REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Geni-UI-TT

t	te05/11/98	Docket No. 100011
	Division Name/Staff Name Communications/Inter	
٠	OCR Legal Services	
	Suggested Docket Title Request for Exemption f	rom Requirement of Rule 25-24.515(8), Florida
h	ministrative Code, That Each Pay Telephone Station	Shall Allow Incoming Calls by ReilSouth Public
off	munications, Inc.	
	Suggested Docket Mailing List (attach separate sh	eet if necessary)
	A. Provide NAMES ONLY for regulated compenies or	ACRONYMS ONLY regulated industries,
	as shown in Rule 25-22.104, F.A.C. B. Provide COMPLETE name and address for all other	ers. (Match representatives to clients.)
	1. Parties and their representatives (if any)	
Ð:	eilSouth Public Communications, Inc.	
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	Interested Persons and their representative	es (if any)
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gj.cs	Check one:	
•	XX Documentation is attached.	
	Documentation will be provided wit	th recommendation.

I:\PSC\RAR\WP\ESTDKT.
PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE
05283 MAY II &
FPSC-RECORDS/REPORTING

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

May 5, 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 32399-0850



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:

420 Sun Lake Circle (407) 328-8208 Lake Mary, FL 32746

2837 Sun Lake Loop (407) 323-9972 Lake Mary, FL 32746

464 Sun Lake Circle (407) 323-9880 Lake Mary, FL 32746

RECEIVED

MAY 0 8 1998

CMU

Ms. Blanco S. Bayo May 5, 1998 Page 2

496 Sun Lake Circle Lake Mary, FL 32746 (407) 321-8450

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,

Manager - Regulatory

BellSouth Public Communications, Inc.

Ms. Blanco S. Bayo May 5, 1998 Page 3

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

RECEIVED:		
Florida Public Service C	Commission	
Tallahassee, Florida		, 1998
	(Date)	
BY:		

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: 407-3	328-8208
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 420	Sun Lake Circle ary, FL 32746 County: Seminole
To deter criminal activity facilitated by individed phone listed above, I request that I be graincoming calls be received at the pay tele 4.076(6).F.A.C., as appropriate). I agree to provito the end user and to prominently display a writtenumber which states: "Incoming calls blocked at resumber which states: "Incoming calls blocked at resumber which states:	viduals receiving incoming calls at the pay anted an exemption from the requirement that sphone location (Rule 25-24.515(8) or 25- ide central office based intercept at no charge en notice directly above or below the telephone
I, the undersigned owner or officer of the pay foregoing and declare that to the best of my known true and correct statement. I am aware that perhoever knowingly makes a false statement in writing the performance of his official duty shall be guited.	wledge and belief, the above information is a pursuant to Section 837.56, Florida Statutes, ing with the intent to mislead a public servant
SIGNATURE OF CHERFOFFICER OF PAY TELEPHONE COMPANY	DATE 5.3.98
MANE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRI	INT OR TYPE): James B. Hawkins
MAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications, In
MAILING ADDRESS:	75 Bagby Drive
	Homewood, AL 35209
that allowing incoming calls to be blocked at the that activity and attest to this fact by my signate 837.06, Florida Statutes, whoever knowingly makes mislead a public servant in the performance of his of the second degree.	ure below. I am aware that pursuant to Section
SIGNATURE OF LOCATION OWNER:	DATE 7/2 /28
NAME OF PAY TELEPHONE LOCATION OWNER (FRINT OR TYP	E) Sun Lake Apartments
MAILING ADDRESS: 420 Sun Lake Circle, Lake Mary,	FL 32746
I, the undersigned Chief of the law enforcement referenced pay telephone is located, declare the criminal activity is associated with and facilitate telephone number and location referenced above. In the blocked at this pay telephone will eliminate of fact by my signature below. I am aware that whoever knowingly makes a false statement in writing in the performance of his official duty shall be go	hat to the best of my knowledge and belief,
SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT	AGENCY: DATE 4/20/58
NAME & POSITION/TITLE (PRINT OR TYPE): Donald	
NAME OF LAW ENFORCEMENT AGENCY: Seminole Co	unty Sheriff's Office
MATLING ADDRESS: 1345 -28th Street.	

FLORIDA PUBLIC SERVICE CONNESSION

REQUEST TO BLOCK INCOMING CALLS

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 2837 S	
Lake M	un Lake Loop
	ery, FL 32746 County: Seminole
To deter criminal activity facilitated by individual telephone listed above, I request that I be grant incoming calls be received at the pay telephone (.076(6).F.A.C., as appropriate). I agree to provide to the end user and to prominently display a written number which states: "Incoming calls blocked at requirements of the end user and the prominents of the end user and to promine calls blocked at requirements."	ed an exemption from the requirement that one location (Rule 25-24.515(8) or 25- central office based intercept at no charge notice directly above or below the telephone
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IGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:_	
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT	OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communication
MAILING ADDRESS:	
	Homewood, AL 35209
mislead a public servant in the performance of his of the second degree.	
STONATURE OF LOCATION COMES.	DATE 4/2/98
SIGNATURE OF LOCATION OWNER:	
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE)	Sun Lake Apartments
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE)	Sun Lake Apartments
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE)	
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FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: 407-3: PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 464:	23-9880
Lar	te Mary, FL 32746 County: Seminole
	Participation & American Street
To deter criminal activity facilitated by individed phone listed above, I request that I be graincoming calls be received at the pay tele (.076(6).F.A.C., as appropriate). I agree to provide the end user and to prominently display a writtenumber which states: "Incoming calls blocked at re-	nted an exemption from the requirement that phone location (Rule 25-24.515(8) or 25- de central office based intercept at no charge on notice directly above or below the telephone
I, the undersigned owner or officer of the pay foregoing and declare that to the best of my know true and correct statement. I am sware that purhoever knowingly makes a false statement in writing in the performance of his official duty shall be gu	wiedge and belief, the above information is a utsusht to Section 837.26, Floride Statutes, ng with the intent to mislead a public servant lity of a misdemeanor of the second degree.
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY	1
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRI	NT OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY:	
MAILING ADDRESS:	75 Bagby Drive
SOURCE CONTROL OF STREET	Homewood, AL 35209
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FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

HYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 496 Su	Mary, FL 32746 County: Seminole
	vanily in Serve Councy, Sample
o deter criminal activity facilitated by individual elephone listed above, I request that I be grant nooming calls be received at the pay teleph. 076(6).F.A.C., as appropriate). I agree to provide the end user and to prominently display a written number which states: "Indoming calls blocked at requirements."	ed an exemption from the requirement that one location (Rule 25-24.515(8) or 25- or central office based intercept at no charge notice directly above or below the telephone
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MAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT	OR FYPE): James B. Hawkins
MAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications,
MAILING ADDRESS:	75 Bagby Drive
	Honewood, AL 35209
t, the undersigned owner of the above referenced pay of my knowledge and belief, criminal activity is a calls being received at the pay telephone number and that allowing incoming calls to be blocked at the path activity and attest to this fact by my signature 337.06, Florida Statutes, whoever knowingly makes a statute of the statute	associated with and facilitated by incoming location referenced above. It is my belief by telephone will eliminate or help control a below. I am aware that pursuant to Section false statement in writing with the intent to
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