

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date 08/17/98

Docket No. 991038-TC

- 1. Division Name/Staff Name Communications/McCoy
- 2. OPR Communications/McCoy
- 3. OCR Legal Services

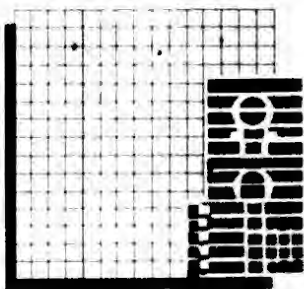
4. Suggested Docket Title Request for Exemption from Requirement of Rule 25-26.515(8), Florida Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by Teleleasing Enterprises, Inc.

5. Suggested Docket Mailing List (attach separate sheet if necessary)
- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, 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)

Teleleasing Enterprises, Inc.

2. Interested Persons and their representatives (if any)

6. Check one:
- Documentation is attached.
 - Documentation will be provided with recommendation.



TEI DAVEL COMMUNICATIONS GROUP

11565-106 N. Main St. • Jacksonville, Florida • 32218 • Phone (904) 757-8400 • Fax (904) 757-0443

August 11, 1998

Natalie Monteiro
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0866

Re: Sunstate Vacation Travel
(904) 829-0767

Ms. Monteiro,

Please find enclosed one request to "block incoming calls".

We request that the pay telephone be exempted from the provisions of Rule 25-24 515(8), F.A.C., which requires that all pay telephones must allow incoming calls to be received "with the exception of those located at penal institutions, hospitals, schools and at locations specifically exempted by the Commission."

This waiver is being requested in accordance with the requirements of Florida State Statutes 120.542(2). Granting this waiver will not impeded the continued provision of pay telephone service to the using public as intended by the underlying Statute Section 364.345.

In granting this waiver, it will lift the "substantial hardship" that the rule imposes on law enforcement, the location provider and the law abiding user.

The Sherriff's Department and the locations owner fully agree with this waiver because they feel the pay telephone is also being used for allegedly illegal activities

Please advise by Order if our request for the waiver has been accepted.

Sincerely,

Chuck Tamaski
Divisional Manager

enclosure

RECEIVED

AUG 13 8 30 AM '98

ADMINISTRATION
MAIL ROOM

RECEIVED

AUG 13 1998

CMU

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) (904) 829-0767 J-0361

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 101 LaQuinta Place, St. Augustine, FL 32084

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(8) or 25-4.076(6), F.A.C., as appropriate). 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: *Tracy Denson* DATE 7-17-98
 NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Tracy Denson
 NAME OF PAY TELEPHONE COMPANY: Tel leasing Enterprises, Inc. (TEI)
 MAILING ADDRESS: 11565-106 N. Main Street, Jacksonville, FL 32257

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: *N. Tusek* DATE 7-17-98
 NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): NOBERT TUSEK
 MAILING ADDRESS: 101 LAQUINTA PLACE ST. AUGUSTINE, FL 32084

I, the undersigned Chief of the law enforcement agency of 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 this 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: *William W. Robinson* DATE 8-7-98
 NAME & POSITION/TITLE (PRINT OR TYPE): WILLIAM W. ROBINSON, CHIEF OF POLICE
 NAME OF LAW ENFORCEMENT AGENCY: ST. AUGUSTINE POLICE DEPARTMENT
 MAILING ADDRESS: P.O. BOX 1950, ST. AUGUSTINE, FL 32085