

Florida Public Service Commission,
Fletcher Building,
101 East Gaines Street,
Tallahassee, Florida 32399-0870

Attention: Steve Tribble, Director
Division of Records and Reporting

Ref: Docket No. 910087-TC
Order No. 24341

**ORIGINAL
FILE COPY**

Petition for Reconsideration of Order No. 24341, Docket No. 910087-TC dated 4-9-91 for Initiating Show Cause Proceedings against KL Industries, Inc.

On behalf of KL Industries, Inc., the undersigned, hereby file the above mentioned request, based on the following reasons.

(1) During the Agenda Conference on March 12, 1991, Mr. Kah Lee, as owner of KL Industries, Inc. testified before the Commissioners that:

(a) Mr. Lee absolutely did not misrepresent any facts to the Commission. There are no alleged repair performed and no repair information was given to the Commission prior to the Agenda Conference on 3-12-91.

(b) At the time of Mr. Lee's investigation of the matter, Mr. Lee was not able to verify alleged claim by Mr. William Logan that the pay telephone started timing his call from the time he started dialing. The payphone was operated under rigid computer program instructions. The above description of the payphone operation did not fit any of the payphone instruction sequences. However, Mr. Logan was given the refund.

(c) After Mr. Lee filed a response on November 20, 1991, the matter was closed on 11-26 by the Commission. See Attachment II--line 4.

(d) Mr. Lee has not received any correspondence from the Commission's staff regarding any alleged violations and/or request to correct any deficiency prior to the Agenda Conference. A copy of the Evaluation conducted on 1-20-91 was included in the Memorandum dated 2-25-91 after Mr. Lee has talked to Mr. Moses, a staff member of the Commission. Mr. Lee has requested that the Agenda Conference be postponed in order to study the Evaluation and was told that the Agenda Conference was scheduled on 3-12-91 and can not be changed, eventhough the Memorandum clearly stated that the Agenda be placed on 4-2-91. As a result of this scheduling, the hearing Commissioners might not be properly presented with the various facts, except possible confrontations on the misunderstandings in the Evaluation and the letter dated 11-20-90, between Mr. Lee and the Commission's staff.

DOCUMENT NUMBER-DATE

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PSC-RECORDS/REPORTING

(e) There are certain payphone's operating functions that are checked periodically, many are similar to the items as listed in the Evaluation. Item 1 and item 21 were checked and found to be functioning properly at the time of investigation by Mr. Lee and by your evaluator approximately two months later.

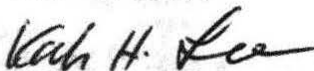
(f) Other technical issue related to the line system, answer supervision and connection are not easily identifiable. These have been recognized by Mr. Lee's letter dated 11-20-90. These operational issues should best be resolved informally between the private pay telephone industry and the local exchange companies as proposed by Mr. Lee during the Agenda Conference. It appears that many workshops have been held within the scope of Docket No. 860723-TP. As a matter of fact, this type of interface problems did occur without any fault of the payphone. On 4-18-91, one of the payphone line was connected only to the "office" of the LEC. All calls were answered by an answering machine, which suggests to call Southern Bell 780 numbers. There are other peculiar instance which may cause payphone users to think that the payphone intentionally taking quarters. Any Show Cause Proceedings related possibly to the interface problem between Southern Bell and KL Industries, may be a duplication of effort already vested in the series of workshops and possibly be contrued that specific companies be singled out for the burden of resolving an industrial-wide issue.

(2) Shortly after the Agenda Conference, and in response to the need of complying with all the FPSC rules, every effort is made to cooperate with the Commission's staff, including various consultations and conference regarding the Evaluation dated 1-20-91. Many actions taken by KL Industries, can be summarized by the letter dated 3-26-91. It is believed that some misunderstandings related to Sceen Displays, coin counting procedure, and payphone modem connection have been explained. Other items were corrected and at the time of correction, it is believed to be satisfactory.

(3) In v:aw of the above mentioned reasons, it is therefore requested that this Order be Reconsidered by the Commissioners for its merit to continue the proceedings. It is also believed that this case can be resolved informally and without any prejudice against KL Industries, Inc. pending reevaluation and futher recommendation by your staff.

In sincere response to this Order, this 27th day of April, 1991.

Your Truely,



Kah Lee, owner
KL Industries, Inc.

File:PSC.411

Mr. Don E. Robertson
U.S./Communications Engineer
Bureau of Service Evaluation
Public Service Commission
Fletcher Building, 101 East Gaines St.,
Tallahassee, FL 32399-0866

Date: 3-26-91

Ref. Station Evaluation Results dated 1-20-1991

PHONE NUMBER	ITEM NUMBER	RESPONSE
904-372-0341 and 904-372-0853	2	Remove 1/2" leveling bolts. Concrete walkway were built approx. 10 years ago and is slightly inclined probably for rain water management purpose.
	6	Replace stolen phone book.
	19, 20	Replace lower housing label. Remove *R speed dialing for refund; replace with phone number digits needed to be dialed. Refund request could also be made thru ITI operator service even it is not posted.
	23, 24	Check ringing, call and converse with other phone. Two persons involved in these checkings of speakers, microphones and buzzers.
	26	Re-label and test 411 coin-free call.
	27	ATT is the phone long-distance carrier. *1 could reach ATT-0 coin-free. 950-XXXX could reach other IXC without coin.

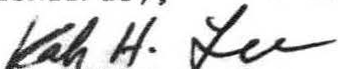
Remarks Vacuum fluorescent tube is not essential for the operation of the phone. The VFT display may show the amount needed to be deposited. 15 cents is needed if one dime has been deposited, and so on. It is convenient to the user if larger amount is involved, i.e. a long-distance phone call.

Payphone modem is programmed to connect in 3 to 5 rings. Per our conversation, if call is made from other payphone, they will be connected to each other thru modem.

Other actions taken: Re-connect broken phone line. Check and calibrate ringing signals. Restore program parameters. Make calls.

The above actions were taken during March 16 to 24, 1991. At the time of completion, we believe that we have corrected or checked all indicated items. If you have any question, please feel free to call me at 904-272-3884. Thank you for your cooperation.

Sincerely,


Kah H. Lee, owner
KI Industries, Inc.
947 Cedar Ridge Court,
Orange Park, FL 32065

File:PSC.101