# REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

DateMarch 20, 2001	Docket No. 010336
1. Division Name/Staff Name <u>Competitive Services/Isler</u>	
2. OPR Competitive Services/Isler	
3. OCR Legal Services	
4. Suggested Docket Title <u>Request for Exemption from Requirement of F</u>	tule 25-24.515(13), Florida
<u>Administrative Code, That Each Pay Telephone Station Shall Allow Incoming</u>	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 regula	ated industries.
as shown in Rule 25-22.104, F.A.C.  B. Provide COMPLETE name and address for all others. ( <u>Match representation</u> )	
1. Parties and their representatives (if any)	acres to crients.
1. Parties and their representatives (if any)	
Richard H. Holmes	
2. Interested Persons and their representatives (if any)	
6. Check one:	
XX_ Documentation is attached.	
Documentation will be provided with recommendation.	
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PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

03514 MAR 20 5

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## **@ BELLSOUTH**

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

March 12, 2001

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 to 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:

Economy Supermarket (305) 688-9327 12615 NW 17<sup>th</sup> Avenue Miami, FL 33167

Economy Supermarket 12615 NW 17<sup>th</sup> Avenue Miami, FL 33167

(305) 688-9188

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DOCUMENT NUMBER-DATE

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FPSC-RECOPPS/REPORTING

Ms. Blanco S. Bayo March 12, 2001 Page 2

Economy Supermarket 12615 NW 17<sup>th</sup> Avenue Miami, FL 33167

(305) 681-9155

Economy Supermarket 12615 NW 17<sup>th</sup> Avenue Miami, FL 33167

(305) 687-9915

Economy Supermarket 12615 NW 17<sup>th</sup> Avenue Miami, FL 33167 (305) 681-9196

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 location(s) 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

Carol Bradford

BellSouth Public Communications, Inc.

## REQUEST TO BLOCK INCOMING CALLS

□ Original Request (check one) ⑤ Subsequent Request

PAV TEI EDHONE NIMRED. (ONE NIMBED DED			/ en .	- 00 -	
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PAY TELEPHONE NUMBER: (ONE NUMBER PER PHYSICAL LOCATION OF PAY TELEPHONE (AD	DRESS):	-615	NW17 Au	N. Mich	<u>\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ </u>
			3/67		
NAME OF BUSINESS WHERE PAY TELEPHONE I	IS LOCATED:	conon	y Spini	citist	<del>_</del>
To deter criminal activity facilitated by indifferences that I be granted an exemption from the location (Rule 25-24.515(13), F.A.C. I agree to pland to prominently display a written notice direct calls blocked at request of law enforcement."	requirement that rovide central off	incoming ice based i	calls be received ntercept at no ch	at the pay teleph arge to the end-	one
I, the undersigned owner or officer of the padeciare that to the best of my knowledge and belaware that pursuant to Section 837.06, Florida Stathe intent to mislead a public-servant in the performand degree.	lief, the above inf tutes, whoever kn rmance of his offic	ormation i owingly m cial duty sl	s a true and corr akes a false state nall be guilty of a	rect statement. I ment in writing v misdemeanor of	am with the
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHON	E COMPANY: <b>5</b>	ehel 1	. aund	DATE 3/1/	101
NAME OF OWNER/OFFICER OF PAY TELEPHONE COM	IPANY (PRINT OR T	ГҮРЕ):	Richard H.	<b>Holmes</b>	
NAME OF PAY TELEPHONE COMPANY: Be	11South Pub1	ic Comm	unication, ]	inc.	
MAILING ADDRESS & TELEPHONE NUMBER:75					
Но	mewood, AL	35209	(205	5) 943–2500	
pay telephone will eliminate or help control that a				to be blocked at	tne
that pursuant to Section 837.06, Florida Statutes intent to mislead a public-servant in the perform second degree.  SIGNATURE OF LOCATION OWNER:	, whoever knowing ance of his officing the second s	to this facingly makes all duty shade the shad	t by my signatur a false statemen all be guilty of a	te below. I am aver in writing with misdemeanor of DATE: / L-/O	the the
I, the undersigned Chief of the law enformate that allowing incoming calls to be blocked at attest to this fact by my signature below. I am a knowingly makes a false statement in writing with official duty shall be guilty of a misdemeanor of the second degree.	T OR TYPE):  Cement agency in my knowledge and the pay telephone in the pay telephone my knowledge and the pay telephone	to this facingly makes all duty shall duty s	t by my signatur a false statement all be guilty of a liction in which riminal activity is d location reference or help conton 837.06, Floridolic-servant in the	the above-reference associated with need above. It is trol that activity da Statutes, who	the the the and and s my and ever f his
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## REQUEST TO BLOCK INCOMING CALLS

