REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date January 21,	2000 Docket No. 00063-70
1. Division Name/	Staff Name Communications/Isler
2. OPR Communic	ations/Isler
3. OCR Legal Se	rvices
4. Suggested Dock	et Title Request for Exemption from Requirement of Rule 25-24.515(13), Florida
Administrative Cod	e, That Each Pay Telephone Station Shall Allow Incoming Calls by Payphone Connection Inc.
5. Suggested Dock	et Mailing List (attach separate sheet if necessary)
	ES ONLY for regulated companies or ACRONYMS ONLY regulated industries,
as shown in	Rule 25-22.104, F.A.C. PLETE name and address for all others. (<u>Match representatives to clients.</u>)
1. Parties	and their representatives (if any)
Scott A. Sewell	
2. Interest	ed Persons and their representatives (if any)
-	
6. Check one:	
	Documentation is attached.
	Documentation will be provided with recommendation.
I:\PSC\RAR\WP\ESTD	ст.
PSC/RAR 10 (Revise	

DOCUMENT NUMBER-DATE

JAN 21 B

FPSC-RECORDS/REPORTING

PAYPHONE CONNECTION, INCO JAN -3 AM 9 03 ORIGIN 224 PARNELL STREET

MERRITT ISLAND, FL 32953 MAIL ROOM

AM (1)

AM (2)

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

Dear Ms. Bayo:

RE: Waiver of Rule 25-24.515(13), F.A.C.

Enclosed please find the original and five copies of our request for a two-year waiver of rule 25-24.515(13), F.A.C., which we ask you, file in the above captioned matter.

We request that the payphones located at the addresses listed below be exempt for a period of two years from the provisions of Rule 25-24.515(13), Florida Aministrative 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 number of the public telephones are as follows:

27 South Ocean Ave.

(904) 238-8968

Daytona Beach, FI 32118

27 South Ocean Ave.

(904) 258-9643

Daytona Beach, FI 32118

CMU EAG LEG MAS OPC RRR SEC

WAW

Sincerely,

Joann Tesori General Manager

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RECEIVED

JAN 0 3 2000

CMU

PAYPHONE CONNECTION, INC. 224 PARNELL STREET MERRITT ISLAND, FL 32953 PHONE: (407) 454-3153

FAX: (407) 454-4220

Ms. Blanca S. Bayo Page 2

Dear Ms. Bayo:

This waiver is being requested in accordance with the with the requirements of Florida State Statutes Section 102.542(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 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 is appropriate. The location provider for the locations identified on page 1 have 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,

Joann Tesori

Sincerely,

Joann Tesori General Manager

REQUEST TO BLOCK INCOMING CALLS

FLOXIDA PUBLIC SERVICE COMMISSION RECEIVED DEC 2 8 1999

	Coriginal Raqu	uest (check one) 🗆 Subsequ	ent Regeest	
Pay telepeons	i number: (One num	her per request.	NO EXCEPTIONS	(904)238	-8968
PHYSICAL LOCA	TION OF PAY TELEPE	IONE (ADDRESS):	17 JOUTH	OCCAN AN	e
NAME OF BUSINE	ess where pay yell	PHONE IS LOCATED	Breaker	s Beach I	note/
I request that I be location (Rule 25- and to prominent	riminal activity facilitates granted an exemption 24.515(13), F.A.C. I ally display a written not quest of law unforcement	from the requirement gree to provide contr jes directly above or	rt that incoming a	alls be received at the	to the end-need
declare that to th	ersigned owner or office to best of my knowledg at to Section \$37.86, The ad a public-servent in t	o and belief, the above	ve information le	A true and correct s	tatement I am
	NEW OFFICER OF PAY TO			all PRBS	DATE: 10/2798
	SPICER OF PAY TEL "TH			H A. SEWAL	
	LIMIONE COMBANY:		wec lian	Zuc_	
/1	A TELEPHONE NUMBER ISLAND, Floo		sell Stree 53 (4:07) 454-3153	
I, the und knowledge and bel- telephone number pay telephone will that pitternet to S intent to mislead a second degree.	iarsigned owner of the icf, criminal activity is r and location reference eliminate or help contraction 837.06, Florida a public-corvant in the	e above referenced possessiated with and it and above. It is my be not that potivity and a Statutes, whoseer it is performance of his argument.	ender:gerà sen	tion, declare that to ming calls being rec incoming calls to be by my eigenture belo fains statement in v be guilty of a misd	the best of my dived at the pay a blocked at the pay a blocked at the pay at
	PRONE LOCATION OWN			EAN AN-	DACTURA A
MAILING ADDRESS,	a telephone number:	27 la Dies	n Sv Da	stora Bear	703241-
office. # 6	104)252-096	3-pay ph	ow H Golf) 238-1996,	<u></u>
iscilitated by income relief that allowing attest to this fact h snowingly makes a	ereigned Chief of the bested, declare that to the ming calls being receive inadming calls to be bidy my signature below. I falso statement in write guilty of a misdement	ed at the pay telepho octon at the pay tele . I om aware that po the with the intent t	one pumber and i phone will slimina transact to Saction to misland a public to misland a public	ocation referenced:	thore. It is my
EGNATURE OF CHIE	ef of Misponeimle Law		NCY,	9	DATE:
	TILE (PRINT OR TYPE):	KENNETH ?	w. Small	- Chief of	Yolice
	RCDMENT AGENCY:	DUALIPHY PA	sit tolice	0805	1 9010000
Cajling address 1	L TELEPHONE NUMBER	TIO ONANGE	AU DATEN	o Brack PL3211	1 901.255.471

FLORIDA PUBLIC SERVICE COMMISSION REQUEST TO BLOCK INCOMING CALLS

Original Request (check one) C Subsequent Request PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS) PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): מדנס name of business where pay telephone is located: Scake is To deter crimical activity inclinated by individuals receiving incoming only at the pay telephone listed above, I request that I be granted an exemption from the requirement that incoming salls be received at the pay telephone location (Rule 25-24.515(13), F.A.C. 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 names below, have read the foregoing and declare that to the best of my includes and helief, the above information is a true and correct statument. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislend a public-servant in the performance of his official duty is pay be guilty of a misdemeaner of the record degree. eignature of owner/officer of Pay Telephone Company: 🔟 NAME OF OWNER/OFFICER OF PAY TEL TREONE COMPANY GRAPH OR 407)454-3153 I, the undersigned owner of the above referenced pay talephone is ration, declare that to the best of my knowledge and belief, criminal activity is essectated 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 notivity and attest to this fact by my signature below. I am aways that pursuest to Section 837.06, Florida Statutes, whoever knowingly makes a lake statement in writing with the intent to sublead a public-servant in the parformance of his efficiel-duty stall be guilty of a misdemeanor of the second degree. eignature of location owner: name of pay telephone location owner (print o I, the undersigned Chief of the law enforcement uponcy in the juris diction in which the above-referenced pay telephone is located, declars that to the best of my knowledge and belief, priminal activity is associated with and lacilitated 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 om aware that pursuant to Section \$37.86, Florida Sixtums, whoever knowledgy makes a false statement is writing with the invent to intelend 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:

OF

964.255-1431

Form PSO/CMU-2 (42/99)

NAME & POSETION TITLE (PRINT OR TYPE):

name of law exposicing it agency: $\underline{\mathfrak{D}}_{+}^{q}$

Mailing address a telephone muncher 990

JOY KK T JOH 🚓

Ola: