

# AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET  
P.O. BOX 391 (ZIP 32302)  
TALLAHASSEE, FLORIDA 32301  
(850) 224-9115 FAX (850) 222-7560

September 23, 2003

## **BY HAND DELIVERY**

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

Re: Docket No. 030868-TL

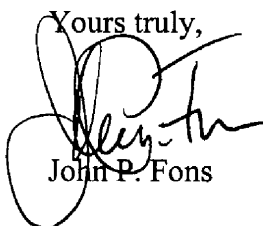
Dear Ms. Bayo:

Enclosed for filing in the above matter are the original and fifteen (15) copies of Sprint's Objections to Staff's First Set of Interrogatories (Nos. 1-34).

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Yours truly,



John P. Fons

Enclosures

cc: Certificate of Service List

DOCUMENT NUMBER-DATE

09096 SEP 23 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: SPRINT-FLORIDA, INCORPORATED'S  
PETITION TO REDUCE INTRASTATE  
SWITCHED NETWORK ACCESS RATES TO  
INTERSTATE PARITY IN A REVENUE  
NEUTRAL MANNER PURSUANT TO  
SECTION 364.164(1), FLORIDA STATUTES

---

DOCKET NO. 030868-TL  
FILED: September 23, 2003

**SPRINT'S OBJECTIONS TO STAFF'S FIRST  
SET OF INTERROGATORIES (NOS. 1-34)**

Sprint-Florida, Incorporated ("Sprint"), pursuant to Rule 28-106.206, Florida Administrative Code, and Rules 1.280 and 1.340, Florida Rules of Civil Procedure, hereby files the following General Objections to the Staff of the Florida Public Service Commission's ("Staff's") First Set of Interrogatories (Nos. 1-34) ("Interrogatories"), dated September 16, 2003.

The objections stated herein are preliminary in nature and are made at this time to comply with the 5-day requirement set forth in Order No. PSC-03-0994-PCO-TL, issued September 4, 2003, at pages 3 and 4. Should additional grounds for objection be discovered as Sprint prepares its responses to the above-referenced interrogatories, Sprint reserves the right to supplement, revise, or modify its objections at the time it serves its responses.

**GENERAL OBJECTIONS**

Sprint makes the following general objections to Staff's First Set of Interrogatories (Nos. 1-34). These general objections apply to each of the individual interrogatories, respectively, and will be incorporated by reference into Sprint's answers when they are served on Staff.

1. Sprint objects to each interrogatory to the extent that such interrogatory seeks information which is beyond the scope of discovery permitted in this proceeding as set forth at

Section 364.164, subsections (3) and (4), Florida Statutes, or seeks information which is beyond the scope of those issues the Legislature has determined are to be considered by the Commission in this proceeding, or is beyond matters contained in Sprint's testimony and exhibits addressing those same issues.

2. Sprint objects to the interrogatories to the extent they seek to impose an obligation on Sprint to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such interrogatories are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

3. Sprint objects to the interrogatories to the extent that are intended to apply to matters other than Sprint's Florida intrastate operations subject to the jurisdiction of the Commission. Sprint objects to such interrogatories as being irrelevant, overly broad, unduly burdensome, and oppressive.

4. Sprint objects to each and every interrogatory and related instructions to the extent that an interrogatory or instruction calls for information that is exempt from discovery by virtue of the attorney-client privilege, work product privilege, or other applicable privilege.

5. Sprint objects to each and every interrogatory insofar as the interrogatories are vague, ambiguous, overly broad, imprecise, or utilize terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these interrogatories. Any answers provided by Sprint in response to the interrogatories will be provided subject to, and without waiver of, the foregoing objection.

6. Sprint objects to each and every interrogatory insofar as it is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter

of this action. Sprint will attempt to note in its responses each instance where this objection applies.

7. Sprint objects to providing information to the extent that such information is already in the public record before the Commission.

8. Sprint objects to Staff's interrogatories, instructions and definitions, insofar as they seek to impose obligations on Sprint that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

9. Sprint objects to each and every interrogatory insofar as any of them are unduly burdensome, expensive, oppressive, or excessively time consuming as written.

10. Sprint objects to each and every interrogatory to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. To the extent that Staff requests proprietary confidential business information which is not subject to the "trade secrets" privilege, Sprint will make such information available in accordance with the Protective Order sought by Sprint in this docket, subject to any other general or specific objections contained herein.

