

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed Tariff Filings By) Docket No. 891194-TI
SOUTHERN BELL TELEPHONE AND TELEGRAPH) Filed: July 13, 1990
COMPANY Clarifying When A Nonpublished)
Number Can Be Disclosed And Introducing)
Caller ID To TouchStar Service)

ORIGINAL
FILE COPY

REQUEST FOR HEARING

Pursuant to Chapter 120 and 164, Florida Statutes, the Florida Department of Law Enforcement (FDLE), by and through the undersigned attorney, requests the Commission to hold both customer hearings in the territory served by Southern Bell, as well as a formal evidentiary proceeding under Section 120.57(1), Florida Statutes, on the matter of Southern Bells tariff filing introducing Caller ID service and changing the circumstances when a nonpublished number can be disclosed. In support of this Request, FDLE offers the following:

1. The implementation of Caller ID raises significant issues concerning the health and safety of law enforcement operatives working for, or on behalf of, FDLE. Any increase in danger to the safety or life of law enforcement operatives caused by the implementation of Caller ID is not justified. Adequate safeguards acceptable to FDLE and the law enforcement agencies that work with FDLE must be implemented before Caller ID is allowed to be introduced. Attempts to resolve these concerns with Southern Bell have not been successful. Consequently, the Commission should not make a final decision concerning these matters until receiving input from FDLE and the law enforcement agencies working with FDLE, and from the public at-large through the formal evidentiary proceedings authorized under Section 120.57(1), Florida Statutes.

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2. The interests of FDLE and the law enforcement agencies working with FDLE are substantially affected by Southern Bell's tariff filing in the manner and methods addressed by FDLE in its Motion To Intervene which has been filed in conjunction with this Request, and which by reference is incorporated.

3. Among the issues of material fact, law and policy to be resolved in a hearing held under Section 120.57(1), Florida Statutes are:

(a) Will implementation of Caller ID as proposed by Southern Bell increase the possibility of injury or death to law enforcement operatives?

(b) Will implementation of Caller ID as proposed by Southern Bell increase the possibility that investigations will be compromised and jeopardized to a greater extent than that which occurs under the status quo?

(c) Are the solutions to law enforcement's concerns as proposed by Southern Bell adequate to substantially resolve or end law enforcement's concerns regarding implementation of Caller ID?

(d) Are the solutions and alternatives offered by Southern Bell such as to produce a long lasting solution to FDLE's concerns?

(e) Are the customer interests in reducing obscene, annoying or harassing phone calls forwarded by Southern Bell as one justification for Caller ID sufficient enough to outweigh the interests of FDLE and the citizens of Florida in efficient and effective law enforcement efforts and in the safety of law enforcement operatives engaged in investigative efforts?

(f) Should Caller ID be allowed to be implemented absent uniform call blocking options being offered to all telephone customers?

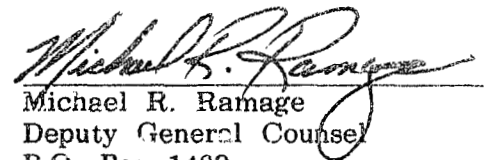
(g) To what extent do other service offerings of Southern Bell, such as Call Blocking, Call Tracing, and Call Return provide similar or substantially the same services as provided by Caller ID but without the increased jeopardy to the

viability of investigations, the increased complexity and complication of conducting undercover investigations, and the substantially increased concerns for the safety of law enforcement operatives?

4 In addition, FDLE submits that many of the interests identified by other Intervenors in this matter may directly or indirectly affect FDLE and its operations. Accordingly, a formal evidentiary hearing appears to be the best alternative for assuring that all issues and concerns are adequately developed and addressed before this Commission.

WHEREFORE, FDLE respectfully request the Commission to hold hearings as described in this pleading prior to taking final agency action.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.
Mail or hand-delivery to the following parties this 13th day of July, 1990.

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