#### REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

	(PLEASE TITE)
Date	August 6, 1998 Bocket No. 98/002-70
1. (	Division Name/Staff Name Communications/Islar
2. (	OPR Commications/Isler
5. (	DCRtegal_Services
<b>4.</b> 1	Puppested Docket Title Request for Exemption from Requirement of Rule 25-24,515(8), Florida
Admi	nistrative Code. That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public
Comm	mications, Inc.
5. (	Ruggested Docket Hailing List (attach separate sheet (f necessary)
	i. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries,
	as shown in Rule 25-22.104, F.A.C. I. Provide COMPLETE name and address for all others. ( <u>Match representatives to clients.</u> )
	1. Parties and their representatives (if any)
Sel	South Public Communications, Inc.
	2. Interested Persons and their representatives (if any)
	· · · · · · · · · · · · · · · · · · ·
. Ch	eck one:XX_ Documentation is attached.
	Documentation will be provided with recommendation.
. 1.00	C\ DAB\LEN TETNYT

PSC/RAR 10 (Revised 01/96)

DOCUMENT SIMBER-DATE



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

July 2, 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:

RECEIVED In 0 6 1996



3673 Park Street Jacksonville, FL 32205 (904) 389-9136

Ms. Blanco S. Bayo July 2, 1998 Page 2

3673 Park Street Jacksonville, FL 32205	(904) 389-9254
3621 Park Street Jacksonville, FL 32205	(904) 384-2278
3621 Park Street Jacksonville, FL 3?205	(904) 389-8885

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

O

Manager - Regulatory

BellSouth Public Communications, Inc.

MAILING ADDRESS

## FLORIDA PUBLIC SERVICE COMMISSION REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER (904) 389-9136 PHYSICAL LOCATION OF TELEPHONE (ADDRESS) 3673 Pack St Jacksonville, Florida (COUNTY: DUVAL) 32205 To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I requested that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(8) or 25-4.076(6).F.A.C., as appropriate. I agree to provide central office base intercept at no charge to the end user at to prominently display a written notice direction above or below the telephone number which states: "Incoming calls blocked at the request of Law Enforcement". I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to minlead a public servant in the performance of his official duty shall be guilty of a mindementor of the second degree. DATE 6-30-98 SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY NAME OF OWNER/OFFIER OF PAY TELEPHONE COMPANY (PRINT OF TYPE) James B. Hawkins NAME OF PAY TELEPHONE COMPANY: Bellsouth Public Communications, Inc. Bagby Dr., Homewood, A1 35209 MAILING ADDRESS: I, the undersigned owner of the above referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attent to this fact by my signature below. I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree. DATE 5-6-28 SIGNATURE OF LOCATION OWNER: NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE) 60066 SAFAR Park St., Jav., Fl. 32205 MAILING ADDRESS: I, the undersigned Chief of the Law Enforcement Agency of the jurisdiction in which the above referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attent to this fact by my signature below. I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official puty shall be guilty of a misdemeanor of the soxed degree. SIGNATURE OF CHIEF OR RESPONSIBLE LAW ENFORCEMENT AGENCY NAME & POSITION/TITLE (PRINT OR TYPE) NAME OF LAW ENFORCEMENT AGENCY: JACKSONVILLE SHERIFF'S OFFICE

501 E. BAY STREET, JACKSONVILLE, FLORIDA, 32202

A/c &CB

# FLORIDA PUBLIC SERVICE COMMISSION REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER_ (904) 389 - 9254
PHYSICAL LOCATION OF TELEPHONE (ADDRESS) 3673 Pack St.
Icksonville, Florida 32205 (COUNTY: DUVAL)
To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I requested that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(8) or 25-4.076(6).F.A.C., as appropriate. I agree to provide central office base intercept at no charge to the end user at to prominently display a written notice direction above or below the telephone number which states: "Incoming calls blocked at the request of Law Enforcement"
I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: Company: Date 6-30-8
NAME OF OWNER/OFFIER OF PAY TELEPHONE COMPANY (PRINT OR TYPE) James B. Hawkins
NAME OF PAY TELEPHONE COMPANY: Bellsouth Public Communications, Inc.
MAILING ADDRESS: 75 Bog by Or. Homewood, Al. 35209
L the undersigned owner of the above referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attest to this fact by my signature below I am aware that pursuant to acction 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdementor of the accord degree.
SIGNATURE OF LOCATION OWNER: Cary CS Jon DATE 5-6-98
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE) GEORGE SA GAIP
MAILING ADDRESS: 3673 Pack St., Jay, F1. 32205
I, the undersigned Chief of the Law Enforcement Agency of the jurisdiction in which the above referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attest to this fact by my signature below. I am aware that pursuant to section §37.05, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of the official state shall be guilty of a misdemeanor of the second degree.  SIGNATURE OF CHIEF OR RESPONSIBLE LAW ENFORCEMENT AGENCY  DALE 5-1-58
NAME & POSITION/TITLE (PRINT OR TYPE) Shealff
NAME OF LAW ENFORCEMENT AGENCY: JACKSONVILLE SHERIFF'S OFFICE
MAILINO ADDRESS: 501 E. BAY STREET, JACKSONVILLE, FLORIDA, 32202

