

FLORIDA PUBLIC SERVICE COMMISSION
Capital Circle Office Center, 2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

M E M O R A N D U M

April 4, 1996

TO : DIRECTOR, DIVISION OF RECORDS AND REPORTING

FROM : DIVISION OF COMMUNICATIONS [K. LEWIS] *KL*
DIVISION OF LEGAL SERVICES [LUGO] *scf/TH by [initials]*

RE : DOCKETS NOS. 960194-TL, 960215-TL - GTE FLORIDA
INCORPORATED - REQUEST FOR EXEMPTION FROM REQUIREMENT
THAT EACH TELEPHONE STATION SHALL ALLOW INCOMING CALLS.

DOCKETS NOS. 960247-TL, 960248-TL, 960249-TL & 960298-TL
- BELLSOUTH TELECOMMUNICATIONS, INC. - REQUEST FOR
EXEMPTION FROM REQUIREMENT THAT EACH TELEPHONE STATION
SHALL ALLOW INCOMING CALLS.

DOCKET NO. 960261-TC - UNITED TELEPHONE COMPANY OF
FLORIDA - REQUEST FOR EXEMPTION FROM REQUIREMENT THAT
EACH TELEPHONE STATION SHALL ALLOW INCOMING CALLS.

DOCKET NO. 960262-TC - PEOPLES TELEPHONE COMPANY, INC. -
REQUEST FOR EXEMPTION FROM REQUIREMENT THAT EACH
TELEPHONE STATION SHALL ALLOW INCOMING CALLS.

AGENDA: 04/16/96 - REGULAR AGENDA - PROPOSED AGENCY ACTION -
INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: I:\PSC\CMU\WP\960194.RCM

CASE BACKGROUND

Each of the providers listed on pages 4 and 5 have submitted one or more requests to block incoming calls at their pay telephones. Each of the requests were submitted on a properly completed Form PSC/CMU 2 (12/94). Staff believes the following recommendation is appropriate.

DOCUMENT NUMBER-DATE

03881 APR-4 96

FPSC-RECORDS/REPORTING

DOCKETS NOS. 960194-TL, 960215-TL, 960247-TL, 960248-TL, 960249-TL,
960298-TL, 960261-TL, & 960262-TC,
DATE: April 4, 1996

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission grant each of the providers listed on pages 4 and 5 an exemption from the requirement that each telephone station shall allow incoming calls for the pay telephone numbers at the addresses listed?

RECOMMENDATION: Yes, the Commission should grant each of the providers listed on page 4 an exemption from the requirement that each telephone station shall allow incoming calls for the pay telephone numbers at the addresses listed.

STAFF ANALYSIS: Rules 25-24.515(8), and 25-4.076(6), Florida Administrative Code, provide in pertinent part;

Each telephone station shall 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. There shall be no charge for receiving incoming calls. Requests for exemption from the requirement that each telephone station allow incoming calls shall be accompanied by a completed FORM PSC/CMU-2 (12/94), which is incorporated into this rule by reference.

Each company has submitted a properly completed Request to Block Incoming Calls form for each of the instruments identified on pages 4 and 5. Staff has reviewed each form and found each to have been signed by the owner or officer of the pay telephone company, the location owner, and the chief of the law enforcement agency of the jurisdiction in which the pay telephone is located.

By signing FORM PSC/CMU-2 (12/94), each pay telephone company has agreed 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 the request of law enforcement." Furthermore, there is language on the form above each of the three party's signatures which states "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."

Staff is satisfied that the forms have been completed properly. Staff is not aware of any unusual circumstances that

DOCKETS NOS. 960194-TL, 960215-TL, 960247-TL, 960248-TL, 960249-TL,
960298-TL, 960261-TL, & 960262-TC,
DATE: April 4, 1996

would require further investigation in any of these cases,
consequently, staff recommends approval of each of the requests.

ISSUE 2: Should these dockets be closed?

RECOMMENDATION: Yes, if no timely protest to the proposed agency
action is filed within 21 days of the date of issuance of the
Order, these dockets may be closed.

STAFF ANALYSIS: Whether staff's recommendation on issue 1 is
approved or denied, the result will be a proposed agency action
order. If no timely protest to the proposed agency action is filed
within 21 days of the date of issuance of the Order, these dockets
may be closed. A protest filed in one docket shall not affect the
closing of the other dockets.

