



**CERTIFICATE OF SERVICE**  
**Docket No. 920260-TL**

I HEREBY CERTIFY that a copy of the foregoing has been  
furnished by United States Mail this 22 day of January, 1993  
to:

Robin Norton  
Division of Communications  
Florida Public Service  
Commission  
101 East Gaines Street  
Tallahassee, FL 32399-0866

Angela Green  
Division of Legal Services  
Florida Public Svc. Commission  
101 East Gaines Street  
Tallahassee, FL 32399-0863

Joseph A. McGlothlin  
Vicki Gordon Kaufman  
McWhirter, Grandoff & Reeves  
315 South Calhoun Street  
Suite 716  
Tallahassee, Florida 32301  
atty for FIXCA

Joseph Gillan  
J. P. Gillan and Associates  
Post Office Box 541038  
Orlando, Florida 32854-1038

Patrick K. Wiggins  
Wiggins & Villacorta, P.A.  
Post Office Drawer 1657  
Tallahassee, Florida 32302  
atty for Intermedia

Laura L. Wilson, Esq.  
Messer, Vickers, Caparello,  
Madsen, Lewis & Metz, PA  
Post Office Box 1876  
Tallahassee, FL 32302  
atty for FPTA

Charles J. Beck  
Deputy Public Counsel  
Office of the Public Counsel  
111 W. Madison Street  
Room 812  
Tallahassee, FL 32399-1400

Michael J. Henry  
MCI Telecommunications Corp.  
MCI Center  
Three Ravinia Drive  
Atlanta, Georgia 30346-2102

Richard D. Melson  
Hopping Boyd Green & Sams  
Post Office Box 6526  
Tallahassee, Florida 32314  
atty for MCI

Rick Wright  
Regulatory Analyst  
Division of Audit and Finance  
Florida Public Svc. Commission  
101 East Gaines Street  
Tallahassee, FL 32399-0865

Peter M. Dunbar  
Haben, Culpepper, Dunbar  
& French, P.A.  
306 North Monroe Street  
Post Office Box 10095  
Tallahassee, FL 32301  
atty for FCTA

Chanthina R. Bryant  
Sprint  
3065 Cumberland Circle  
Atlanta, GA 30339

Michael W. Tye  
AT&T Communications of the  
Southern States, Inc.  
106 East College Avenue  
Suite 1410  
Tallahassee, Florida 32301

Dan B. Hendrickson  
Post Office Box 1201  
Tallahassee, FL 32302  
atty for FCAN

Benjamin H. Dickens, Jr.  
Blooston, Mordkofsky,  
Jackson & Dickens  
2120 L Street, N.W.  
Washington, DC 20037  
Atty for Fla Ad Hoc

C. Everett Boyd, Jr.  
Ervin, Varn, Jacobs, Odom  
& Ervin  
305 South Gadsen Street  
Post Office Drawer 1170  
Tallahassee, Florida 32302  
atty for Sprint

Florida Pay Telephone  
Association, Inc.  
c/o Mr. Lance C. Norris  
President  
Suite 202  
8130 Baymeadows Circle, West  
Jacksonville, FL 32256

Monte Belote  
Florida Consumer Action Network  
4100 W. Kennedy Blvd., #128  
Tampa, FL 33609

Bill L. Bryant, Jr., Esq.  
Foley & Lardner  
Suite 450  
215 South Monroe Street  
Tallahassee, FL 32302-0508  
Atty for AARP

Michael B. Twomey  
Assistant Attorney General  
Department of Legal Affairs  
Room 1603, The Capitol  
Tallahassee, FL 32399-1050

Mr. Douglas S. Metcalf  
Communications Consultants,  
Inc.  
631 S. Orlando Ave., Suite 250  
P. O. Box 1148  
Winter Park, FL 32790-1148

Mr. Cecil O. Simpson, Jr.  
General Attorney  
Mr. Peter Q. Nyce, Jr.  
General Attorney  
Regulatory Law Office  
Office of the Judge  
Advocate General  
Department of the Army  
901 North Stuart Street  
Arlington, VA 22203-1837

Mr. Michael Fannon  
Cellular One  
2735 Capital Circle, NE  
Tallahassee, FL 32308

