COMPANY:				blic Communications, In
MAILING ADDRESS:		75 Ba	gby Dri	ve
		Homew	ood, AL	35209
the pay telephone number and location returned blocked at the pay telephone company will elial my signature below. I am aware that pursuant trials a tatement in writing with the intent to mishall be guilty of a misdemeanor of the second SIGNATURE OF LOCATION OWNER:		servent fi	the perf	DATE 4/22/97
MANE OF PAY TELEPHONE LOCATION OWNER CPRINT OR				
MILLING ADDRESS: 1233 -27 S. Lane	Aue	Jackso	مياالد	F1. 37210
I, the undersigned Chief of the law enforcement telephone is located, declare that to the best of and facilitated by incoming calls being received it is my belief that allowing incoming calls to that activity and ettest to the fact by my signation that activity and ettest to the fact by my signation that the performance of his official duty shall be go signature of chief of responsible LAW EMPORCEMENTAL AND EMPORTED	of my knowledge and at the pay the blocked at the pay the blocked at the below. I sent in writin wilty of a mis at AGENCY: LEF NATHY	and belief telephone i this pay te an susre this swith the designator	crisinal sumber and caphone with pursual intent to that seed	s location referenced shove. It simples or help central of to Settion 837.06, Florida plaied a public servent in ord degree. DATE 59 9
WHE OF LAW EMPORCEMENT AGENCY: JACKSONV				
MILING MORESS; JOI E. BAY ST.	JACKSO	white t	LORIDA	31102