DOCKETS NOS. 960194-TL, 960215-TL, 960247-TL, 960248-TL, 960249-TL,
 960298-TL, 960261-TL, & 960262-TC,
 DATE: April 4, 1996

<u>DOCKET NO.</u>	<u>PROVIDER</u>	<u>PHONE NUMBER</u>	<u>ADDRESS</u>	<u>CITY</u>
960194-TL	GTE FLORIDA	941/682-9739	431 S. CENTRAL AVE	LAKELAND
960194-TL	GTE FLORIDA	941/682-9213	431 S. CENTRAL AVE	LAKELAND
960194-TL	GTE FLORIDA	941/682-9411	431 S. CENTRAL AVE	LAKELAND
960215-TL	GTE FLORIDA	813/251-9085	1702 MAIN STREET W.	TAMPA
960215-TL	GTE FLORIDA	813/251-9407	1702 MAIN STREET W.	TAMPA
960247-TL	BELLSOUTH	305/649-9010	1631 NW 3RD STREET	MIAMI
960247-TL	BELLSOUTH	305/751-9410	5525 NW 2ND AVENUE	MIAMI
960247-TL	BELLSOUTH	305/751-9415	5525 NW 2ND AVENUE	MIAMI
960247-TL	BELLSOUTH	954/925-9775	2231 FILLMORE STREET	HOLLYWOOD
960247-TL	BELLSOUTH	954/921-9676	2231 FILLMORE STREET	HOLLYWOOD
960248-TL	BELLSOUTH	407/855-9947	9919 TURF COURT	ORLANDO
960248-TL	BELLSOUTH	407/855-9946	9908 SWEEPSTAKES LN	ORLANDO
960248-TL	BELLSOUTH	407/291-7907	6080 WESTGATE DRIVE	ORLANDO
960249-TL	BELLSOUTH	305/294-9152	829 FLEMING STREET	KEY WEST
960298-TL	BELLSOUTH	305/883-9627	2000 PALM AVENUE	HIALEAH
960298-TL	BELLSOUTH	305/883-9631	2000 PALM AVENUE	HIALEAH
960298-TL	BELLSOUTH	407/851-2116	4405 S. TEXAS AVENUE	ORLANDO
960298-TL	BELLSOUTH	954/925-9009	2622 N. 22 AVENUE	HOLLYWOOD
960298-TL	BELLSOUTH	954/925-7009	2626 N. 22 AVENUE	HOLLYWOOD
960298-TL	BELLSOUTH	954/920-8747	2626 N. 22 AVENUE	HOLLYWOOD
960261-TL	UNITED TEL CO	941/455-9937	4704 GOLDEN GATE PKWY	NAPLES
960261-TL	UNITED TEL CO	941/455-9971	4704 GOLDEN GATE PKWY	NAPLES
960261-TL	UNITED TEL CO	941/774-9962	3596 BAYSHORE DRIVE	NAPLES
960261-TL	UNITED TEL CO	941/774-9906	3596 BAYSHORE DRIVE	NAPLES
960261-TL	UNITED TEL CO	941/774-9818	2802 THOMASSON DRIVE	NAPLES
960261-TL	UNITED TEL CO	941/774-9997	2802 THOMASSON DRIVE	NAPLES

DOCKETS NOS. 960194-TL, 960215-TL, 960247-TL, 960248-TL, 960249-TL,
960298-TL, 960261-TL, & 960262-TC,
DATE: April 4, 1996

960261-TL	UNITED TEL CO	941/774-9842	2802 THOMASSON DRIVE	NAPLES
960261-TL	UNITED TEL CO	941/774-9897	2802 THOMASSON DRIVE	NAPLES
960261-TL	UNITED TEL CO	941/455-9988	1998 SANTA BARBARA BLVD	NAPLES
960261-TL	UNITED TEL CO	941/455-9984	1998 SANTA BARBARA BLVD	NAPLES
960261-TL	UNITED TEL CO	941/455-9900	1797 STATE ROAD 951	NAPLES
960261-TL	UNITED TEL CO	941/455-9968	1797 STATE ROAD 951	NAPLES
960261-TL	UNITED TEL CO	941/455-9936	1797 STATE ROAD 951	NAPLES
960261-TL	UNITED TEL CO	941/774-9880	11339 E. TAMIAMI TRAIL	NAPLES
960261-TL	UNITED TEL CO	941/774-9968	11339 E. TAMIAMI TRAIL	NAPLES
960261-TL	UNITED TEL CO	941/774-9839	11339 E. TAMIAMI TRAIL	NAPLES
960261-TL	UNITED TEL CO	941/774-9872	11339 E. TAMIAMI TRAIL	NAPLES
960261-TL	UNITED TEL CO	941/455-9921	1998 SANTA BARBARA BLVD	NAPLES
960262-TC	PEOPLES TELEPHONE	407/381-5541	5660 CURRY FORD RD	ORLANDO
960262-TC	PEOPLES TELEPHONE	407/381-5547	5660 CURRY FORD RD	ORLANDO
960262-TC	PEOPLES TELEPHONE	407/381-5772	5660 CURRY FORD RD	ORLANDO
960262-TC	PEOPLES TELEPHONE	407/381-5794	5660 CURRY FORD RD	ORLANDO