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General Attorney

MAR-2 PM 4:38

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(404) 335-0710

RECORDS AND
REPORTING

March 2, 1999

Mrs. Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 981250-TL

Dear Ms. Bayó:

Enclosed are an original and 15 copies of BellSouth Telecommunications, Inc.'s Responses and Objections to Staff's First Request for Production of Documents. Please file this document in the captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me.

Sincerely,

J. Phillip Carver
(Handwritten signature)
J. Phillip Carver

ACK _____

AFA 3

APP _____

CAF _____

CMU *Farrow*

CTR _____ Enclosures

EAG _____

LEG 2 cc: All parties of record

LIN 5 M. M. Criser, III

OPC _____ N. B. White

RCH _____ William J. Ellenberg II (w/o enclosures)

SEC _____

WAS 1

OTH _____

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[Handwritten Signature]
EPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

02674 MAR-2 99

EPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for temporary waiver of)	
Physical collocation requirements set)	
Forth in the 1996 Telecommunications)	Docket No. 981250-TL
Act and the FCC's First Report and)	
Order, for the Lake Mary Main)	
Central Office, by BellSouth)	Dated: March 2, 1999
Telecommunications, Inc.)	
_____)	

BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES AND OBJECTIONS TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

BellSouth Telecommunications, Inc. ("BellSouth"), files pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, its Responses and Objections to the Staff of the Florida Public Service Commission's ("Staff") First Request for Production of Documents dated January 26, 1999.

GENERAL RESPONSES

1. With regard to Staff's definition of "document", BellSouth has made a diligent, good faith attempt to locate documents responsive to the scope of Staff's individual requests for documents.

2. BellSouth objects to Staff's definition of "BellSouth," "you" and "your." It appears that Staff, through its definition of these words, is attempting to obtain discovery of information in the possession, custody, or control of entities that are not parties to this docket. Requests for Production may only be directed to parties, and any attempt by Staff to obtain discovery from non-parties should

be prohibited. See Rule 1.340, Florida Rules of Civil Procedure; Broward v. Kerr, 454 So. 2d 1068 (4th D.C.A. 1984).

3. BellSouth does not believe it was Staff's intent to require BellSouth to produce again the same documents previously produced in other dockets, but to the extent it does, BellSouth objects on the basis that such a request would be unduly burdensome, oppressive, and unnecessary, and for these reasons is prohibited.

4. The following Specific Responses are given subject to the above-stated General Responses and Objections.

SPECIFIC RESPONSES

5. With respect to Request No. 1, BellSouth will produce the requested documents at a mutually agreeable time and place. The documents do not reflect space allocated for physical collocation because no space is available.

Respectfully submitted this 2nd day of March, 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White

NANCY B. WHITE *(for)*

c/o Nancy Sims

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WILLIAM J. ELLENBERG II *(for)*

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153504

CERTIFICATE OF SERVICE
Docket No. 981250-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail and * Hand Delivery this 2nd day of March, 1999 to the following:

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