## FLORIDA PUBLIC SERVICE COMMISSION REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUME					
PHYSICAL LOCATION C	F TELEPHON	E (ADDRESS)	3621 Park	St.	
Jackson ville, 1					Y: L-UVAL)
To deter criminal activity facilitate exemption from the requirement appropriate. I agree to provide centrel below the telephone number which	that incoming call tral office base into	s be received at the pa groupt at no charge to the	y telephone location (Rul e and user at to prominently	e 25-24.515(8) or	25-4.076(6).F.A.C., as
<ol> <li>the undersigned owner or officer and belief, the above information is makes a false statement in writing with the second degree.</li> </ol>	s a true and correct with the intent to mi	statement. I am aware islead a public servant in	that pursuant to section 83 the performance of his office	17.06, Florida Statut ial duty shall be gui	es, whoever knowingly by of a mindemenor of
SIGNATURE OF OWNER/OFFIC	ER OF PAY TELL	EPHONE COMPANY:	James B My	him	DATE 6:31 4
NAME OF OWNER/OFFICER OF	PAY TELEPHON	E COMPANY (PRINT (	OR TYPE) James B	. Hawkins	
NAME OF PAY TELEPHONE OF	DAPANY: BE	ell south P	ablic Como	nunication	ens, Inc
MAILING ADDRESS :	Bagby C	ku Homen	good, Al.	35209	
l, the undersigned owner of the al associated with and facilitated by allowing incoming calls to be block I am aware that pursuant to section servant in the performance of his of	incoming calls being and at this pay telep 837.06, Florida Su Ticial duty shall be	ng received at the pay t hone will eliminate or h stutes, whoever knowing guilty of a misdemesnor	elephone number and local elp control that activity and ly makes a false statement in of the second degree.	tion referenced above I I attest to this fact in writing with the in	e. It is my belief that by my signature below.
SIGNATURE OF LOCATION OF	WNER:	ff Lin	engle		DATE 3 -6-98
NAME OF PAY TELEPHONE LO	OCATION OWNE	R (PRINT OR TYPE)	ALFRED	64ANAYE	M
MAILING ADDRESS: 362	1 PURIC	St. JAV	FR 327	05	
I, the undersigned Chief of the Law the best of my knowledge and belia and location referenced above. It activity and I attest to this fact by false statement in writing with the second degree.  SIGNATURE OF CHIEF OR RES	of, criminal activity is my belief that a my signature belo- intent to mislead a	is associated with and fi flowing incoming calls in a sware that pure public servant in the po-	scilitated by incoming calls to be blocked at this pay to suant to section 837.06, Flor formance of his official d	being received at the elephone will elimin orida Statutes, whose	e pay telephone number age or help control that wer knowingly makes a
NAME & POSITION/TITLE (PRI	ENT OR TYPE)_	Shuift			
NAME OF LAW ENFORCEMEN	T AGENCY :	JACKSONVILLE !	SHERIFF'S OFFICE		
MAILING ADDRESS:	501 E	BAY STREET, JACKS	ONVILLE FLORIDA 32	202	

MAILING ADDRESS:

#### FLORIDA PUBLIC SERVICE COMMISSION

#### REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER (904) 389-8885 PHYSICAL LOCATION OF TELEPHONE (ADDRESS) 3621 PACK ST Jacksonville Florida 32205 (COUNTY: DUVAL) To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I requested that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(8) or 25-4.076(6).F.A.C., as appropriate. I agree to provide central office base intercept at no charge to the end user at to prominently display a written notice direction above or below the telephone number which states: "Incoming calls blocked at the request of Law Enfor-ment". I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: DATE 6.94 NAME OF OWNER/OFFIER OF PAY TELEPHONE COMPANY (PRINT OR TYPE) James B. Hawkins NAME OF PAY TELEPHONE COMPANY: Bellsouth Public Communications, Inc Bagby Or. Homewood, Al. MAILING ADDRESS: 75 I, the undersigned owner of the above referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attest to this fact by my signature below I am aware that pursuant to section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree. DATE 5-6.54 SIGNATURE OF LOCATION OWNER: NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE) ME FRED GHANAYEM MAILING ADDRESS 3621 Park St. JAY. FL 32205 I, the undersigned Chief of the Law Enforcement Agency of the jurisdiction in which the above referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and I attest to this fact by my signature below. I am aware that pursuant to section 827.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servent in the performance of his official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF CHIEF OR RESPONSIBLE LAW ENFORCEMENT AGENCY NAME & POSITION/TITLE (PRINT OR TYPE) Shaw JACKSONVILLE SHERIFF'S OFFICE NAME OF LAW ENFORCEMENT AGENCY:

501 E. BAY STREET, JACKSONVILLE, FLORIDA, 32202