□ Original Request (check one) (Subsequent Request

		,	,	_
PAY TELEPHONE NUMBER: (ONE NUMBER I	PER REQUEST, NO	EXCEPTIONS)	(305) 688	9188
PHYSICAL LOCATION OF PAY TELEPHONE		416 NW	MALLA	Min (9
NAME OF BUSINESS WHERE PAY TELEPHO	NE IS LOCATED: _	Fernan	Superma	Lt
To deter criminal activity facilitated by in I request that I be granted an exemption from location (Rule 25-24.515(13), F.A.C. I agree to and to prominently display a written notice display also blocked at request of law enforcement."	the requirement the provide central o	at incoming cal ffice based inte	ls be received at rcept at no chai	the pay telephone rge to the end-user
I, the undersigned owner or officer of the declare that to the best of my knowledge and aware that pursuant to Section 837.06, Florida the intent to mislead a public-servant in the pesecond degree.	belief, the above in Statutes, whoever be rformance of his of	nformation is a knowingly make ficial duty shal	true and corrects a false statem	ct statement. I am ent in writing with
SIGNATURE OF OWNER/OFFICER OF PAY TELEPH			Kunsell chard H. Ho	DATE 3/9/01
NAME OF OWNER/OFFICER OF PAY TELEPHONE (	COMPANY (PRINT OF BellSouth Pub			
NAME OF PAY TELEPHONE COMPANY:			ications, i	nc.
MAILING ADDRESS & TELEPHONE NUMBER:				
	Homewood, AL	35209	(205)	943-2500
telephone number and location referenced above telephone will eliminate or help control the that pursuant to Section 837.06, Florida Station to mislead a public-servant in the perfection degree.  SIGNATURE OF LOCATION OWNER:	at activity and atte	st to this fact b ingly makes a cial duty shall	y my signature false statement be guilty of a π	below. I am aware in writing with the
NAME OF PAY TELEPHONE LOCATION OWNER (P	RINT OR TYPE):	AMERICO,	Hemanus	~
MAILING ADDRESS & TELEPHONE NUMBER:	12615 A	10/14m	N. Meni	19 33/67
	(305)	58.290	<u>د ک</u>	
I, the undersigned Chief of the law en pay telephone is located, declare that to the bes facilitated by incoming calls being received a belief that allowing incoming calls to be blocke attest to this fact by my signature below. I a knowingly makes a false statement in writing official duty shall be guilty of a misdemeanor of	t of my knowledge: t the pay telephone d at the pay telepho m aware that pursi with the intent to n of the second degree	and belief, crim number and lo one will elimina aant to Section nislead a publice.	inal activity is a cation reference te or help contres 837.06, Florida -servant in the	ssociated with and ed above. It is my ol that activity and Statutes, whoever
SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENI		,	17	DATE:
NAME & POSITION/TITLE (PRINT OR TYPE): Th				
NAME OF LAW ENFORCEMENT AGENCY:Nor				
MAILING ADDRESS & TELEPHONE NUMBER:	700 NE 124 St		Miami, - FL	33161
	(305) 891-	.020/-		

