ORIGINAL

REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

| Date January 23, 2002 Docket No. | 020065- |
|--|-----------|
| 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), Flo | orida |
| Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by ETS Payphone | |
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| | |
| 5. Suggested Docket Mailing List (attach separate sheet if necessary) | |
| A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industr | ries, |
| 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) | |
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| 2. Interested Persons and their representatives (if any) | |
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| 6. Check one: XX Documentation is attached. | |
| Documentation will be provided with recommendation. | |
| bocumentation will be provided with recommendation. | |

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PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

00843 JAN 23 8

FPSC-COMMISSION CLERK



2002 JAN 23 AM 10: 36

1490 WESTFORK DRIVE • SUITE G • LITHIA SPRINGS, GA 30122 • 770-619-1600 FAX 770-819-1685

COMPETITIVE SERVICES

January 18, 2002

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

Re: Docket # F98000003163

Waiver of Rule 25-25.151(13), F.A.C.

Dear Madam:

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 find in the above captioned matter.

We request that the pay telephones located at the address below be exempt for a period of two years from the provision 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 locations specifically exempted by the Commission." The location and numbers we are requesting are:

Marathon Service Station FKA Hess Gas Station 4100 S. Orange Blossom Trail Orlando, FL 32839

(407) 872-8534 & (407) 835-9363

Granting this waiver will not impede the continued provision of pay telephone service to the using public as intended by the underlying statue (Section 365.345).

In addition, granting this waiver will left the "substantial hardship" that the rule imposes on the law enforcement, the location owner, and the law abiding using

public. This request is on behalf of the location owner Mr. Kahn and the Orange County Sheriff's Office due to Illegal activities. We believe the waiver may restrict the usefulness of the payphones for these individuals.

Please advise by Order if our request has been accepted.

Respectively yours,

Susan Duggan

Regulatory Administrator ETS Payphones, Inc.

