

BellSouth Telecommunications, Inc. Fax 904 222-8640
Suite 400 904 222-1201
150 South Monroe Street
Tallahassee, Florida 32301

Nancy H. Sims
Director - Regulatory Relations

October 10, 1996

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

Dear Ms. Bayo:

RE: Docket No. 961222-TC
Waiver of Rule 25-4.076(6), F.A.C.

Enclosed please find the original and fifteen copies of our request for waiver of Rule 25-4.076(6), F.A.C. which we ask that you file in the above captioned matter.

We request that the pay telephones located at the address below be exempted from the provisions of Rule 25-4.076(6), 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 at locations specifically exempted by the Commission." The location and numbers of the public telephones are as follows:

ACK _____		
AFA _____	1801 S. Semoran Blvd.	(407) 277-9922
APP _____	Orlando, Florida	(407) 277-8559
CAT _____		(407) 277-9701
CMR _____		(407) 277-9835
CTI _____		
EA _____		
ED _____		
LI _____		
RE _____		
SEC _____		
WAS _____		
OTH _____		

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cl.
FLORIDA PUBLIC SERVICE COMMISSION OF RECORDS

DOCUMENT NUMBER-DATE
10876 OCT 10 1996
FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo
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The Police Department has requested that we submit this request for a waiver of the rule because of the use of the pay telephones at this location for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephones for these individuals. This location does not fit within the delineated exceptions to the rule and therefore this request for waiver is appropriate.

The location provider for the location identified above has either joined in or agreed to this request for waiver which is attached.

The Commission has previously granted a waiver of this Rule in Order No. 23762, issued November 15, 1990, approving Southern Bell's petition for waiver of the rule for pay telephones located at three laundromats owned by Mr. Patrick Collins in Miami, Florida. The owner had requested blocking of incoming calls to restrict the usefulness of the public phone for drug dealers and prostitutes.

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

Sincerely,


Director - Regulatory Relations

Enclosures

07/10/96 17:09
07/10/96 14:53

DE ANA+BELLSOUTH + 612 928 1362
BELLSOUTH PUBLIC COMM + DE ANA+BELLSOUTH

NO. 369 002
NO. 882 P002/002

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: ONE NUMBER PER REQUEST. NO EXCEPTIONS 407-277-9922
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1801 S. Semoran Blvd
Orlando, FL 32822 County: Orange

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(8), 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: James B. Hawkins DATE 10-3-96
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.
MAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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: Robert H. Beard DATE 7/27/96
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Robert Beard
MAILING ADDRESS: 1801 S. Semoran Blvd. Orlando, FL 32822

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 E. Kennedy, Jr. DATE 8-14-96
NAME & POSITION/TITLE (PRINT OR TYPE): WILLIAM E. KENNEDY, JR. CHIEF OF POLICE
NAME OF LAW ENFORCEMENT AGENCY: ORLANDO POLICE DEPARTMENT
MAILING ADDRESS: 100 S. Hughey Ave. Orlando, FL 32801

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) 407-277-8559PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1801 S. Semoran Blvd
Orlando, FL 32822 County: Orange

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: James B. Hawkins DATE 10-3-96NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. HawkinsNAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.MAILING ADDRESS: 2nd Floor, 75 Bagby DriveHomewood, AL 35209

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: Robert H. Beard DATE 7/23/96NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Robert BeardMAILING ADDRESS: 1801 S. Semoran Blvd. Orlando, FL 32822

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 E. Kennedy, Jr. DATE 8-1-96NAME & POSITION/TITLE (PRINT OR TYPE): WILLIAM E. KENNEDY, JR. CHIEF OF POLICENAME OF LAW ENFORCEMENT AGENCY: ORLANDO POLICE DEPARTMENTMAILING ADDRESS: 100 S. HUGHEY AVE. ORLANDO, FL. 32801

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST. NO EXCEPTIONS) 407-277-9701

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1801 S. Semoran Blvd
Orlando, FL 32822 County: Orange

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: *James B. Hawkins* DATE 10.3.96

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins

NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.

MAILING ADDRESS: 2nd Floor, 75 Bagby Drive

Homewood, AL 35209

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: *Robert A. Beard* DATE 7/23/96

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Robert Beard

MAILING ADDRESS: 1801 S. Semoran Blvd. Orlando, FL 32822

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.

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NAME & POSITION/TITLE (PRINT OR TYPE): WILLIAM E. KENNEDY, JR. CHIEF OF POLICE

NAME OF LAW ENFORCEMENT AGENCY: ORLANDO POLICE DEPARTMENT

MAILING ADDRESS: 100 S. HUGHEY AVE. ORLANDO, FL 32801

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUMBER: ONE NUMBER PER REQUEST. NO EXCEPTIONS 407-277-9835
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1801 S. Semoran Blvd
Orlando, FL 32822 County: Orange

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 26-24.515(8) or 25-4.075(8), 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.

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NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): James B. Hawkins
NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.
MAILING ADDRESS: 2nd Floor, 75 Bagby Drive
Homewood, AL 35209

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SIGNATURE OF LOCATION OWNER: Robert Beard DATE 7/23/96
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Robert Beard
MAILING ADDRESS: 1801 S. Semoran Blvd. Orlando, FL 32822

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