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July 7, 2003

VIA HAND DELIVERY

Blanca S. Bayo, Director  
Division of Records and Reporting  
Betty Easley Conference Center  
4075 Esplanade Way  
Tallahassee, Florida 32399-0870

Re: Docket No.: 020507-TP

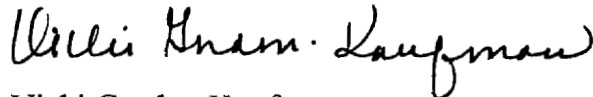
Dear Ms. Bayo:

On behalf of the AT&T Communications of the Southern States, LLC, (AT&T), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ AT&T Communications of the Southern States, LLC's Objections to BellSouth's Second Set of Interrogatories (Nos. 4 - 10).

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,



Vicki Gordon Kaufman

JUL -7 PM 3:51  
COMMISSION CLERK  
RECEIVED

VGK/bae  
Enclosures

AUS \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
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OPC \_\_\_\_\_  
MMS \_\_\_\_\_  
SEC 1 \_\_\_\_\_  
OTH \_\_\_\_\_

RECEIVED & FILED  
R. V. N.

FPSC-BUREAU OF RECORDS

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN & ARNOLD, P.A.

DOCUMENT NUMBER - DATE  
05997 JUL -7 8  
FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint of Florida Competitive Carriers Association against BellSouth Telecommunications, Inc. regarding BellSouth's practice of refusing to provide FastAccess Internet Service to customers who receive voice service from a competitive voice provider, and request for expedited relief.

DOCKET NO. 020507-TL

ISSUED: July 7, 2003

**AT&T COMMUNICATIONS OF THE SOUTHERN STATES, LLC'S  
OBJECTIONS TO BELL SOUTH'S SECOND SET OF INTERROGATORIES  
(NOS. 4 - 10)**

AT&T Communications of the Southern States, LLC (AT&T) pursuant to Rules 25-22.034 and 25-22.035, Florida Administrative Code and Rules 1.350 and 1.280(b), Florida Rules of Civil Procedure, hereby submits the following Objections to BellSouth Telecommunications, Inc.'s (BellSouth) Second Set of Interrogatories to AT&T Communications of the Southern States, LLC (Nos. 4-10).

The Objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the ten-day requirement set forth in Order No. PSC-02-1537-PCO-TL, issued in this docket on November 12, 2002, by the Florida Public Service Commission (the Commission) in the above-referenced docket. Should additional grounds for objection be discovered as AT&T prepares its Responses to the above-referenced set of requests, AT&T reserves the right to supplement, revise, or modify its objections at the time that it serves its Responses on BellSouth. Moreover, should AT&T determine that a Protective Order is necessary with respect to any of the material requested by BellSouth,

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**AT&T reserves the right to file a motion with the Commission seeking such an order at the time that it serves its Responses on BellSouth.**

General Objections

AT&T makes the following General Objections to BellSouth's Second Set of Interrogatories, which will be incorporated by reference into AT&T's responses when its Responses are served on BellSouth.

1. AT&T objects to BellSouth's Second Set of Interrogatories to the extent that it is overly broad, unduly burdensome, oppressive, not permitted by applicable discovery rules, and would require AT&T to disclose information that is privileged.

2. AT&T has interpreted BellSouth's requests to apply to AT&T's regulated intrastate operations in Florida and will limit its Responses accordingly. To the extent that any request is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission, AT&T objects to such request as irrelevant, overly broad, unduly burdensome, and oppressive.

3. AT&T objects to each and every request and instruction to the extent that such request or instruction calls for information, which is exempt from discovery by virtue of the attorney-client privilege, work product privilege or other applicable privilege.

4. AT&T objects to each and every request insofar as the request is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these requests. Any Responses

provided by AT&T in response to BellSouth's requests will be provided subject to, and without waiver of, the foregoing objection.

5. AT&T objects to each and every request insofar as the request is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this action. AT&T will attempt to note each instance where this objection applies.

6. AT&T objects to BellSouth's general instructions, definitions or specific discovery requests insofar as they seek to impose obligations on AT&T, which exceed the requirements of the Florida Rules of Civil Procedure or Florida law.

7. AT&T objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission.

8. AT&T's objects to each and every request, general instruction, or definition insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

9. AT&T objects to each and every request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. To the extent that BellSouth's requests seek proprietary confidential business information, which is not the subject of the "trade secrets" privilege, AT&T will make such information available to counsel for BellSouth pursuant to an appropriate Protective Agreement, subject to any other general or specific objections contained herein.

