REQUEST TO ESTABLISH DOCKET

Dat	e 04/10/98	Docket No. 4803/6-10
1.	Division Name/Staff Name Communication	ons/Isler
2.	OPRCommunications/Isler	
3.		Market Hardy Strike III and Market III and All
4.	Suggested wocket Title Request for	Exemption from Requirement of Rule 25-24,515(8), Florida
Ade	inistrative Code, That Each Pay Telephor	ne Station Shall Allow Incoming Calls by Peoples Telephone
Con	peny, Inc.	
5.	Suggested Docket Mailing List (attach :	separate sheet if necessary)
	as shown in Rule 25-22.104, F.A.C.	epanies or ACROMYMS ONLY regulated industries, or all others. (<u>Match representatives to clients.</u>)
	1. Parties and their representative	s (if any)
Pe	oples Telephone Company, Inc.	
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	2. Interested Persons and their rep	resentatives (if any)
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6.	Check one: XX Documentation is attached	ed.
	Documentation will be p	royided with recommendation.
1:1	PSC\RAR\MP\ESTDKT.	
	/RAR 10 (Revised 01/96)	POCUMENT AND SERVICE - DATE

DOCUMENT NUMBER-DATE



March 31, 1998

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

RECEIVED

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CMIII

RE: Docket No. _____ Waiver of Rule 25-24.515(8), F.A.C.

Dear Ms. Bayo:

On Behalf of Peoples Telephone Company, Inc. d/b/a PTC, enclosed please find the original and five copies of our request for waiver of Rule 25-24.515(8), F.A.C. Which we ask that 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:

904-345-0258

Boxley Enterprises #7 262 No. U.S. Hwy #1 Oak Hill, Florida 32759

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 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 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

Ms. Blanca S. Bayo March 31, 1998 Page 2

for waiver which is attached.

The Commission has previously granted waiver of this Rule in Order No. 97-0425, issued April 16, 1997, approving Peoples Telephone Company, Inc.'s petition for waiver of the rule for pay telephones located in Oak Hill, Fl. The owners had requested blocking of incoming cails to restrict the usefulness of the public phone for unlawful activity.

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

Sincerely,

Odalys Bencomo Regulatory Assistant

Enclosures

F WPSIDATA REGULA RANDEL PSCOLK INC

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

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