

State of Florida



# Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

ORIGINAL  
COPY

DATE: December 11, 1990

TO: All Parties of Record

FROM: Steve Tribble, Director Records and Reporting *ST*

RE: ~~Docket No. 891194~~-TL - Proposed tariff filings by Southern Bell Telephone and Telegraph Company clarifying when a non-published number can be disclosed (T-89-506 filed 9/29/89) and introducing Caller ID to TouchStar Service (T-89-507 filed 9/29/89).

This is to inform you that the attached communication was received by the members of this Commission on November 6, 1990.

This letter is being made a part of the record in this proceeding and you may file a response to it, with this office, within ten days of receipt of this notice.

ACK \_\_\_\_\_

AFA \_\_\_\_\_

APP \_\_\_\_\_

CRP ST/cp

CAW \_\_\_\_\_

CCP \_\_\_\_\_

EDP \_\_\_\_\_

LEP \_\_\_\_\_

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DOCUMENT NUMBER-DATE

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10946 DEC 11 1990

STATE OF FLORIDA  
Public Service Commission



Michael M. Wilson  
CHAIRMAN

101 EAST GAINES STREET  
TALLAHASSEE, FL 32399-0805  
(904) 488-7001

MEMORANDUM

TO: Steve Tribble  
Director, Division of Records and Reporting

FROM: George Okalidis  
Executive Assistant to Chairman Wilson

DATE: December 5, 1990

Chairman Wilson has not seen the attached correspondence. Please place this correspondence, along with my memorandum, in the appropriate docket file.

Please give notice of this communication to all parties to the docket and inform them they have ten days from receipt of the notice to file a response.

CO:cm



POLICE DEPARTMENT  
234 E. SEVENTH AVE.  
TALLAHASSEE, FL 32303  
904/681-4200

STEVE WEISBURG  
Mayor

DEBBIE LIGHTSEY  
Mayor Pro Tem

BOB HIGHTOWER  
Commissioner

DOROTHY INMAN  
Commissioner

JACK L. McLEAN, JR.  
Commissioner

DANIEL A. KLEMAN  
City Manager

ROBERT B. INZER  
City Treasurer/Clerk

JAMES R. ENGLISH  
City Attorney

891194-TL  
copy to R+RV  
copy to Mark Low

RECEIVED

November 5, 1990

NOV 6 1990

FLORIDA PUBLIC SERVICE COMM.  
Commissioner Wilson

Chairman Michael Wilson  
Florida Public Service Commission  
101 E. Gaines Street  
Fletcher Building  
Tallahassee, FL 32399-0850

RE : Southern Bell "Caller ID" Docket  
Docket No. 89-1194-TL

Dear Chairman Wilson:

Regrettably, I was unable to attend any of the public meetings at which customer comments were heard regarding the referenced docket. Nevertheless, I strongly believe that the issues raised before the Commission in this case are of the utmost importance to law enforcement agencies in Florida.

Attached is a copy of comments and remarks which I am requesting that the Commission review and consider prior to rendering its decision.

Your courtesies in this regard are appreciated.

Yours very truly,

Melvin L. Tucker  
Chief of Police

MLT/mjc

cc: Commissioner Betty Busley

Attachment

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TESTIMONY OF MELVIN LANE TUCKER

DOCKET No. 891194-TL

Q. Please state your name and occupation.

A. My name is Melvin Lane Tucker. I am Chief of Police of Tallahassee, Florida. My educational background and nearly twenty years of public safety and law enforcement experience are outlined in Tucker Exhibit 1 attached to my testimony.

Q. What is the purpose of your testimony?

A. First, let me say that I am not a technician and certainly I'm not a communications expert. However, I have been looking into the matter of Caller ID and reviewing what others in my profession are saying. My testimony will not get into the intricate detail that others have. It will rather be a discussion of what I believe is an unwarranted fear of new technology by law enforcement.

