



Tel leasing Enterprises, Inc.
Office of Regulatory Affairs
813-628-8000

January 15, 2001

Ms. Blanca S. Bayo
Director, Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center, Rm. 110
Tallahassee, FL 32399-0850

Re: Docket No. 010239-TC
WAIVER OF RULE 25-24.515(13), F.A.C.

Dear Ms. Bayo:

Enclosed please find the original and five 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 telephone located at the address 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 location and number of the public telephone is as follows:

Friendly Convenience (727) 328-4176
3710 Central Ave
St. Petersburg, FL 33711

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 telephone at this location for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephone for these individuals. This location does not fit within the delineated exceptions to the rule and therefore this request for

DOCUMENT NUMBER-DATE

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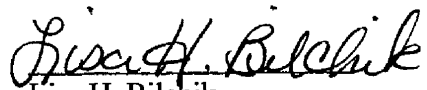
FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo
September 2, 1999
Page 2

waiver is appropriate. The location provider for the location identified above has either joined in or agreed to this request for waiver, which is attached.

Please advise by Order if our request for waiver has been accepted.

Sincerely,

A handwritten signature in cursive script, reading "Lisa H. Bilchik".

Lisa H. Bilchik
Regulatory Administrator
Davel 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) 727.328.4176

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 3710 Central Ave.
St. Petersburg, FL 33711

NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: Friendly Convenience

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: Bruce Renard DATE: 1/17/00

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Secretary

NAME OF PAY TELEPHONE COMPANY: Telaleasing Enterprises, Inc.

MAILING ADDRESS & TELEPHONE NUMBER: 10120 Windhorst Rd. Tampa, FL 33619
(813) 628-8000 ext. 328

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: Peter Nguyen DATE: 122000

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

MAILING ADDRESS & TELEPHONE NUMBER: 3710 CENTRAL AVE
ST. PETERSBURG FL 33711 (727) 327 2854

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: Debbie L. Prine (ACTING CHIEF) DATE: 12/27/00

NAME & POSITION/TITLE (PRINT OR TYPE): Debbie L. Prine / Acting Chief of Police

NAME OF LAW ENFORCEMENT AGENCY: St. Petersburg Police Department

MAILING ADDRESS & TELEPHONE NUMBER: 1300 1st Avenue North, St. Petersburg, FL 33705
(727) 893-7539