# REQUEST TO ESTABLISH DOCKET

	(PLEASE TIPE)
Dete	Pecket No. 990/42-70
١.	Division Hamm/Staff Hamm Communications/Islar
2.	OPR_Communications/Isler
3.	OCR_Legal Services
4.	Suggested Bocket Title Request for Exemption from Requirement of Rule 25-24.515(8), Florida
Admi	Injetrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by BellSouth Public
Сопи	munications, 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. (Natch representatives to clients.)
	1. Parties and their representatives (if any)
_4	names B. Newkins
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	2. Interested Persons and their representatives (if any)
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6.	Check one: _XX Documentation is attached.
	Documentation will be provided with recommendation.
1.1	PSC\RAR\\P\ESTDKT.

PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

@ BELLSOUTH

BellSouth Public Communications, Inc. 75 Bagby Drive Homewood, Alabama 35209 99 FEB -8 M 9-24 MAIL RO 24

February 4, 1999

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

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CMU

Dear Ms. Bayo:

Enclosed please find the original and 5 copies of our request for waiver of Rule 25-24.515(8), F.A.C. which we ask you file in the above captioned matter.

We request that the pay telephones located at the addresses 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 the Commission." The locations and numbers of the public telephones are as follows:

1750 N. Laura St. Jacksonville, FL 32258 (904) 355-9521

1750 N. Laura St. Jacksonville, FL 32258 (904) 358-9117

Ms. Bianco S. Bayo February 4, 1999 Page 2

1750 N. Laura St. Jacksonville, FL 32258	(904) 633-9730		
5200 N. E. 39th Ave. Gainesville, FL 32609	(352) 378-9064		

5200 N. E. 39<sup>th</sup> Ave. (352) 377-8642 Gainesville, FL 32609

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 Police Department has requested that we submit this request for a waiver of the rule because of the use of the pay telephones at these locations 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 locations identified above has either joined in or agreed to this request for waiver which is attached.

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

Sincerely,

Manager - Regulatory

BellSouth Public Communications, Inc.

PAY TELEPHONE NUMBER CONE NUMBER PER REQUEST, NO EXCEPTIONS	904-35-9521
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1750 N LAU	- 1 1
TACKSONVELLE, FL	County: DUFAL
To deter criminal activity facilitated by individuals receiving incitiat I be granted an exemption from the requirement that incoming of 24.515(8) or 25-4.076(6), F.A.C., as appropriate). I agree to provide user and to prominently display a written notice directly above or beloblocked at request of law enforcement."	alls be received at the pay telephone location (Rule 2) central office based intercept at no charge to the end
I, the undersigned owner or officer of the pay telephone comp that to the best of my knowledge and belief, the above information is to Section 837.06, Florida Statutes, whoever knowingly makes a false servant in the performance of his official duty shall be guilty of a mis	a true and correct statement. I am aware that pursual statement in writing with the intent to mislead a public sdemeanor of the second degree.
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:	DATE 2.3.96
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE)	James B. Hawkins
NAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications
MAILING ADDRESS:	2nd Floor, 75 Bagby Drive
and location referenced above. It is my belief that allowing incoming	ning calls being received at the pay telephone numbe calls to be blocked at the pay telephone will eliminat
and belief, criminal activity is associated with and facilitated by income and location referenced above. It is my belief that allowing incoming or help control that activity and attest to this fact by my signature below Statutes, whoever knowingly makes a false statement in writing with the of his official duty shall be guilty of a misdemeanor of the second definition.	one location, declare that to the best of my knowledge ning calls being received at the pay telephone number calls to be blocked at the pay telephone will eliminate w. I am aware that pursuant to Section 837.06, Florid te intent to mislead a public-servant in the performance agree.
and belief, criminal activity is associated with and facilitated by incoming and location referenced above. It is my belief that allowing incoming or help control that activity and attest to this fact by my signature belo Statutes, whoever knowingly makes a false statement in writing with the of his official duty shall be guilty of a misdemeanor of the second de SIGNATURE OF LOCATION OWNER:	one location, declare that to the best of my knowledge ning calls being received at the pay telephone number calls to be blocked at the pay telephone will eliminate with a management to Section 837.06, Floridge intent to mislead a public-servant in the performance agree.
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and belief, criminal activity is associated with and facilitated by incoming and location referenced above. It is my belief that allowing incoming or help control that activity and attest to this fact by my signature belo Statutes, whoever knowingly makes a false statement in writing with the of his official duty shall be guilty of a misdemeanor of the second designature of Location owner.  NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Location owners.  I, the undersigned Chief of the law enforcement agency of telephone is located, declare that to the best of my knowledge and be by incoming calls being received at the pay telephone number and to incoming calls to be blocked at this pay telephone will eliminate or I signature below. I am aware that pursuant to Section 837.06, Florida in writing with the intent to mislead a public-servant in the performance of the second degree.  SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY:	one location, declare that to the best of my knowledge ining calls being received at the pay telephone number calls to be blocked at the pay telephone will eliminately. I am aware that pursuant to Section 837.06, Florid is intent to mislead a public-servant in the performance or server.  DATE DIOS S  I the jurisdiction in which the above-referenced pareller, criminal activity is associated with and facilitates ocation referenced above. It is my belief that allowing the point of that activity and attest to this fact by my Statutes, whoever knowlingly makes a false statement of the other official duty shall be guilty of a misdemeand of the control that activity and attest to this fact by my statutes.