Q. Would you elaborate please?

A. The law enforcement community has historically resisted new technology. Beepers, radar detectors, cellular telephones, and radio scanners were all resisted by some in law enforcement as "tools for

1 criminals". It seems law enforcement is always  
2 concerned about how the criminal element can take  
3 advantage of this technology and ultimately harm law  
4 enforcement's investigatory ability. In my opinion,  
5 once we understand the technology we have little  
6 trouble working around it or using it to our advantage.  
7 For example, we now use beepers ourselves and arrest  
8 drug dealers using beepers. When we do make such an  
9 arrest we take advantage of the dealer's beeper to set  
10 up his customers and make additional arrests, thereby  
11 enhancing our investigation and the ultimate removal  
12 of drug users and dealers from the streets.

13

14 Q. Are there other examples of such technology  
15 being used by law enforcement?

16 A. Radar detectors were fought by law  
17 enforcement and in some states made illegal. They are  
18 now being used by drug dealers aboard small airplanes.  
19 They use these, of course, to determine whether they  
20 are being tracked by radar. When they find out they  
21 are being tracked by radar they continually lower  
22 altitude until the radar signal is lost. We have  
23 learned of this use and have turned it to our  
24 advantage. We now classify this flying behavior as  
25 suspicious and designate the aircraft as a possible

1 drug smuggler. Moreover, we developed the Aerostat, a  
2 balloon tethered to a ship that has radar on it, so  
3 that we may pick up low flying aircraft. Therefore,  
4 this technology, while first used by the criminal  
5 element, has truly become a method of finding and  
6 apprehending them and we have developed ways around the  
7 problem through the use of other technology. My  
8 military experience has also convinced me technology  
9 should not be resisted but utilized to our advantage.  
10 For example, when radar was developed many thought it  
11 would be the greatest help to our military of any  
12 technology that had come along in a long time. However,  
13 our enemies developed a missile that would hone in on  
14 our radar beam, and therefore when we used radar we  
15 made ourselves a more vulnerable target. New  
16 technology and how it will eventually be used and by  
17 whom is not accurately predictable.

18

19 Q. What does all of this have to do with Caller  
20 ID?

21 A. I've read about options, call trace services,  
22 transporting fictitious numbers, and all of the  
23 imagined potential problems which Caller ID or other  
24 services could cause law enforcement. I do not share  
25 the concerns of my colleagues. In fact, I believe a

1 pure Caller ID system without any blocking would be  
2 preferable to the options being suggested.

3

4 Even if there are possible problems that we must work  
5 around, it is my belief that wherever there are  
6 competing interests between the public in general and  
7 some smaller portion of society, such as law  
8 enforcement, the public interests should prevail. The  
9 probable reduction in harassing telephone calls, the  
10 probable reduction in bomb threats, and the ability for  
11 the user to have privacy are the factors that should be  
12 compelling in this instance.

13

14 Q. Please summarize your testimony.

15 A. In conclusion, technology can only be resisted  
16 for a limited time. The public will eventually demand  
17 the available technology. We in the law enforcement  
18 community should adapt to the new technology and  
19 learn to utilize new technology to our advantage.  
20 Caller ID should therefore be approved without a  
21 blocking requirement or any other restrictions.

22

23 Q. Does this conclude your testimony?

24 A. Yes.

Exhibit I

MELVIN LANE TUCKER

A. PERSONAL INFORMATION

Address: P. O. Box 4323, Tallahassee, Florida 32315

Telephone: Residence (904) 576-2708  
Office (904) 681-4341

Date of Birth: May 26, 1943

Nationality: USA

B. EDUCATION

B. A. (Business) University of South Florida, Tampa, Florida, 1965.  
M. A. (Public Administration) Appalachian State University, Boone,  
North Carolina, 1977.

C. LAW ENFORCEMENT EXPERIENCE

October 1979 to present

Chief of Police, Tallahassee, FL.  
(Four hundred and forty fulltime  
employees and one hundred and five  
parttime employees; \$20,259,644.00  
budget).