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

| DIVISION OF AY TELLEPHONE MIGRER: [ONE NUMBER PER REQUEST, NO EXCEPTIONS] 407 812 85 PHYSICAL LOCATION OF PLAY TELLEPHONE (ADDRESS): 45 A SOUTH ORDERS BLOCATED: MATCHING BLOCATION OF PLAY TELLEPHONE (ADDRESS): 45 A SOUTH ORDERS BLOCATED: MATCHING BLOCATED: BLOCAT | 02 JAN 23 | AM 10: 36 |
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| FATTELLY SONN NIGHESER: ONE NUMBER PER REQUEST, NO EXCEPTIONS 407 8 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | | M Original Request (check one) 🗆 Subsequent Request |
| PHYSICAL LOCATION OF PLY TELEPHONE (ADDRESS): # A Second Obang Blosson Tital Second Second Tital | MP FILLYE | TONE NUMBER: JONE NUMBER PER REQUEST, NO EXCEPTIONS) 407 812-853 |
| NAME OF PUSINESS WHER! PAY TELEPHONE IS LOCATED: MORTHON Source Source Statement of the pay telephone listed about 1 request that I be granted a: exemption from the requirement that incoming calls be received at the pay telephone conting (Rule 25-24.515(13): F.A.C. I agree to provide central office based intercept at no charge to the end-us and to prominently display 2 written notice directly above or below the telephone number which states: "Incoming calls be received at the pay telephone company named below, have read the foregoing and declare that to the best of 11/8 now.dege and belief, the above information is a true and correct statement. I a waver 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 tegree. SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Mychael McClellan. NAME OF PAY TELEPHONE COMPANY: ETT S PAY DELEPHONE OF TYPE: Mychael McClellan. NAME OF PAY TELEPHONE COMPANY: ETT S PAY DELEPHONE OF TYPE: Mychael McClellan. NAME OF PAY TELEPHONE COMPANY: ETT S PAY DELEPHONE OF TYPE: Mychael McClellan. NAME OF PAY TELEPHONE COMPANY: Be above referenced pay telephone location, declare that to the best of how with the pay telephone will eliminate or help control that activity is addited by incoming calls being received at the pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am away that pursuant to Section 83.706, Florida Statutes, whoever knowingly makes a false statement in writing with timent: on blaid at public-ervant in the performance of bis official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF LOCATION OWNER: 3514 Boving the Jurisdiction in which the above-reference pay telephone is located, declare that to the best of my Roowledge and belief, criminal activity is associated with an Ecolitation by incoming | PHYSICAL L | OCATION OF PAY TELEPHONE (ADDRESS): 41 St At South Opange Blosson The |
| NAME OF BUSINESS WHER! PAY TELEPHONE IS LOCATED: Marthaut Source Started above. I request that I be granted a: exemption from the requirement that incoming calls at the pay telephone listed above. I request that I be granted a: exemption from the requirement that incoming calls be received at the pay telephon location (Rule 25-24.515(13). F.A.C. I agree to provide central office based intercept at no charge to the end-use and to prominently display it written notice directly above or below the telephone number which states: "Incomin calls blocked at request of law enfortument." I, the undersigned over or of licer of the pay telephone company named below, have read the foregoing at declare that to the best of ny knowledge and belief, the above information is a true and correct statement. I a aware that pursuant to Section 837.06, Florida Statutes, whoever knowledgy makes a false statement in writing with intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the intent of the performance of the performance of the public | 4100 5 | 5. Orange Blossom Trail, Orlando Fl 32839 |
| I request that I be granted a: exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.15(13), F.A.C. I agree to provide central office based intercept at no charge to the end-us and to prominently display 2 written notice directly above or below the telephone number which states: "Incomit calls blocked at request of in veniforcament." I, the undersigned over or ellier of the pay telephone company named below, have read the foregoing at declare that to the best of ny knowledge and belief, the above information is a true and correct statement. It as aware that pursuant to Section 837.0t, 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 tegree. SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: NAME OF DAY TELEPHONE COMPANY: ETS Pay Dances I, the undersigned owner of the above referenced pay telephone location, declare that to the best of in knowledge and belief, trimin at activity is associated with and facilitated by incoming calls being received at the pay telephone will eliminate or help control that activity and attent to his fact by my signature below. I am away that pursuant to Section 337.06, Florida Statutes, whoever knowingly makes a false statement in writing with tintent to mislead a public-terrant in the performance of bis official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF LOCATION ON/NER: I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with an facilitated by incoming calls to be belocked at the pay telephone pull chininate or help configuration of the pay telephone pull chininate or help configuration of the second degree. SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: NAME & POSITION/ | | |
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| NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Michael McClellah NAME OF PAY TELEPHONE COMPANY: ETS Pay Diones Inc. MAILING ADDRESS & TELEPHONE NUMBER: 1490 West fork Drive Suite G knowledge and belief, crimis all activity is associated with and facilitated by incoming calls being received at the pt telephone evil eliminate or help control that activity and attest to this fact by my signature below. I am awa that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with sintent to mislead a public-tervant in the performance of bis official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF LOCATION OWNER: AMAILING ADDRESS & TELEPHONE NUMBER: 3514 Boraice Blvd 2009 L) \$551511000 Florida Statutes and selephone number and location referenced above. It is no belief that allowing incoming calls being received at the pay telephone mumber and location referenced above. It is no belief that allowing incoming calls being received at the pay telephone will eliminate or being control that activity as associated with an actilitated by incoming calls being received at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone will eliminate or being control that activity at attest to this fact by my signature below. I am aware that pursuant to Section 837.06. Florida Statutes, whoev knowledge may shall be guilty of a misdemeanor of the second degree. NAME & POSITION/TITLE (PRINT OR TYPE): And AND ASLAR ASLAR ASLAR ASLAR. NAME & POSITION/TITLE (PRINT OR TYPE): AND ASLAR ASLAR. NAME & POSITION/TITLE (PRINT OR TYPE): AND ASLAR ASLAR. NAME & POSITION/TITLE (PRINT OR TYPE): AND ASLAR ASLAR. | declare that aware that pu the intent to | to the best of my knowledge and belief, the above information is a true and correct statement. I amursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the |