Floyd R. Self, Esq.  
Messer, Vickers, Caparello,  
Madsen, Lewis, Goldman & Metz  
Post Office Box 1876  
Tallahassee, FL 32302-1876  
Attys for McCaw Cellular

*J. Phillip Cornen*  
(P2)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive Review of ) Docket No. 920260-TL  
the Revenue Requirements and Rate )  
Stabilization Plan of Southern ) Filed: January 22, 1993  
Bell Telephone & Telegraph Company )  
\_\_\_\_\_ )

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S  
OPPOSITION TO PUBLIC COUNSEL'S  
MOTION TO ALLOW CONTINUATION OF DISCOVERY

COMES NOW BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), pursuant to Rule 25-22.037(b), Florida Administrative Code, and files its Opposition to the Motion by the Office of Public Counsel ("Public Counsel") to Allow Continuation of Discovery, and states as grounds in support thereof the following:

1. The order establishing procedure in this docket, Order No. PSC-92-1320-PCO-TL, states that discovery must be completed by January 15, 1993. On January 15, 1993, Public Counsel filed and served upon Southern Bell its Motion to Allow Continuation of Discovery in this docket. Along with its Motion, Public Counsel filed its Twenty-Sixth Request for Production of Documents and its Twentieth Set of Interrogatories.

2. Public Counsel argues that its motion should be granted because of newly raised material contained in Southern Bell's recently filed rebuttal testimony to Staff testimony and because

DOCUMENT NUMBER-DATE  
00928 JAN 22 8  
FPSC-RECORDS/REPORTING

of Public Counsel's recent access to the Staff audits and workpapers.

3. Subsequent to the filing of Public Counsel's Motion, the Commission voted at the Agenda Conference held January 15, 1993, to consolidate this docket with Docket Nos. 910163-TL, 910727-TL and 900960-TL.

4. Southern Bell has reviewed Public Counsel's Twenty-Sixth Production of Documents and Twentieth Set of Interrogatories and has found several requests and interrogatories that do not pertain to any newly raised issues or newly discovered material. These requests could and should have been made prior to the discovery cut off date. For example, Interrogatories 446-449 refer to a November 9, 1992 Wall Street Journal article. There is no reason why any questions pertaining to that article could not have been raised before the end of the discovery period on January 15, 1993.

5. Southern Bell has no objection to allowing Public Counsel to conduct limited discovery that relates only to Southern Bell's rebuttal testimony to Staff testimony and Staff audits (the "new material"). Southern Bell opposes, however, an open-ended extension of the time in which discovery may be conducted. Southern Bell also objects to allowing discovery on any matter unrelated to the new material. Indeed, Public Counsel

has offered no support for an open-ended or general continuance of discovery.

6. Accordingly, Southern Bell submits that it would be appropriate for the Commission to allow limited additional discovery by Public Counsel that will relate only to the above-referenced audits and workpapers and Southern Bell's rebuttal testimony to the Staff. Given the beginning of the hearings on March 17, 1993, a discovery cut-off for the completion of this discovery of March 1, 1993 should be imposed. Since Southern Bell is not aware of any completion date for discovery related to matters that were subsumed within Docket Nos. 910163-TL, 910727-TL and 900960-TL, Southern Bell has no objection to ongoing discovery related to those dockets.

7. Southern Bell also requests that the Commission's Order on this matter state specifically the manner in which the discovery cut-off shall be implemented. By the date of the discovery cut-off, all discovery should be completed. Thus, for example, if interrogatories to which a party must respond are propounded, they must be propounded sufficiently in advance of the deadline to allow an answer to be filed on or before the deadline.

WHEREFORE, Southern Bell respectfully requests the entry of an order denying the relief requested by Public Counsel, but

granting it the right to continue discovery in a limited fashion as described above.

Respectfully submitted,

ATTORNEYS FOR SOUTHERN BELL  
TELEPHONE AND TELEGRAPH COMPANY

Harris R. Anthony  
HARRIS R. ANTHONY  
J. PHILLIP CARVER  
c/o Marshall M. Criser III  
150 So. Monroe Street  
Suite 400  
Tallahassee, Florida 32301  
(305) 528-5555

R. Douglas Lackey  
R. DOUGLAS LACKEY  
NANCY B. WHITE  
4300 Southern Bell Center  
675 W. Peachtree St., NE  
Atlanta, Georgia 30375  
(404) 529-3862