REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

| Da | te September 4, 1997 |
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| ١. | Division Name/Staff Name Communications / Natalia Monteiro |
| 2. | CPR_Natelie H. Monteiro (CMU) |
| 3. | OCR_John Bowmen (LEG) |
| | Suggested Docket Title Request for exemption from requirement of Rule 25:24,515(8), Florida Administrative de, that each pay telephone station shall allow incoming calls, by BellSouth Public Communications, Inc. |
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| 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) |
| _# | ellSouth Public Communications, Inc. |
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| | 2. Interested Persons and their representatives (if any) |
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| 6. | Check one:XDocumentation is attached. |
| | Documentation will be provided with recommendation. |

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BellSouth Public Communications, Inc. 75 Bagby Drive Homewood, Alabama 25209

August 27, 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:

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:

1310 S. Tropical Trail Merritt Island, FL 32952 (407) 452-9687

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Ms. Blanco S. Bayo August 27, 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, Smill

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

FLORIDA PUBLIC SERVICE CONHISSION

REQUEST TO BLOCK INCOMING CALLS

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