REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date03/27/98	Docket No. 980443-TC
1. Division Name/Staff Name Communications/Isler	
2. OPR Communications/Islan	
3, OCR Legal Services	
4. Suggested Docket Title Request for Exemption from Requ	
Administrative Code, That Each Pay Telephone Station Shell Al	
Incorporated	
5. Suggested Docket Hailing List (attach separate sheet if n	ocessary)
A. Provide NAMES COLY for regulated companies or ACRONYMS as shown in Rule 25-22.104, F.A.C. B. Provide COMPLETE name and address for all others. (Mat)	SANDS BUILT FACOUS FOUR DOMESTICS
1. Parties and their representatives (if any)	NIINGGERMANALANGALANGALANGA
Sprint-Florida, Incorporated	
2. Interested Persons and their representatives (if an	y):
 Check one: XX Documentation is attached. 	
Documentation will be provided with recomm	endation.
1:\PSC\RAR\WP\ESTDKT.	
BCC/BAB 10 /Boylead 01/G63	

DOCUMENT AUMBER - DATE

03658 HAR 30 %



Harvey L. Spears, Jr.

Southern Operations Box 22() Bullabaser El (23)() Bullabaser El (23)() Eac 850 608 (27)

March 11, 1998

RECEIVED

Ms. Blanca S. Bayo
Director, Division of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

MAR 1 2 1995

CMIJ

Dear Ms. Bayo:

Re:

Docket No.

Waiver of Rule 25-24.515(8), F.A.C.

3

6h behalf of Sprint-Florida, Inc., enclosed please find our request for waiver of Rule 25-25.515(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 ocated at penal institutions, hospitals and schools and at locations specifically exempted by the Commission." The locations and numbers of the public telephones are listed below

Bonita Springs Public Library 26876 Pine Avenue Bonita Springs, FL

941-992-9723

Dunbar Jupiter Hammon Public Library 3095 Blount Street Fort Myers, FL

941 337-4586

Fort Myers-Lee County Library 2050 Lee Street Fort Myers, FL

941 337-4317

This waiver is being requested in accordance with the requirements of Florida 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 Sheriff's Office 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. These locations do 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,

Harvey L Spears,

Enclosures



" PYKHUT (1754)

FLURIDA PUBLIC SERVICE CUM

REQUEST TO BLOCK INCOMING &



MYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): Bonita Springs Public Library, 26876 Pine Ave.

Bonita Springs, FL 34135

To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request at I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-4.515(8) or 25-4.076(6), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-ser and to prominently display a written notice directly above or below the telephone number which states: "Incoming calls locked at request of law enforcement."

ser and to promi	ninently display a written notice directly above or below the telephone number which states: "Incoming calls est of law enforcement."
Section 837.06,	dersigned owner or officer of the pay telephone company named below, have read the foregoing and declare if my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant if, Florida Statutes, whoever knowledgy makes a false statement in writing with the intent to mislead a publication and official duty shall be guilty of a missempanes of the second degree.
SNATURE OF OWN	NER/OFFICER OF PAY TELEPHONE COMPANY XXIIII KEE
AME OF OWNERYO	OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): LaVelle Rixie
AME OF PAY TELEP	PHONE COMPANY: Sprint-Florida
A'LING ADDRESS:	962 First St. Bldg D. Altamonte Springs, FL 32701
This official duty GNATURE OF LOCA AME OF PAY TELEPI	r knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of shall be guilty of a misdemeanor of the second degree. ATION OWNER: DATE / 26 32 PHONE LOCATION OWNER (PRINT OR TYPE): Lee County Library System
AILING ADDRESS:	2050 Lee Street, Fort Myers, FL 33901
ephone is locate incoming calls to coming calls to t gnature below. I	dersigned Chief of the law enforcement agency of the jurisdiction in which the above-referenced pay led, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated being received at the pay telephone number and location referenced above. It is my belief that allowing be blocked at this pay telephone will eliminate or help control that activity and attest to this fact by my I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a talse statement intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor gree.
NATURE OF CHIEF	F OF RESPONSIBLE LAW ENFORCEMENT AGENCY: At an Organ Date 2-19-9.
ME & POSITION/TIT	TLE (PRINT OR TYPE): John J. M. Daugall Shearts of Longe Pla
ME OF LAW ENFOR	ACEMENT AGENCY OFFICE OF Sheeke, bee Co Fla
	14750 Six mile Cuences Province of myers 6/2 33912