Feb. 18, to Mar. 30, 1990

Special Assignment to Joint Task  
Force Four (JTF-4), Key West,  
Florida. To evaluate the  
effectiveness of the military in  
monitoring air and maritime  
transportation systems in the  
Carribean Sea to detect drug  
smugglers and to write an article  
for the Florida Police Chiefs  
Magazine on the military role in  
the drug war as a result of the  
1988 Department of Defense  
authorization act.

Jan. 1978 to Oct. 1979

Chief of Police, Asheville, North  
Carolina (One hundred and fifty-two  
employees; \$3,000,000.00 budget).

August 1974 to Jan. 1978

Chief of Police, Hickory, North  
Carolina (Eighty-one employees;  
\$1,300,000.00 budget).

July 1971 to August 1974

Director of Public Safety,  
Morristown, Tennessee Directed  
activities of Police and Fire  
services. (ninety-two employees;  
\$1,147,000.00 budget)



July 1969 to Feb. 1971

Special Agent, Federal Bureau of  
Investigations, Knoxville,  
Tennessee.

D. CRIMINAL JUSTICE TEACHING EXPERIENCE

August 1981 to present

Adjunct Professor, Florida A&M  
University, Tallahassee, Florida.  
(Patrol Investigations and Police  
Administration).

May, 1984 to Sept. 1984

Adjunct Professor, Florida State  
University, Police Administration,  
Tallahassee, Florida.

October 1983 to May 1984

Instructor, Police Administration,  
Tallahassee Community College,  
Tallahassee, Florida.

July 1978 to October 1979

Adjunct Professor, Western Carolina  
University, Cullowhee, North  
Carolina. Police Administration.

March 1972 to August 1974

Instructor, Law Enforcement  
Technology Walters State Community  
College, Morristown, Tennessee.  
(Patrol Procedures, Police  
Administration).

E. CERTIFICATION

Basic Law Enforcement Certificate, State of Tennessee.  
Advanced Law Enforcement Certificate, State of North Carolina.  
Basic Law Enforcement Certificate, State of Florida.

F. CONSULTATION EXPERIENCE

PUBLIC SECTOR:

Police Chief Selection Consultant, City of Cape Coral, Florida,  
December, 1988.  
Police Chief Selection Consultant, City of Cairo, Georgia, July 1988.  
Civil Liability Training, Portland, Maine, August, 1987.  
Management Evaluation of Cocoa Beach, Florida Police Department,  
October, 1986.  
Civil Liability/High Risk Operations Training, Florida Marine Patrol,  
March, 1985.  
Management Evaluation of Orange City, Florida Police Department,  
September, 1984.  
Management Evaluation of Edgewater, Florida Police Department,  
February, 1984.

Civil Liability Training, Escambia County Sheriff's Office, October, 1983.  
Police Civil Liability Training, Police Executive Institute, Bay County Community College, Panama City, Florida, April 1983.  
Police Civil Liability Training, Broward Community College, Melbourne Florida, April 1983.  
Civil Liability Training, Hillsborough county Sheriff's Department, Tampa, Florida, July, 1982.  
Texas League of Municipalities, Police Bill of Rights Issues, 1982.  
Interview and Interrogation Training, O'Connell Corporation, Washington, D. C., 1982.  
Police Chief Selection Consultant, City of Fort Walton Beach, Florida, 1982.  
Police Chief Selection Consultant, McCann Associates, Huntington, Pa., for the City of Bowling Green, Kentucky, 1980.  
Police Chief Selection Consultant, City of Hendersonville, North Carolina, 1978.

**EXPERT WITNESS:**

Waycross, Georgia, 1985, Sex Discrimination.  
Tampa, Florida, 1987, Religious Accommodation.

