# REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Dat	Docket No. 99050	7-72
1.	. Division Name/Staff Name Communications/Isler	
2.		
3.		
4.	. Suggested Docket Title Request for Exemption from Requirement of Rule 25-24.515(13), Florida	
Adm	administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public	
Com	Communications, Inc.	
5.	<ul> <li>Suggested Docket Mailing List (attach separate sheet if necessary)</li> </ul>	
٥.		
	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)	
la.	James B. Hawkins	
	James D. Hankillo	
	2. Interested Persons and their representatives (if any)	
6.	S. Check one:  Documentation is attached.  Documentation will be provided with recommendation.	
I:\	:\PSC\RAR\WP\ESTDKT.	
	PSC/RAR 10 (Revised 01/96)	

DOCUMENT NUMBER-DATE

05152 APR 21 8

# RECEIVED-FPS BELLSOUTH

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

RECORDS AND REPORTING

April 14, 1999

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

RECEIVED

APR 20 1999

CMU

Dear Ms. Bayo:

Enclosed please find the original and 5 copies of our request for a two-year waiver of Rule 25-24.515(13), 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 exempt for a period of two years from the provisions of Rule 25-24.515(13), 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:

9710 S. Grand Duke Cirle Tamarac, FL 33321

(954) 724-8239

5975 Golden Beauty Lane Tamarac, FL 33321

(954) 726-9159

Ms. Blanco S. Bayo April 14, 1999 Page 2

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.

### FLURIDA PUBLIC SERVICE COMMISSION

### REQUET TO BLOCK INCOMING CALL

d	Original Request	(check one)	□ Subsequent Request
~	Culture Dedacar	(cuern nue)	- Sanscrinent wedaring

PAY TELEPHONE NUMBER: (ONE NUMBER	PER REQUEST, NO E	KCEPTIONS 954	-724-8239
PHYSICAL LOCATION OF PAY TELEPHONE	(ADDRESS): 9710	5 Grand	Duke cir
Tamarac, EL 3332/	COUNTY	DROWARD	
NAME OF BUSINESS WHERE PAY TELEPHO	NE IS LOCATED	luna the	Bay Poo
To deter criminal activity inclinated by I request that I be granted an exemption from location (Rule 25-24.515(13), F.A.C. I agree and to prominently display a written notice display a blocked at request of law enforcement."	the requirement that to provide central effi	incoming calls be rece ce based intercept at :	ived at the pay telephone
I, the undersigned owner or officer of the declare that to the best of my knowledge and aware that pursuant to Section 837.06, Fierida the intent to minimal a public-servant in the procond degree.	ballet, the above info Statutes, whoever knower known erformance of his offic	rmation is a true and owingly makes a false ial duly shall be guilty	correct statement. I am statement in writing with of a misdemeanor of the
Signature of owner/officer of Pay Telepi	1	<u>-</u>	DATE: 4.7.99
name of owner/officer of Pay Telephone			<del></del>
name of pay telephone company:	BellSouth Pu	blic Communicat	ions, Inc.
Mailing address & Telephone Number:	75 Bagby Dri	ve	
	Homewood, Al	<u> 35209 (20</u>	5) 943-2500
knowledge and belief, criminal activity is associated phone number and location referenced about telephone will eliminate or bely control that pursuant to Section \$37.06, Florida Statistent to mislead a public-servant in the persecond degree.  SEGNATURE OF LOCATION OWNER:  MAILING ADDRESS & TELEPHONE NUMBER:  Boca Raton, FL	ormance of his efficient of types Plus Plus AS, 951 Bro	Manage Agent for Manage Agent for Manage Agent for Manage Agent for Manage Agent Agent HOA  Ken Sound Par	ment in writing with the of a miedemeanor of the Mathy Assoc  DATE: 3/30/99  The  Kway, Suite 250
I, the undersigned Chief of the law en pay telephone is located, declare that to the best facilitated by incoming calls being received as	aforcement agency in t of my knowledge an	the jurisdiction in wh belief, criminal activ	ich the above-referenced ity is associated with and
belief that allowing incoming calls to be blocke attest to this fact by my signature below. I as knowingly makes a faise statement in writing official duty shall be guilty of a misdemeanor of	d at the pay telephone in aware that pursual with the intent to mis I the second degree.	win cummate or neip it to Section 837.06, F and a public-servant i	control that activity and lorida Statutes, whoever in the performance of his
eignature of chief of responsible law en			DATE: 3/8/98
name a position/title (print or type):	CHIEF MICHAEL C.	GOLDSTEIN / 1908	
name of law enforcement agency: $\underline{\mathcal{BL}}$			(B50)
mailing address a telephone number: 2		1 Blod, Ft. La 831 8499	ud., FL 33312