10. AT&T is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, AT&T creates countless documents

that are not subject to Florida Public Service Commission or FCC retention of records requirements. These documents are kept in numerous locations and are frequently moved from site to site as employees change jobs or as the business is reorganized. Rather, these responses will provide all of the information obtained by AT&T after a reasonable and diligent search conducted in connection with this discovery request. AT&T will comply with BellSouth's request that a search be conducted of those files that are reasonably expected to contain the requested information. To the extent that the discovery request purports to require more, AT&T objects on the grounds that compliance would impose an undue burden or expense.

11. AT&T objects to the definitions of "AT&T" to the extent that such definitions seek to impose an obligation on AT&T Communications of the Southern States, LLC, to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such definition is overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules. Without waiver of its general objection, and subject to other general and specific objections, Answers will be provided on behalf of AT&T Communications of the Southern States, LLC, which is the entity certificated to provide regulated telecommunications services in Florida and which is a party to this docket. All references to "AT&T" in responding to BellSouth's requests should be taken to mean AT&T Communications of the Southern States, LLC.

12. AT&T objects to the definitions of "you" and "your" to the extent that such definitions seek to impose an obligation on AT&T Communications of the Southern States, LLC to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on

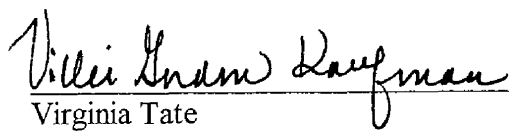
the grounds that such definition is overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules. Without waiver of its general objection, and subject to other general and specific objections, Answers will be provided on behalf of AT&T Communications of the Southern States, LLC which is the entity certificated to provide regulated telecommunications services in Florida and which is a party to this docket. All references to AT&T in responding to BellSouth's requests should be taken to mean AT&T Communications of the Southern States, LLC.

### **Specific Objections**

**Interrogatory No. 4.** As of December 31, 1999; June 30, 2000; December 31, 2000; June 30, 2001; December 31, 2001; June 30, 2002; December 31, 2002; and June 30, 2003 (or the most recent date for which data is available) please state:

- a) The total number of lines that AT&T provides using UNE-P loops leased from BellSouth in Florida, designated by Florida deaveraged UNE rate zones 1, 2, and 3;
- b) The total number of lines that AT&T provides using unbundled loops (without switching) leased from BellSouth in Florida, designated by Florida deaveraged UNE rate zones 1, 2, and 3;
- c) The total number of lines that AT&T provides using resold BellSouth lines in Florida, designated by Florida deaveraged UNE rate zones 1, 2, and 3;
- d) The total number of lines that AT&T provides in Florida using exclusively its own facilities, designated by Florida deaveraged UNE rates zones 1, 2, and 3.

**Objection.** AT&T specifically incorporates its general objection No. 5. The information sought is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this proceeding.



Virginia Tate

AT&T Communications of the Southern  
States, LLC

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Attorneys for the AT&T Communications  
of the Southern States, LLC

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing AT&T Communications of the Southern States, LLC's Objections to BellSouth's Second Set of Interrogatories (Nos. 4 – 10) has been furnished by (\*) hand delivery, (\*\*) electronic mail, or by U.S. Mail this 7<sup>th</sup> day of July, 2003, to the following:

(\*) (\*\*) Patricia Christensen  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

(\*\*) Nancy White  
(\*\*) Meredith Mays  
c/o Nancy Sims  
BellSouth Telecommunications, Inc.  
150 South Monroe Street, Suite 400  
Tallahassee, Florida 32301-1556

(\*\*) Nanette Edwards  
Director-Regulatory  
ITC^DeltaCom  
4092 S. Memorial Parkway  
Huntsville, Alabama 35802

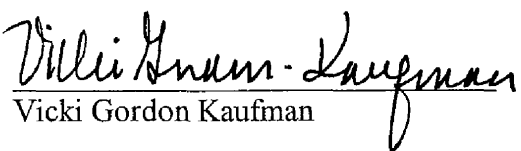
(\*\*) Floyd Self  
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Tallahassee, Florida 32314

(\*\*) Dulaney O'Roark III  
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Decker, Kaufman & Arnold, P.A.  
117 South Gadsden Street  
Tallahassee, Florida 32301

  
Vicki Gordon Kaufman