

I

REQUEST TO ESTABLISH DOCKET  
(PLEASE TYPE)

Date 01/05/78

Docket No. 980011-TC

- 1. Division Name/Staff Name Communications/Inlet
- 2. CPE Communications/Inlet
- 3. CCR Legal Services
- 4. Suggested Docket Title Request for Exemption from Requirements of Rule 25-26.515(B), Florida Administrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by Coin-Tel. Inc.

5. Suggested Docket Rolling List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACCOUNTS 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)

Coin-Tel. Inc.


2. Interested Persons and their representatives (if any)


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

1:VPCVABR/MP/EST/ST.  
PBC/RAB 10 (Revised 01/76)

DOCUMENT NUMBER-DATE  
**00104 JAN-5 8**  
FPC/REG. DIVISION/ST/STING



## Coin - Tel, Inc.

*"The Most Dependable Name in Pay Phones"*

December 29, 1997

Ms. Paula Isler  
State of Florida  
Public Service Commission  
Division of Records and Reporting  
Capital Circle Office Center  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE: Docket No. \_\_\_\_\_  
Waiver of Rule 25-24.515(8), F.A.C.

Dear Ms. Isler:

On behalf of Coin-Tel, Inc., enclosed please find the request for waiver of Rule 25-24.515(8), F.A.C. which we ask that you file in the above captioned matter.

We request that the pay telephone located at the address below be exempted from the provisions of Rule 25-24.515(8), 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 Commission." The location(s) and number(s) of the public telephones are as follows:

Galaxy Superette  
247 N. Amelia Ave.  
DeLand, FL 32720

(904) 740-9626  
(904) 740-8854

**RECEIVED**

DEC 31 1997

CMU

Ms. Paula Iser  
December 29, 1997  
Page 2

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

In addition, as explained below, granting this waiver will lift the "substantial hardship" that the rule imposes on law enforcement, the location provider and the law abiding using public.

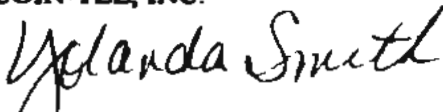
The location provider for the location identified above has either joined in or agreed to this request for waiver, which is attached

The Commission has previously granted a waiver of this Rule in Order No. 97-0273, issued March 11, 1997, approving Coin-Tel's petition for waiver of the rule for pay telephones located in Orlando. The owners had requested blocking of incoming calls to restrict the usefulness of the public phone for unlawful activity

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

Sincerely,

COIN-TEL, INC.



Yolanda Smith

Enclosures

**FLORIDA STATE POLICE COMMISSION**  
**REQUEST FOR BLOCKING INCOMING CALLS**

DATE TELEPHONE NUMBER AND NAME OF SERVICE: 904-740-9626

REGIONAL LOCATION OF PAY TELEPHONE SERVICE: Galaxy Superette

247 N. Amelia Ave. Deland, Fla. 32720

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 (Fla. 25-24.516(2) or 25-4.070(2), 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 887.02, 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: M R Alban DATE 12-29-97

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Michael R. Albanese

NAME OF PAY TELEPHONE COMPANY: Coin-Tel Inc.

MAILING ADDRESS: 5122 W. Hox St. Tampa, Fla. 33634

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 887.02, 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: Dwight D Lewis DATE 12/23/97

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Dwight D. Lewis

MAILING ADDRESS: 247 N. Amelia Ave. Deland, FL 32720

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 887.02, 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: P. M. Sate DATE 12-23-97

NAME & POSITION/TITLE (PRINT OR TYPE): Chief of Police

NAME OF LAW ENFORCEMENT AGENCY: Deland Police Dept

MAILING ADDRESS: P.O. DRAWER 449 DELAND FLA. 32721-0449

FLORIDA PUBLIC SERVICE COMMISSION  
REQUEST TO BLOCK INCOMING CALLS

INVESTIGATING AGENCY AND NUMBER OF REPORTS: 904-740-8854

NAME AND ADDRESS OF PAY TELEPHONE LOCATION: Galaxy Superette

247 N. Amelia Ave. Deland, Fla. 32720

To clear 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 (Fla. Stat. 366.05 or 366.06), 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 887.08, 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: MR. Alban DATE 12-29-97

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): Michael R. Albanese

NAME OF PAY TELEPHONE COMPANY: Coin-Tel Inc

MAILING ADDRESS: 5132 W. Knox St, Tampa, Fla. 33634

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 887.08, 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: Dwight D. Lewis DATE 12/23/97

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Dwight D. Lewis

MAILING ADDRESS: 247 N. Amelia Ave. Deland FL 32720

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 887.08, 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: R. M. Dotti DATE 12-23-97

NAME & DESIGNATION (PRINT OR TYPE): CHIEF OF Police

NAME OF LAW ENFORCEMENT AGENCY: Deland Police Dept.

MAILING ADDRESS: P.O. DRAWER 449 DELAND, FLA. 32721-0449