11. Sprint is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, Sprint creates countless documents that are not subject to Commission or FCC retention of records requirements. These documents are kept in numerous locations that are frequently moved from site to site as employees change jobs or as the business is reorganized. Therefore, it is possible that not every document has been identified in response to these requests. Sprint will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the interrogatories

purport to require more, Sprint objects on the grounds that compliance would impose an undue burden or expense.

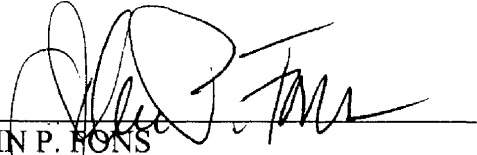
### **SPECIFIC OBJECTIONS**

In addition to the foregoing general objections, Sprint raises the following specific objections to the following individual interrogatories. As noted previously, should additional grounds for objections be discovered as Sprint prepares its responses to the above-referenced interrogatories, Sprint reserves the right to supplement, revise or modify its objections at the time it serves its responses.

**29. What are Sprint Florida's originating and terminating intrastate access minutes for 2000, 2001, 2001 [sic], and January-June, 2003?**

Sprint-Florida objects to Staff's Interrogatory No. 29 on the grounds that this interrogatory seeks information which is beyond the scope of discovery permitted in this proceeding as set forth at Section 364.164, subsections (3) and (4), Florida Statutes. Moreover, this interrogatory seeks information which is beyond the scope of any issue to be decided by the Commission in this proceeding, and such information is not reasonably calculated to lead to the discovery of admissible evidence in this proceeding. In addition, Sprint-Florida objects to this interrogatory on the grounds that it calls for Sprint to provide information for the years 2000, 2001 and 2002, which is available to Staff in publicly available documents, including ARMIS reports.

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink, appearing to read "John P. Fons", is written over a horizontal line.

JOHN P. FONS  
Fla. Bar No. 0280836  
Ausley & McMullen  
P.O. Box 391  
Tallahassee, FL 32302  
(850) 224-9115

and

SUSAN S. MASTERTON  
Fla. Bar No. 0494224  
Sprint-Florida, Inc.  
P.O. Box 2214  
Tallahassee, FL 32316-2214  
(850) 599-1560

ATTORNEYS FOR SPRINT-FLORIDA,  
INCORPORATED

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail, e-mail or hand delivery (\*) this 23<sup>rd</sup> day of September, 2003, to the following:

Beth Keating, Esq. (\*)  
Felicia Banks, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Charles Beck  
Interim Public Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison St., Rm. 812  
Tallahassee, FL 32399-1400

Marshall Criser  
BellSouth Telecommunications  
150 S. Monroe St., Suite 400  
Tallahassee, FL 32301

Alan Ciamporcero  
President - Southeast Region  
Verizon-Florida  
201 N. Franklin St., FLTC0006  
Tampa, FL 33602

Richard Chapkis, Esq.  
Verizon-Florida  
P.O. Box 110, FLTC0007  
Tampa, FL 33601-0110

Tracy Hatch/Chris McDonald  
AT&T Communications  
101 N. Monroe St., Suite 700  
Tallahassee, FL 32301

Brian Sulmonetti  
MCI WorldCom  
Concourse Corporate Center Six  
Six Concourse Parkway, Suite 3200  
Atlanta, GA 30328

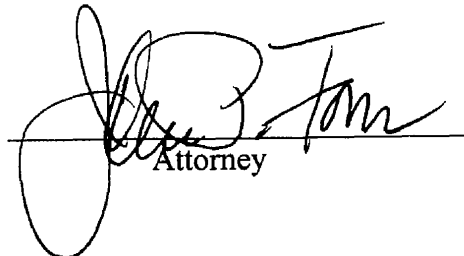
Donna McNulty, Esq.  
MCI WorldCom  
1203 Governors Square Blvd.; Suite 201  
Tallahassee, FL 32301

Michael A. Gross, Esq.  
FCTA  
246 E. 6th Ave., Suite 100  
Tallahassee, FL 32302

Nancy White, Esq.  
c/o Nancy Sims  
BellSouth Telecommunications  
150 S. Monroe St., Suite 400  
Tallahassee, FL 32301

Michael B. Twomey  
P. O. Box 5256  
Tallahassee, FL 32314-5256

Mark Cooper  
504 Highgate Terrace  
Silver Spring, MD 20904

  
Attorney