

STATE OF FLORIDA

Commissioners:
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DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

September 22, 1998

Mr. Walter McNeil, Chief of Police
Tallahassee Police Department
234 E. 7th Avenue
Tallahassee, FL 32301

980763-TC

Re: Payphone Incoming Call Blocking Requests

Dear Chief McNeil:

At the direction of the Florida Public Service Commission (FPSC), I am writing to ask for your assistance with a matter presently before the Commission. It is my understanding that FPSC Commissioner Joe Garcia's aide, Jorge Cruz-Bustillo, called you and your assistant, Carol Hendrix, earlier this month to discuss incoming call blocking waivers of two pay telephones located in Tallahassee. A copy of the two waiver requests are attached for your reference.

According to Mr. Cruz-Bustillo, he was told that the payphone located at 1521 Lake Bradford Road (Kennedy Drive Trailer Park) is in a high-crime area and that from January, 1997, to the present, the payphone was used 21 times to report problems ranging from domestic violence to drug-related crimes. The other payphone, located at the Motel 6, 1027 Apalachee Parkway, allegedly has "drug activity" going on around the motel, and that the payphone has been used to report crimes.

For each pay telephone location specified in the waiver requests, please explain how blocking incoming calls at these pay telephones may eliminate or help control any criminal activity taking place. In addition, please provide any written documentation that supports these requests for incoming call blocking. Examples of documentation include police reports, citizen complaints, or community policing action plans.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1 _____
- WAS _____
- OTH _____

DOCUMENT NUMBER - DATE

10502-SEP 23 98

FPSC - RECORDS/REPORTING

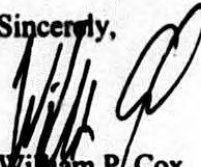
Mr. Walter McNeil, Chief of Police

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Thank you in advance for your attention to this matter. The Commission staff would request that you reply on or before October 15, 1998. Please contact me at 850/ 413-6204 should you have any questions or concerns regarding this matter.

Sincerely,



William P. Cox

Staff Attorney, Division of Legal Services

WPC:wpc

cc: Commissioner Joe Garcia
Paula Isler
Rick Moses

FLORIDA PUBLIC SERVICE COMMISSION
REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: 514-574-6163
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1521 NW 4th St, Ft. Lauderdale, FL 33301

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 25-24.51(9) or 25-4.07(6)(g), F.A.C., as appropriate). I agree to provide control office based intercept at no charge to the end-user and to permanently display a written notice directly 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 obtain 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: Bruce Raymond DATE: 5.30.98
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): BRUCE RAYMOND, EVR Regulatory Affairs
NAME OF PAY TELEPHONE COMPANY: PEOPLE'S TELEPHONE COMPANY INC
MAILING ADDRESS: 2388 NW 87TH PLACE MIAMI FLORIDA 33172

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 assist 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 raise a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF LOCATION OWNER: [Signature] DATE: 06/03/98
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): JAMES W. BAKER III
MAILING ADDRESS: 1521 NW Bradford Road Tall. FL 32310

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 assist 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: 02/03/98
NAME & POSITION/TITLE (PRINT OR TYPE): Chief, White House
NAME OF LAW ENFORCEMENT AGENCY: Federal Bureau of Investigation
MAILING ADDRESS: 254 E 7th Avenue Tallahassee FL 32301

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS



PAY TELEPHONE NUMBER: (850) 656-9925

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): Motel 6 #1073
1027 Apalachee Pkwy., Tallahassee, FL 32301

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 25-4.076(6), 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: [Signature] DATE 4-23-98

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): La Velle Rixie

NAME OF PAY TELEPHONE COMPANY: Sprint-Florida

MAILING ADDRESS: P.O. Box 165000

Altamonte Springs, FL 32710-5000
FLALTD0101

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: [Signature] DATE 3/30/98

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

MAILING ADDRESS: Intera Communications

P.O. Box 16347
Minneapolis, MN 55416-0347

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 03/30/98

NAME & POSITION/TITLE (PRINT OR TYPE): Walter McNeil, Chief of Police

NAME OF LAW ENFORCEMENT AGENCY: Tallahassee Police Department

MAILING ADDRESS: 234 East Seventh Avenue, Tallahassee, FL 32303