### FLURIDA PUBLIC SERVICE COMMISSION

## REQUEST TO BLOCK INCOMING CALL

EEB 2 5 1999

Original Request	(check one)	□ Subsequent Request
1 3		<u>~</u> .

PAY TELEPHONE NUMBER: (OUR UNITER	r per request, no exc	CEPTIONS 454	1126-7139
PAY TELEPHONE NUMBER: (ONE NUMBER PHYSICAL LOCATION OF PAY TELEPHONE	E (ADDRESSE: 597	5 Golden	Beauty L
Tamarac, FL 33	3321 (DUNTY)	BROWARD HAY	bor
name of business where pay telepho		lum to	tool)
To deter criminal activity facilitated by I request that I be granted an exemption frot location (Rule 25-24.515(13), F.A.C. I agree and to prominently display a written notice deals blocked at request of law enforcement."	in the requirement that is a to provide central office directly above or below the	coming calls be received at n	ved at the pay telephon o charge to the end-use
I, the undersigned owner or officer of declare that to the best of my knowledge amovare that pursuant to Section 837.06, Florid the intent to minicad a public-servant in the percond degree.	al belief, the above inform la Statutes, whoever know parformance of his officia	nation is a true and o vinely makes a false s	correct statement. I an tatement in writing with of a misdemeanar of th
tignature of owner/officer of Pay Teles	í	2 10. 1 Jasime	DATE: 4.7.99
vame of owner/officer of Pay Telephone			
NAME OF PAY TELEPHONE COMPANY:		blic Communicat	ions, Inc.
MALLING ADDRESS & TELEPHONE NUMBER:	/5 Bagby Dri	ve	
	Homewood, AL	35209 (2	05) 943-2500
conviering and belief, criminal activity is associately hone number and location referenced at the pursuant to Section \$37.06, Florida Stantent to mislead a public-servant in the personnel of Location owners:  HIGHATURE OF LOCATION OWNER:  HABLING ADDRESS & TELEPHONE NUMBER:  ROCA RATON, F.L.	bove It is my belief that hat activity and attent to stute, whoever knowing informance of his official over Troperty Ma  (PRINT OR TYPE), Plum  A S. 95/ Broke	allowing incoming c this fact by my signs y makes a labe states duty shall be guilty of Plum makes Agent for Master Ho m Sound Park	alls to be blocked at the stare below. I am awar ment in writing with the fa miedemeanor of the Master Assec  DATE: 3/30/99  A, Inc.
I, the undersigned Chief of the law on the plant is located, declare that to the be actilitated by incoming calls being received a clief that allowing incoming ealls to be block attest to this fact by my signature below. I a knowingly makes a faise statement in writing efficial duty shall be guilty of a misdemeanor discourage of the chief of the construction of th	est of my knowledge and the pay telephone number at the pay telephone varies aware that gursuant g with the intent to misles of the second degree.	belief, criminal activitation ref will eliminate or help of to Section 837.06, Fi ad a public-servant in	ly is associated with an erenced above. It is my control that activity an orida Statutes, whoeven the performance of hi