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| MAILING ADDRESS & TELEPHONE NUMBER: 1490 West fork Drive, Swite C Lithia Sping, GA 30122 I, the undersigned owner of the above referenced pay telephone location, declare that to the best of m knowledge and belief, crimin all activity is associated with and facilitated by incoming calls being received at the pt telephone will eliminate or help control that activity and attest to this fact by my signature below. I am awa that pursuant to Section 827.06, Florida Statutes, whoever knowingly makes a false statement in writing with tintent to mislead a public-tervant in the performance of bis official duty shall be guilty of a misdemeanor of the second degree. DATE: Level MAILING ADDRESS & TELEPHONE L'CATION OWNER (PRINT OR TYPE): Monahmad Saleem KAhw MAILING ADDRESS & TELEPHONE NUMBER: 3514 Boylare Blvd # Jooq Lissinger Florina 3.47% I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with at facilitated by incoming calls being received at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity attest to this fact by my signature below. I am aware that pursuant to Section 83706, Florida Statutes, whoever the second degree. SIGNATURE OF CHIEF OF RISPONSINEE LAW ENFORCEMENT AGENCY: NAME & POSITION/TITLE (PIUNT OR TYPE): A WEST AGENCY. NAME & POSITION/TITLE (PIUNT OR TYPE): A WEST AGENCY. NAME & POSITION/TITLE (PIUNT OR TYPE): A WEST AGENCY. | NAME OF OW | The state of the s |
| Lithing Spring. GA 30122 Lithing Spring. GA 30122 Lithe undersigned owner of the above referenced pay telephone location, declare that to the best of a knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the ptelephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at it pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am awa that pursuant to Section 837.06, Fixirida Statutes, whoever knowingly makes a false statement in writing with the intent: on mislead a public-intrant in the performance of his official duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF LOCATION OWNER: DATE: Legislation of the location of the | NAME OF PAY | |
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| NAME OF PAY TELEPHONE LECATION OWNER (PRINT OR TYPE): Monahmad Saleem KAhn MAILING ADDRESS & TELEPHONE NUMBER: 3514 Boxare Biva # 2009 Lississing Floring 347% I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with an facilitative by incoming calls to be blocked at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity at attest to this fact by my signature below. I am aware that pursuant to Section 837.06 Florida Statute, whoev knowingly makes a false statement in writing with the intent to his lead a public servant in the performance of hosticial duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF CHIEF OF RI SPONSIBLE LAW ENFORCEMENT AGENCY: NAME & POSITION/TITLE (PIUNT OR TYPE): MAME & POSITION/TITLE (PIUNT OR TYPE): | knowledge and telephone no pay telephone that pursuant intent to mis | nd belief, crimical activity is associated with and facilitated by incoming calls being received at the pay umber and location referenced above. It is my belief that allowing incoming calls to be blocked at the see will eliminate or help control that activity and attest to this fact by my signature below. I am aware at to Section 83'7.06, Fkirida Statutes, whoever knowingly makes a false statement in writing with the slead a public-nervant in the performance of his official duty shall be guilty of a misdemeanor of the co. |
| MAILING ADDRESS & TELEPHONE NUMBER: 3514 Boraire Blvd # 2009 L) 5515511452 Florina 3474/ I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with an facilitated by incoming calls being received at the pay telephone number and location referenced above. It is belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity at attest to this fact by my signature below. I am aware that pursuant to Section 837.06 Florida Statutes, whose knowingly makes a false statement in writing with the intent to inistend a public servant in the performance of hofficial duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF CHIEF OF RI SPONSIBLE LAW ENFORCEMENT AGENCY: NAME & POSITION/TITLE (PIUNT OR TYPE): MAKE & POSITION/TITLE (PIUNT OR TYPE): | | DATE:/Zr graf |
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| I, the undersigned Chief of the law enforcement agency in the jurisdiction in which the above-reference pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with an facilitated by incoming calls being received at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity at attest to this fact by my signature below. I am aware that pursuant to Section 837.06. Florida Statutes, whoeve knowingly makes a false statement in writing with the intent to inside a public servant in the performance of hosficial duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF CHIEF OF RI SPONSIBLE LAW ENFORCEMENT AGENCY: NAME & POSITION/TITLE (FIUNT OR TYPE): MAKE & POSITION/TITLE (FIUNT OR TYPE): | | KISSISSIMER FloRIDA 3478/ |
| pay telephone is located, declare that to the best of my knowledge and bellef, criminal activity is associated with an facilitated by incoming calls being received at the pay telephone number and location referenced above. It is no belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity at attest to this fact by my signature below. I am aware that pursuant to Section 837.06. Florida Statutes, whoeve knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of hofficial duty shall be guilty of a misdemeanor of the second degree. SIGNATURE OF CHIEF OF RI SPONSIBLE LAW ENFORCEMENT AGENCY: NAME & POSITION/TITLE (FIUNT OR TYPE): | | |
| | pay telephone facilitated by belief that all attest to this knowingly mofficial duty: SIGNATURE ON NAME & POSIT | e is located, declare that to the best of my knowledge and bellef, criminal activity is associated with and y incoming calls being received at the pay telephone number and location referenced above. It is my owing incoming calls to be blocked at the pay telephone will eliminate or belp control that activity and is fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever takes a false statement in writing with the intent to mislead a public servant in the performance of his shall be guilty of a misdemeanor of the second degree. DECHIEF OF RI SPONSIBLE LAW ENFORCEMENT AGENCY: TION/TITLE (PIUNT OR TYPE): TION/TITLE (PIUNT OR TYPE): |
| MAILING ADDRESS & TELETHONE NIMBER: P.O. BOX 1440 ONLowdo F1 32812 | | |
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FLORIDA PUBLIC SERVICE COMMISSION

2002 JAN 23 AM 10: REQUEST TO BLOCK INCOMING CALLS

| DIVISION OF COMPETITIVE SERVICES Request (check one) Subsequent Request |
|--|
| PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 407 835-9363 |
| PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 41 St At Sound Blasson That |
| 4100 S. Orgage Blossom Trail, or Lgodo F1 32839, |
| NAME OF BUSINESS WHERE PAY TELEPHONE IS LOCATED: MARTHAN SERVICE STATES |
| We state a particular to the p |
| 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: |
| NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Michael McClellah CFC |
| NAME OF PAY TELEPHONE COMPANY: ETS Payphones Inc. |
| MAILING ADDRESS & TELEPHONE NUMBER: 1490 West fork Drive, Suite G |
| Lithia Spring: GA 30122 |
| 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:DATE: 12-4-01 |
| NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Mohammad Saleem KAhn |
| MAILING ADDRESS & TELEPHONE NUMBER: 3514 BONAIRE BIND # 2009 |
| KISSISSIMER FloRIDA 3478/ |
| |
| 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): NAME OF LAW ENFORCEMENT AGENCY: CHANGE County Shepi As Office |
| MAILING ADDRESS & TELEPHONE NUMBER: PO. Box 1440 Orlando F1 32862 |
| |