**G. PROFESSIONAL AFFILIATIONS**

Member of Salvation Army Executive Board, May 1989.  
Member of Florida State University School of Criminology Dean Search Committee, 1987.  
Member of Police Executive Research Forum, Washington, D. C., present.  
Member of State Emergency Response Commission-Local Planning Committee in District 2, August, 1987.  
Member of the State Technical Committee for Public Service Education, Florida Department of Education, July 1, 1988 - June 30, 1989.  
Vice-Chairman of Florida Criminal Justice Standards and Training Commission, July 1981 to August 1984.  
Member of Advisory Board of Florida Interagency Narcotics Information Network (FININ) June 1980 to July 1982.  
Member of Advisory Board Criminal Justice Information System (CJIS) March, 1981 to March 1986.  
Member of International Association of Chiefs of Police, August 1971 to present.  
Member of Florida Police Chiefs Association, October, 1979 to Present.  
Director, District III, Florida Police Chiefs Association, 1981-1982.  
Chairman of Legislative Committee, Florida Police Chiefs Association, July 1981 to June 1982.  
Member of Florida Governor's Task Force on Law Enforcement, February 1981 to May 1981.  
Chairman, North Carolina Criminal Justice Education and Training Council (NCCS-17B) September 1977 to September 1979.  
Vice-President, North Carolina Association of Chiefs of Police, 1978 to 1979.  
Secretary-Treasurer, North Carolina Association of Chiefs of Police, 1977 to 1978.  
Member of North Carolina Governor's Crime Prevention Commission, 1978.

Member of Technical Advisory Committee, University of North Carolina, Charlotte, North Carolina, 1975 to 1977.  
Member of North Carolina Governor's Law and Order Commission from August 1975 to February 1977.

H. ARTICLES PUBLISHED

"Military Joins the Anti-Drug Fight", The Florida Police Chief, May, 1990, Volume (Article written while on working Sabbatical).

"Ethics and Values Training: A Multifaceted Approach", The Police Chief, November, 1988, Volume LV, Number 11.

"Crack Squad" Not Enough in Tallahassee", The Police Chief, June, 1988, Volume LV, Number 6.

"How to Build an Effective Working Relationship", The Manager/Police Chief Relationship, Public Management, June, 1988, Volume 70, Number 6.

"The Consequences of Liberalizing Gun Laws", The Police Chief, March, 1988, Volume LV, Number 3.

"How to Avoid Becoming a Defendant in a Civil Suit, Part I", Florida Police Chief, Volume II, Number 4, April, 1985; Part II, Volume II, Number 5, May, 1985.

"Law Enforcement Accreditation - It's About Time", Florida Police Chief, Volume II, Number 3, March, 1985.

"Attaining Public Credibility Through Open Access", The Administrator, North Carolina City and County Management Association, Volume IV, Number 1, January, 1979. Reprinted, Southern City, Volume XXVIII, Number 4, April, 1979.

"The Police Administrator and "Affirmative Action", Southern City, Volume XXVII, Number 1, January, 1979.

"The Problem Solving Task Force: Use of Participatory Management Methodology", Justice Academy Reporter, Volume III, Number 1, Spring, 1979.

"Economic Realities Force Effective Manpower Utilization", The Police Chief, April 1976.

"The "New Breed" Police Chief", Justice Academy Reporter, Volume 1, Number 8, August, 1976. Reprinted, Carolina Law and Order, Volume 6, Number 9, September, 1976.

"The Use of Compact Cars as Patrol Vehicles in Municipal Law Enforcement," Southern City, October, 1976, and The Administrator, North Carolina City and County Management Association, Volume 1, Number 4, October, 1976.

"Fostering Inefficiency cThrough LEAA Grants", Western Piedmont Council of Government News, Volume 6, December, 1975.

"The "New Breed" of Police Officer, Justice Academy Reporter, Volume 1, Number 4, December, 1975.

#### I. AWARDS AND RECOGNITION

Tallahassee, Florida NAACP Freedom Award, May, 1981.  
North Carolina Attorney General Award of Service, December, 1979.  
U. S. Secret Service Appreciation Award, Asheville, N. C., Sep. 1977.  
Morristown, Tennessee Kiwanis Club Service Award, May, 1973.  
International Association of Lions Clubs, Medal of Merit, April, 1983.  
W.F.W. Law Enforcement Officer of the Year, State of Tennessee 1972.  
National Jaycee Outstanding Young Men of America Award, 1972.  
Morristown, Tennessee, Chapter Jaycee Outstanding Young Man of 1972.