FLODA PUBLIC SERVICE CUMMISSION

REQUEST TO BLOCK INCOMING CALLS

PAY TELEPHONE NUM	BER (941)	337-4586			S Pinenira
PHYSICAL LOCATION	OF PAY TELEPHONE (AD	ORESS):_ Dunb	ar Jupiter Hammon B	Public Library	y urrelati
3095 B1	ount Street, F	ort Myers, FL	33916		E -
that I be granted an 24.515(8) or 25-4.0 user and to promine	exemption from the 76(6), F.A.C., as app.	requirement that ropriate). I agree notice directly ab	eceiving incoming calls a incoming calls be receive to provide central office pove or below the telepho	ed at the pay toleph based intercept at	one location (Rule 25- no charge to the end-
hat to the best of m	y knowledge and be lorida Statutes, who	fief, the above info	hone company named bo ormation is a true and con akes a faise statement in v alty of a misdemeanor, of	rect statement. I ar writing with the into	n aware that pursuant nt to mislead a public- t.
GNATURE OF OWNER	YOFFICER OF PAY TEL	EPHONE COMPANY	Saulle K		DATE 305 TO
NAME OF OWNER/OFF	ICER OF PAY TELEPHO	NE COMPANY IPHIN	OR TYPE): LaVelle F	Rivie	
	ONE COMPANY: St				
		Date of the second	tamonte Spgs. Fl	32701	
or help control that a Statutes, whoever kn of his official duty si	activity and attest to to nowingly makes a fal- nall be guilty of a mi	his fact by my sig se statement in wr sdemeanor of the		that pursuant to \$	ection 837.06, Florida nt in the performance
GNATUPE OF LOCATI	ON OWNER: SELE	day My Se	lustyryer		DATE 1.26-98
AME OF PAY TELEPHO	ONE LOCATION OWNER	(FRINT OR TYPE):_	Ace County Libra	ary System	
ALING ADORESS:	2050 Lee Stre	et, Fort Myer	s, FL 33901		
	1,0				8
or phone is located by Incoming calls be necessary to be ignature below. I am writing with the interest the second degree	declare that to the ling received at the plocked at this pay maware that pursua ent to mislead a pub	best of my knowle by telephone nur telephone will ell nt to Section 837. dic-servant in the	agency of the jurisdiction of the property of	activity is associate need above. It is m not activity and atte ever knowingly ma	od with and facilitated by belief that allowing test to this fact by my kes a false statement
AME & POSITION/TITLE			land the second		
AME OF LAW ENFORCE			RT, CHIEF OF POLICE POLICE DEPARTMENT		
AILING ADDRESS			TREET FORT MYERS, I	FL 33901	

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

		S VETTO STORE
PAY TELEPHONE NUMBER: (941)	337-4317	HARDIN B
PHYSICAL LOCATION OF PAY TELEPHONE (AD	DRESS):_ Fort Myers-Lee County Library	19
2050 Lee Street, Fort Myers,	FL 33901	A TOWN BY IT OF
that I be granted an exemption from the a 24.515(8) or 25-4.076(6), F.A.C., as appr	ed by individuals receiving incoming calls at the pay to requirement that incoming calls be received at the pay opriate). If agree to provide central office based into notice directly above or below the telephone number	ay telephone location (Hule 25- ercept at no charge to the end-
that to the best of my knowledge and bell to Section 837.06, Florida Statutes, whose	er of the pay telephone company named below, have lef, the above information is a true and correct stater wer knowingly makes a false statement in writing with duty shall be guilty of a misdemeanor of the secon	nent. I am aware that pursuant in the intent to mislead a public- ad degree.
SCHATURE OF OWNER/OFFICER OF PAY TELE	PHONE COMPANY: Jackle Sit	DATE 3 TO STO
VAME OF OWNER/OFFICER OF PAY TELEPHON	NE COMPANY (PRIOR OR TYPE): LaVelle Rixie	
VAME OF PAY TELEPHONE COMPANY:		
	, Altamonte Spgs. FL 32701	
or help control that activity and attest to the	ly M Solvitzinger	pant to Section 837.05, Florida offic-servant in the performance
	, Fort Myers, FL 33901	
I, the undersigned Chief of the elephone is located, declare that to the by incoming calls being received at the procoming calls to be blocked at this paying atture below. I am aware that pursuan	law enforcement agency of the jurisdiction in whitest of my knowledge and belief, criminal activity is a sy telephone number and location referenced above telephone will eliminate or help control that activity at to Section 837.06, Florida Statutes, whoever know its control in the performance of his official duty shall be a section of the performance of his official duty shall be a section o	associated with and lacitated e. It is my belief that allowing and attest to this fact by my ringly makes a false statement
AME OF LAW ENFORCEMENT AGENCY:	FORT MYERS POLICE DEPARTMENT	
AR ING ADORESS	2210 PECK STREET FORT NYERS, FL 33	901