REQUEST TO ESTABLISH DOCKET (PLEASE TYPE)

Date June 6, 1997

Docket No. 970669-TL

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١.	Division Name/Staff Name Communications / Natalia Montairo
2.	OPR Natalie M. Monteiro (CMU)
	OCR_WILL Cox (LEG)
4.	Suggested Docket Title Request for exemption from requirement that each pay telephone station shall allow
in	coming calls, by BellSouth Telecommunications, 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)
_	BellSouth Telecommunications, Inc.
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	2. Interested Persons and their representatives (if any)
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٥.	Check one: Documentation is attached.
	X Documentation will be provided with recommendation.
	DOCUMENT.

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PSC/RAR 10 (Revised 01/96)

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BellSouth Telecommunications, Inc. Suite 400 150 South Monroe Street Fax 994 222-8640 904 222-1201 Nancy H. Sims Director - Regulatory Relations

Tallahassee, Florida 32301 May 30, 1997

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: Docket No. <u>970669</u> -TC Waiver of Rule 25-24.515(8), F.A.C.



On behalf of BellSouth Public Communications, Inc., 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:

Quick & Easy Food Stores 580 Bellevve Avenue Daytona Beach, FL (904) 254-8739 (904) 255-1792

> DOCUMENT NUMBER-DATE 05581 JUN-5 €

Ms. Blanca S. Bayo May 30, 1997 Page 2

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 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 for waiver which is attached.

The Commission has previously granted a waiver of this Rule in Order No. 97-0425, issued April 16, 1997, approving Southern Bell's petition for waiver of the rule for pay telephones located in Orlando and Melbourne. 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

Director - Regulatory Relations

Enclosures

FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

AY TELEPHONE NUMBER: 709-35 HYSICAL LOCATION OF PAY TELEPHONE (ADDRESS Belleve Av. o deter criminal activity facilitated bove, I request that I be granted an exectephone location (Rule 25-24.515(6) or leased intercept at no charge to the end us the telephone number which states: "Inc., the undersigned owner or officer of eclare that to the best of my knowledge am aware that pursuant to Section 837	by individuals omption from the 25-4.076(6).F.A. ser and to proming calls blocked	receiving in requirement C., as appro	ncoming calls that incoming priate). I ag ay a written n	at the pay to calls be rece ree to provide otice directly	elephone listed
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AME OF PAY TELEPHONE COMPANY:		Re	11South P	ublic Com	unicativas
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		Но	omewood, A	L 35209	
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FLORIDA PUBLIC SERVICE COMMISSION

REQUEST TO BLOCK INCOMING CALLS

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