## REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date	04/10/98 Docket No. 9805/4 -/C
١.	Division Name/Staff Name Communications/Isler
2.	OPR Communications/Isler
	OCR Legal Services
4.	Suggested Docket Title Request for Exemption from Requirement of Rule 25-24,515(8), Florida
Admi	nistrative Code, That Each Pay Telephone Station Shall Allow Incoming Calls by Peoples Telephone
Come	eny, 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)
Pec	ples Telephone Company, Inc.
_	
_	
-	
	2. Interested Persons and their representatives (if any)
	Same Same Same Same Same Same Same Same
6. (	Theck one:  XX_ Documentation is attached.
	Documentation will be provided with recommendation.
1:1	SC\RAR\WP\ESTDKT.

DOCUMENT SIMPLER-DATE



March 31, 1998

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

RECEIVED

APR 0 7 1595

CMU

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

Dear Ms. Bayo:

On Behalf of Peoples Telephone Company, Inc. d/b/a PTC, enclosed please find the original and five copies of our 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 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:

407-321-1376

Sunshine Liquor 1610 West 13th Street Sanford, Florida 32771

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 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 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

Ms. Blanca S. Bayo March 31, 1998 Page 2

for waiver which is attached.

The Commission has previously granted waiver of this Rule in Order No. 97-0425, issued April 16, 1997, approving Peoples Telephone Company, Inc.'s petition for waiver of the rule for pay telephones located in Sanford, Fl. 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,

