

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date August 14, 2000

Docket No. 001137-TU

1. Division Name/Staff Name Competitive Services/Isler
2. OPR Competitive Services/Isler
3. OCR Legal Services
4. Suggested Docket Title Request for Exemption from Requirement of Rule 25-24.515(13), Florida Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public Communications, 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)

Richard H. Holmes _____

2. Interested Persons and their representatives (if any)

6. 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
09810 AUG 14 B
EPSC-RECORDS/REPORTING



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

2000 AUG 11 PM 3:49

DEPARTMENT OF
COMPETITIVE SERVICES

August 3, 2000

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(13), F.A.C.

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:

Curry Ford East Shopping Center (407) 282-9728
7342 Curry Ford Road
Orlando, FL 32822

Curry Ford East Shopping Center (407) 277-9983
7342 Curry Ford Road
Orlando, FL 32822

1000 AUG 11 11 51 AM '00
DEPARTMENT OF
COMPETITIVE SERVICES

Ms. Blanco S. Bayo
August 3, 2000
Page 2

Curry Ford East Shopping Center (407) 277-9978
7342 Curry Ford Road
Orlando, FL 32822

Curry Ford East Shopping Center (407) 277-9750
7342 Curry Ford Road
Orlando, FL 32822

Curry Ford East Shopping Center (407) 380-9219
7342 Curry Ford Road
Orlando, FL 32822

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 – Business Office
BellSouth Public Communications, Inc.

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS): (407) 282-9728
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): CURRY FORD EAST SHOPPING CENTER
7342 Curry Ford Road through 2330 Goldenrod Road, Orlando, FL 32822
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: CURRY FORD EAST SHOPPING CENTER

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(13), F.A.C. 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: *Richard H. Holmes* DATE: 7/14/00
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.
MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
Homewood, AL 35209
(205) 943-2500

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: *Rose Shorkey, as agent for owner* DATE: 05/29/00
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Curry Ford Associates, Ltd.
MAILING ADDRESS & TELEPHONE NUMBER: c/o Trammell Crow Company (407) 849-2883
315 E. Robinson Street, Suite 400
Orlando, FL 32801

I, the undersigned Chief of the law enforcement agency in 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 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: 6/22/2000
NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Beary, Sheriff of Orange County
NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriffs Office
MAILING ADDRESS & TELEPHONE NUMBER: Post Office Box 1440
Orlando, Florida 32802-1440
407-836-3701

FLORIDA PUBLIC SERVICE COMMISSION

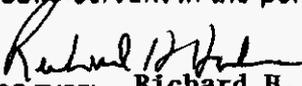
REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (407) 277-9983
 PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): CURRY FORD EAST SHOPPING CENTER
 7342 Curry Ford Road through 2330 Goldenrod Road, Orlando, FL 32822
 NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: CURRY FORD EAST SHOPPING CENTER

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(13), F.A.C. 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:  DATE: 7/14/02
 NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
 NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.
 MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
 Homewood, AL 35209
 (205) 943-2500

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: *Rose Shorter, as agent for owner* DATE: 05/29/00
 NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Curry Ford Associates, Ltd.
 MAILING ADDRESS & TELEPHONE NUMBER: c/o Trammell Crow Company (407) 849-2883
 315 E. Robinson Street, Suite 400
 Orlando, FL 32801

I, the undersigned Chief of the law enforcement agency in 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 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:  DATE: 6/22/2000
 NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Beary, Sheriff of Orange County
 NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriffs Office
 MAILING ADDRESS & TELEPHONE NUMBER: Post Office Box 1440
 Orlando, Florida 32802-1440
 407-836-3701

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (407) 277-9978

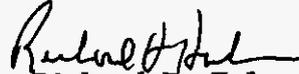
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): CURRY FORD EAST SHOPPING CENTER
7342 Curry Ford Road through 2330 Goldenrod Road, Orlando, FL 32822

NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: CURRY FORD EAST SHOPPING CENTER

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(13), F.A.C. 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:



DATE: 7/10/00

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes

NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.

MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
Homewood, AL 35209
(205) 943-2500

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: *Todd Shover, as agent for owner*

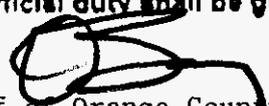
DATE: 05/29/00

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Curry Ford Associates, Ltd.

MAILING ADDRESS & TELEPHONE NUMBER: c/o Trammell Crow Company (407) 849-2883
315 E. Robinson Street, Suite 400
Orlando, FL 32801

I, the undersigned Chief of the law enforcement agency in 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 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:



DATE: 6/22/2000

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

NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriffs Office

MAILING ADDRESS & TELEPHONE NUMBER: Post Office Box 1440
Orlando, Florida 32802-1440
407-836-3701

Form PSC/CMU-2 (02/99)

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

? Original Request (check one) ? Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (407) 277-9750
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): CURRY FORD EAST SHOPPING CENTER
7342 Curry Ford Road through 2330 Goldenrod Road, Orlando, FL 32822
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: CURRY FORD EAST SHOPPING CENTER

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(13), F.A.C. 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: *Richard H. Holmes* DATE: 7/14/00
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.
MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
Homewood, AL 35209
(205) 943-2500

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: *Rose Shuck, as agent for owner* DATE: 05/29/00
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Curry Ford Associates, Ltd.
MAILING ADDRESS & TELEPHONE NUMBER: c/o Trammell Crow Company (407) 849-2883
315 E. Robinson Street, Suite 400
Orlando, FL 32801

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SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: *[Signature]* DATE: 6/22/2000
NAME & POSITION/TITLE (PRINT OR TYPE): Kevin Beary, Sheriff of Orange County
NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriffs Office
MAILING ADDRESS & TELEPHONE NUMBER: Post Office Box 1440
Orlando, Florida 32802-1440
407-836-3701

FLORIDA PUBLIC SERVICE COMMISSION

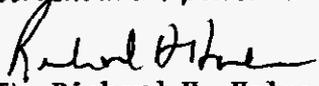
REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) Subsequent Request

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (407) 380-9219
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): CURRY FORD EAST SHOPPING CENTER
7342 Curry Ford Road through 2330 Goldenrod Road, Orlando, FL 32822
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: CURRY FORD EAST SHOPPING CENTER

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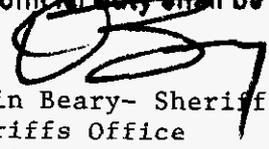
I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a 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: *5/17/00*
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
NAME OF PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.
MAILING ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
Homewood, AL 35209
(205) 943-2500

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SIGNATURE OF LOCATION OWNER: *Rose Shorter, as agent for owner* DATE: 05/29/00
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Curry Ford Associates, Ltd.
MAILING ADDRESS & TELEPHONE NUMBER: c/o Trammell Crow Company (407) 849-2883
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SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY:  DATE: 5/22/2000
NAME & POSITION/TITLE (PRINT OR TYPE): The Honorable Kevin Beary- Sheriff of Orange County Florida
NAME OF LAW ENFORCEMENT AGENCY: Orange County Sheriffs Office
MAILING ADDRESS & TELEPHONE NUMBER: Post Office Box 1440
Orlando, FL 32802-1440 (407) 836-3701