#### REQUEST TO BLOCK INCOMING CALLS

□ Original Request (check one) Subsequent Request PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (305) 681. 9 PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 126/5 NW 17Ame NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: 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: Karbel K. Kussel DATE: 3/9/0/ Richard H. Holmes NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): BellSouth Public Communciations, Inc. NAME OF PAY TELEPHONE COMPANY: 75 Bagby Drive MAILING ADDRESS & TELEPHONE NUMBER: (205) 943-2500 Homewood, AL 35209 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: America Denender DATE: 12-11 & NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): AMERICA HOMENIALL MAILING ADDRESS & TELEPHONE NUMBER: 12615 NW17 Ave N.M. G. F1 33167 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: NAME & POSITION/TITLE (PRINT OR TYPE): \_\_ Thomas S. Hood, Chief of Police NAME OF LAW ENFORCEMENT AGENCY: North Miami Police Department

MAILING ADDRESS & TELEPHONE NUMBER: 700 NE 124 Street, North Miami, FL 33161

(305) 891-0294



## REQUEST TO BLOCK INCOMING CALLS

□ Original Request (check one) Subsequent Request

12 10 1 20 0 00
PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (305) (87.9915
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 126/5 NW / 74ux N. M. am
NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: Economy Sycamor had
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: Kachel Kausel Date 3/7/0/
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
NAME OF PAY TELEPHONE COMPANY: BellSouth Fubic Communications, Inc.  75 Bagby Drive
MAILING ADDRESS & TELEPHONE NUMBER:  Homewood, AL 35209 (205) 943-2500
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.
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE):    DATE: 12.68-01   PARCAL HOMES AND HOMES
MAILING ADDRESS & TELEPHONE NUMBER: 12615 NW/1 Are N. Mai F7 3367
(365) 688 -296"
2.07633 276
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:
NAME & POSITION/TITLE (PRINT OR TYPE): Thomas S. Hood, Chief of Police
NAME OF LAW ENFORCEMENT AGENCY: North Miami Police Department
MAILING ADDRESS & TELEPHONE NUMBER: 700 NE 124 Street, North Miami, FL 33161



## REQUEST TO BLOCK INCOMING CALLS

	Original Request (check one) Subsequent Request
PAY TE	LEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (305) 681 - 9196
	CAL LOCATION OF PAY TELEPHONE (ADDRESS): 126/5 NW 17 Ave N. Men
NAME	OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: ECONO SUPERMENTE
location	To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above st that I be granted an exemption from the requirement that incoming calls be received at the pay telephon (Rule 25-24.515(13), F.A.C. I agree to provide central office based intercept at no charge to the end-use prominently display a written notice directly above or below the telephone number which states: "Incoming tocked at request of law enforcement."
aware the inte	
SIGNAT	URE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY Rachel K. Russel Date: 3/5/0.
	F OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Richard H. Holmes
NAME O	F PAY TELEPHONE COMPANY: BellSouth Public Communications, Inc.
	G ADDRESS & TELEPHONE NUMBER: 75 Bagby Drive
	Homewood, AL 35209 (205) 943-2500
telepho pay tele that pu intent t second SIGNATO NAME O	I, the undersigned owner of the above referenced pay telephone location, declare that to the best of make and belief, criminal activity is associated with and facilitated by incoming calls being received at the pane number and location referenced above. It is my belief that allowing incoming calls to be blocked at the phone will eliminate or help control that activity and attest to this fact by my signature below. I am awar resuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the omislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the degree.  URE OF LOCATION OWNER:  DATE: /2/16.60  F PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE):  A CANALL HERNELLE M.
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facilita belief th attest t knowin	I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference phone is located, declare that to the best of my knowledge and belief, criminal activity is associated with an ted by incoming calls being received at the pay telephone number and location referenced above. It is material at allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity and this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever gly makes a false statement in writing with the intent to mislead a public-servant in the performance of help duty shall be guilty of a misdemeanor of the second degree.
SIGNATI	URE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY:DATE:
-	· · · · · · · · · · · · · · · · · · ·
	POSITION/TITLE (PRINT OR TYPE): Thomas S. Hood, Chief of Police

MAILING ADDRESS & TELEPHONE NUMBER: 700 NE 124 Street, North Miami, FL 33161

(305) 891-0294

