

REQUEST TO ESTABLISH DOCKET  
(PLEASE TYPE)

Date September 15, 1998

Docket No. 981146-TC

1. Division Name/Staff Name Communications/Isler
2. OPR Communications/Isler
3. OCR Legal Services

4. Suggested Docket Title Request for Exemption from Requirement of Rule 25-26.515(8), Florida Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by Coin-Tel, 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. (Match representatives to clients.)

1. Parties and their representatives (if any)

<u>Coin-Tel, Inc.</u>	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:
- Documentation is attached.
- Documentation will be provided with recommendation.

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

DOCUMENT NUMBER-DATE  
**70172 SEP 16 8**  
FPSC-RECORDS/REPORTING



## Coin - Tel, Inc.

"The Most Dependable Name in Pay Phones"

RECEIVED

SEP 11 1998

CMT

September 9, 1998

Ms. Paula Isler  
State of Florida  
Public Service Commission  
Division of Records and Reporting  
Capital Circle Office Center  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

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

Dear Ms. Isler

On behalf of Coin-Tel, Inc., enclosed please find the 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 telephone located at the address 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 Commission." The location(s) and number(s) of the public telephones are as follows

Rosemont Shell	(407) 298-9627
4680 N. Orange Blossom Trail	(407) 298-9629
Orlando, FL 32804	

Ms Paula Isier  
September 9, 1998  
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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 location provider for the location identified above has either joined in or agreed to his request for waiver, which is attached.

The Commission has previously granted a waiver of this Rule in Order No 97-0273, issued March 11, 1997, approving Coin-Tel's petition for waiver of the rule for pay telephones located in Orlando. The owners had requested blocking of incoming calls 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,

COIN-TEL, INC.



Yolanda Smith

Enclosures

**FLORIDA PUBLIC SERVICE COMMISSION**  
**REQUEST TO BLOCK INCOMING CALLS**

PAY TELEPHONE NUMBER, ~~ONE NUMBER PER REQUEST, NO PORTING~~ (407) 298-9627  
PHYSICAL LOCATION OF PAY TELEPHONE ADDRESS: Assecoat Shell  
4680 N. Orange Blossom Trail, Del Prado FL 32804

To clear criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(9) or 25-4.079(5), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-user and to promptly display a written notice directly above or below the telephone number which states: "Incoming calls blocked at 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 Statute, 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: MR. M. Attanasio DATE 9/19/98

NAME OF PAY TELEPHONE COMPANY: Coin Tel, Inc.

MAILING ADDRESS: 5122 West Knox St, Tampa FL 33634

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 the pay telephone will eliminate or help control that activity and attest to the fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statute, 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 LOCATION OWNER: Debbie Dudley DATE 9/1/98

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE):

MAILING ADDRESS: 4680 N. Orange Blossom Trail, Del Prado, FL 32804

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 the pay telephone will eliminate or help control that activity and attest to the fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statute, 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 CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: [Signature] DATE 09-3-98

NAME & POSITION/TITLE (PRINT OR TYPE): Sheriff of Orange County

NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Office

MAILING ADDRESS: 2406 N. 33rd, Street  
Orlando, Florida 32839

**FLORIDA PUBLIC SERVICE COMMISSION**

**REQUEST TO BLOCK INCOMING CALLS**

PAY TELEPHONE NUMBER (ONE NUMBER PER REQUEST. NO EXCEPTIONS) (407) 298-9629

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): Rosemont Shell  
4680 N. Orange Blossom Trail, Orlando FL 32804

To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request 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 25-4.078(8), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-user and to prominently display a written notice directly above or below the telephone number which states: "Incoming calls blocked at 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: MR M DATE 9/1/98

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): M. Albanese

NAME OF PAY TELEPHONE COMPANY: Coin-Tel, Inc.

MAILING ADDRESS: 5122 W. Knox St. Tampa, FL 33634

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 the pay telephone will eliminate or help control that activity and 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.

SIGNATURE OF LOCATION OWNER: Dorothy Dudley DATE 9/1/98

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Dorothy Dudley

MAILING ADDRESS: #480 N. Orange Blossom Trail Orlando, FL 32804

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 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.

SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: [Signature] DATE 9.3.98

NAME & POSITION/TITLE (PRINT OR TYPE): Sheriff of Orange County

NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriff's Office

MAILING ADDRESS: 2400 W. 33rd. Street  
Orlando, Florida 32839