PAY TELEPHONE NUMB 'R: JONE NUMBER PER REQUEST, NO EXCEPTIONS	904-358-9117
PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 1750 N	
TACKSONITLE, FL	County: DUVAL
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 provid user and to prominently display a written notice directly above or be blocked at request of law enforcement.*	calls be received at the pay telephone location (Rule 25 le central office based intercept at no charge to the end
I, the undersigned owner or officer of the pay telephone con that to the best of my knowledge and belief, the above information i to Section 837.06, Florida Statutes, whoever knowledgy makes a fak servant in the performance of his official duty shall be guilty of a n	is a true and correct statement. I am aware that pursuant se statement in writing with the intent to mislead a public-
SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:	DATE 2.3.99
NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE)	James B. Havkins
NAME OF PAY TELEPHONE COMPANY:	BellSouth Public Communications
MAILING ADDRESS:	2nd Floor, 75 Bagby Drive
	Homewood, AL 35209
or help control that activity and attest to this fact by my signature be Statutes, whoever knowingly makes a false statement in writing with of his official duty shall be guilty of a misdemassion of the second	the intent to mislead a public-servant in the performance degree.
SIGNATURE OF LOCATION OWNER	DATE 01/08/89
NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): LOUZS	TOSECH
MAILING ADDRESS: 1750 N LAURA ST TACKSO	WYELLE, FC 32258
I, the undersigned Chief of the law enforcement agency telephone is located, declare that to the best of my knowledge and by incoming calls being received at the pay telephone number and incoming calls to be blocked at this pay telephone will eliminate o signature below. I am aware that pursuant to Section 837.06, Florid in writing with the intent to mislead a public-servant in the performance.	belief, criminal activity is associated with and facilitated location referenced above. It is my belief that allowing in help control that activity and attest to this fact by my
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Of the second degree.  SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY:	DATE   99

PAY TELEPHONE NUMBER: JONE	NUMBER P	ER REQUEST, NO EXCEP	TIONSI 909	1-633-9730	)
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JACKSOWYDLE,	FL	3228			DUVAL
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NAME OF PAY TELEPHONE COMP	W/r		BellSout	h Public Comm	unications
MALING ACCORESS			2nd Flco	c, 75 Bagby D	rive
			Bonewood	. AL 35209	
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GAINESUILL FL.	County AFACHUA
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HUNATURE CE OWNER/OFFICE ELEPHONE COMPANY	1 1
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MANE OF PAY TELEPHONE TALKET	BellSouth Public Communications
MIN ADDRESS	2nd Ploor, 75 Bagby Drive
	Homewood, AL 35209
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GAINESUILLE, FL.	County: ALACHUA	leton/
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AUF OF PAY TELEPHONE CALM-1	BellSouth Public Communications	-
ASIN ADUMESS	2nd Floor, 75 Bagby Drive	
	Homewood, AL 35209	
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5200 N.C. 39TH AVE	CAINESPITE FL 32609	
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