Odalys Bencomo Regulatory Assistant

Enclosures

F:WPSIDATA/REGULA/RANDEL/PSC/BLK INC

## REQUEST TO BLOCK INCOMING CALLS

Y TELEPHONE NUMBER: JONE NUMBER		THE RESERVE TO SHARE THE PARTY OF THE PARTY							-
	ME (ADDRESS)	1610	West	13+2 9	t. 5,	an Fort	1	4	_
To deter criminal activity for at I be granted an exemption from .515(8) or 25-4.076(6), F.A.C., are and to prominently display a socked at request of law enforce	im the require as appropriate written notice	ment that in	ncoming ca o provide c	is be receiventral office	red at the based is	pay telep ntercept a	t no c	harge to the a	and-
I, the undersigned owner of at to the best of my knowledge in Section 837.06, Florida Statutes ovent in the performance of his	and ballef, the s, whoever kno official duty s	above infor owingly mail shall be guil	mation is a rec a false of ty of a mis-	true and co statement in demeanor o	writing working when the second	vith the int	ent to	mislead a pu	blic-
SHATURE OF OWNER/OFFICER OF P	AY TELEPHONE	COMPANY.	Bene	e VCor	an			_ DATE 3 .30	
ME OF OWNER/OFFICER OF PAY TE	LEPHONE COM	PANY (PRINT	OR TYPE: B	BUCE NEW	VAAD,	EVP Reg	ULATO	27 APPAIR	2_5
ME OF PAY TELEPHONE COMPANY:	Peoples	TE   60	HOLE C	many	Juc				_
UNO ADDRESS 2300 NW	8944 7	Place	Migr	ni, Fl.	531	72			
I, the undersigned owner id belief, criminal activity is asso id location referenced above. It help control that activity and att atutes, whoever knowingly make	ociated with a t is my belief t test to this fact es a felse state	nd feclitate hat allowing t by my sign ement in wri	d by incom incoming nature below ting with the	ing calls be calls to be i w. I am awa e intent to n	ing recei blocked i ere that p	ved at the at the pay ursuant to	teleph Section	arephone hun none will elimi on 837.06. Fic	nate rida
d belief, criminal activity is asso d location referenced above. It help control that activity and att atutes, whoever knowingly make his official duty shall be guilty	colated with a t is my belief to test to this fact es a felse state of a misdeme	nd feclitate hat allowing t by my sign ement in wri	d by incom incoming nature below ting with the second de	ing calls be calls to be i w. I am awa e intent to n gree.	ing recei blocked i ere that p	ved at the at the pay ursuant to	teleph Section	none will eliminon 837.06. Flo	nate orida orice
d belief, criminal activity is asso id location referenced above. It help control that activity and att atutes, whoever knowingly make his official duty shall be guilty: GNATURE OF LOCATION OWNER.	t is my belief to test to this fact es a felse state of a misdeme	nd facilitate that allowing it by my sign ament in write anor of the	d by incoming incoming nature below thing with the record de	ing calls be calls to be it w. I am awa e intent to m gree.	blocked in the street that phisiead a	ved at the at the pay ursuant to public-ser	teleph Section	pare J	rida irida irice
d belief, criminal activity is assorted tocation referenced above. It help control that activity and attactes, whoever knowingly make his official duty shall be guilty.  GNATURE OF LOCATION OWNER.	t is my belief to test to this fact es a felse state of a misdeme	nd facilitate that allowing t by my sign ament in writenor of the	incoming incoming nature below thing with the psecond de	ing calls be calls to be it w. I am ewit e intent to n gree.	ong receiplocked in the street that principles and a	t the pay ursuant to public-ser	teleph Sections in	none will eliminon 837.06. Flo	rida irida irice
d belief, criminal activity is asso id location referenced above. It help control that activity and att atutes, whoever knowingly make his official duty shall be guilty: GNATURE OF LOCATION OWNER.	t is my belief to test to this fact es a felse state of a misdeme	nd facilitate that allowing t by my sign ament in writenor of the	incoming incoming nature below thing with the psecond de	ing calls be calls to be it w. I am ewit e intent to n gree.	ong receiplocked in the street that principles and a	t the pay ursuant to public-ser	teleph Sections in	pare J	rida irida irice
d belief, criminal activity is assorted tocation referenced above. It help control that activity and attractive, whoever knowingly make his official duty shall be guilty that official duty shall be guilty shall be blocked at the guilty below. I am sware that writing with the intent to misles	colated with an it is my belief to test to this fact as a false state of a misdeme of the law et to the best of at the pay telepthis	nd facilitate that allowing t by my sign ament in writenor of the onforcement if my knowle lephone will elephone w	agency of agency	the jurisdistile cartion references	iction in all activity renced a that activity	which the ris associations at the pay	above sted was my be steet to makes	DATE J/J  On 10 J  On	pay pay and pay ment
d belief, criminal activity is assorted tocation referenced above. It help control that activity and attractive, whoever knowingly make his official duty shall be guilty that official duty shall be guilty shall be blocked at the guilty below. I am sware that writing with the intent to misles the second degree.	t is my belief to test to this fact as a false state of a misdeme of a misdeme of a misdeme of the law et to the best of at the pay telepit pursuant to 8 and a public-se and a public-se	on type:  on typ	agency of agency	the jurisdication reference of his off	iction in al activity renced a that act hoever k ficial duty	which the risessociativity and in movingly in shall be in the pay and in the risessociativity and in the risessoci	above above at the state of the	DATE J// Pereferenced with end facilit selief that allo to this fact by a false state of a misdems	pay pay ased ing my ment
d belief, criminal activity is assorted tocation referenced above. It help control that activity and attractives, whoever knowingly make his official duty shall be guilty. SNATURE OF LOCATION OWNER OF PAY TELEPHONE (OCATION ALING ADDRESS: // O /	colated with an it is my belief to test to this fact as a false state of a misdema of a the law eat to the best of at the pay telepit pursuant to a a public-security and a public-security of the pay telepit pursuant to a security and a public-security of the pay telepit pursuant to a security of the pay	ond facilitate that allowing to by my sign ament in writenor of the conforcement of the conforcement of the knowle lephone numbers will elephone numbers will elephone will elephone will elephone will elephone will elephone will elephone numbers will elephone numbers accepted to the conforcement of the conforcement accepted to the con	agency of adge and be iminate or .06. Florida performan	the jurisdication reference of his off	iction in all activity renced a li that act hoever is ficial duty	which the risessociativity and in shall be concerned.	a sbov sted w sted w sted w steet t makes guilty o	DATE 3/8/5	pay pay and wing my ment
d belief, criminal activity is assorted tocation referenced above. It help control that activity and attractive, whoever knowingly make his official duty shall be guilty that official duty shall be guilty shall be blocked at the guilty below. I am sware that writing with the intent to misles the second degree.	colated with an it is my belief to test to this fact as a false state of a misdeme	on Type:  onforcement in the improvement in the imp	agency of adge and by the performance of the perfor	the jurisdication reference of his officers.	iction in al ectivity renced a that act thoever k ficial duty	which the pay which the pis associations. It is the pay and is associated as a shall be	a sbov sted w sted w sted w steet t makes guilty o	DATE 3/8/5	pay pay and wing my ment

FORM: PSC/CMU 2 (12/94)

RECEIVED

MAR 1 3 1995