

BellSouth Telecommunications, Inc. Suite 400 Fax 904 222-8640 904 222-1201 Nancy H. Sims Director - Regulatory Relations

150 South Monroe Street Tallahassee, Florida 32301

March 4, 1997

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. <u>970397-70</u> Waiver of Rule 25-4.076(6), F.A.C.

Enclosed please find the original and five 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:

J. J.'s Bar B. Que 905 N. 13th Street	(561) 465-9881
Ft. Pierce, FL	
1039 79th Street	(305) 867-9357
Miami Beach, FL	
3505 Riverside Drive	(954) 753-2849
Coral Springs, FL	(954) 753-2816
700 S. Federal Highway Hollywood, FL	(954) 921-9598

DOCUMENT NUMBER-DATE

02562 MAR II 5

FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo March 4, 1997 Page 2

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.

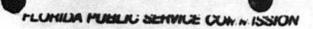
Sincerely

Director - Regulatory Relations

Enclosures

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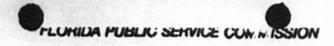
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WHE OF LAW ENFORCEMENT AGENCY FORT PIERCE POLICE DEPARTMENT
of police
SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY STATE 2 -5-97
In writing with the intent to misless a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.
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
MANUMO ADDRESS: 2008 N 4910 ST. Ft. Pierce FL. 34947
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SIGNATURE OF LOCATION OWNER Dulla Character Ch
It 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 faise 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.
Homewood, AL 35209
MAUNG ADDRESS: 2nd Floor, 75 Bagby Drive
NAME OF PAY TELEPHONE COMPANY: BellSouth Telecommunications, Inc.
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (FIRST ON TYPE). James B. Hawkins
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: Objects 5. Machin DATE 2-21-9.
I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declar that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuar to Section 837.06, Florida Statutes, whoever knowingly makes a tales 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.
To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I reque that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule, 2, 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 excuser and to prominently display a written notice directly above or below the telephone number which states: "Incoming call blocked at request of law enforcement."
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PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO IDICEPTIONS)	
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NAME OF PAY TELEPHONE COMPANY:	BellSouth Telecommunications, Inc.
WAILING ADDRESS:	2nd Floor, 75 Bagby Dive
	Homewood, AL 35209
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PAY TELEPHONE NUMBER: JOHE NUMBER PER REQUEST, NO EXCEPTIONS	
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 750 S	FEBERA HENY
HOLLYWOOD FLORIDA	County: Broward
To deter criminal activity facilitated by individuals receiving that I be granted an exemption from the requirement that incoming 24.515(8) or 25-4.076(6), F.A.C., as appropriate). I agree to providuser and to prominently display a written notice directly above or b blocked at request of law enforcement.*	Calls be received at the pay telephone location (Rule 25 to control office based intercent at no charge to the control of the card
I, the undersigned owner or officer of the pay telephone con that to the best of my knowledge and belief, the above information to Section 837.06, Florida Statutes, whoever knowingly makes a fall servant in the performance of his official duty shall be guitty of a s	an all the property of the pro
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:	ames 19. Nathin DATE 2.19.9
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
and location referenced above. It is my belief that allowing incoming the control that activity and attast to this fact by my elemanum he	oming calls being received at the pay telephone numbering calls to be blocked at the pay telephone will eliminate for a support that currents to Section 227.05 Florida
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