

ORIGINAL

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October 23, 2003

RECEIVED-FPSC
03 OCT 23 PM 4: 33
COMMISSION
CLERK

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

Re: Docket Nos. 981834-TP and 990321-TP (Generic Collocation)

Dear Ms. Bayó:

Today, BellSouth Telecommunications, Inc.'s served its Responses and Objections to AT&T's Sixth Request for Production of Documents (Nos. 63-87), dated October 3, 2003.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,


J. Phillip Carver (ED)

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey
Nancy B. White

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC I
OTH _____

DOCUMENT NUMBER-DATE

10480 OCT 23 03

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 981834-TP and 990321-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Hand Delivery (*), First Class U.S. Mail and Electronic Mail this 23rd day of October, 2003 to the following:

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J. Phillip Carver (CD)

(+) Signed Protective Agreement

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Competitive Carriers for Commission Action To Support Local Competition In BellSouth's Service Territory)	Docket No. 981834-TP
In re: Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for Generic Investigation into Terms and Conditions of Physical Collocation)	Docket No. 990321-TP
_____)	Filed: October 23, 2003

BELLSOUTH'S RESPONSES AND OBJECTIONS TO AT&T'S SIXTH 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 AT&T's Sixth Request for Production of Documents dated October 3, 2003.

GENERAL OBJECTIONS

BellSouth makes the following General Objections to AT&T's Sixth Request for Production of Documents.

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

2. BellSouth objects to the requests to the extent they are intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the

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Commission. BellSouth objects to such requests as being irrelevant, overly broad, unduly burdensome, and oppressive.

3. BellSouth objects to each and every request and instruction to the extent that such requests 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. BellSouth objects to each and every request insofar as the requests are 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 answers provided by BellSouth in response to the requests will be provided subject to, and without waiver of, the foregoing objection.

5. BellSouth objects to each and every request 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. BellSouth will attempt to note in its responses each instance where this objection applies.

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

7. BellSouth objects to each and every request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to §90.506, *Florida Statutes*. BellSouth also objects to each and every request that would require the disclosure of customer specific information, the disclosure of which is prohibited by §364.24, *Florida Statutes*. To the extent that the ALEC Coalition's requests ask for proprietary information that is not subject to the "trade secrets" privilege

or to §364.24, BellSouth will make such information available to the ALEC Coalition at a mutually agreeable time and place pursuant to a Motion for Protective Order, or subject to a Request for Confidential Classification.

8. BellSouth objects to the requests, instructions and definitions, insofar as they seek to impose obligations on BellSouth that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

9. BellSouth objects to each and every request, insofar as any of them is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

10. BellSouth is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, BellSouth 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. BellSouth will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the requests purport to require more, BellSouth objects on the grounds that compliance would impose an undue burden or expense.

SPECIFIC OBJECTIONS

11. Almost every one of AT&T's Requests to Produce calls for BellSouth to provide documents that it has previously produced. BellSouth objects to producing the documents a second time. In each of the subject requests, AT&T also requests BellSouth to either produce documentation or, if BellSouth has previously produced the documents,

to identify the location in the previously produced documents of the responsive information. In many instances, this instruction is inapplicable because all of the documentation previously produced is responsive. Moreover, to the extent AT&T is not requesting the production of documents, but rather a narrative explanation relating to documents that BellSouth has previously produced, this request is not properly encompassed with a request for production. If AT&T is unable to understand that which has been previously produced by BellSouth, then there are a number of appropriate discovery mechanisms, but a Request to Produce can not be properly utilized for this purpose. This objection notwithstanding, in the instances in which a brief explanation of previously produced documents can be provided, BellSouth has done so, without waiving its objection.

SPECIFIC RESPONSES

12. In response to Request No. 63, BellSouth agrees to produce the requested documents.

13. In response to Request No. 64, BellSouth states that the requested documents were provided in response to AT&T's 3rd Request for Production of Documents, Item No. 36.

14. In response to Request No. 65, BellSouth states that the requested document was previously requested by AT&T in AT&T's Third Request to Produce, Item No. 37. BellSouth again objects to producing the requested document, just as it objected to the first production request. BellSouth obtained the requested document from Telecordia pursuant to a contract that requires BellSouth to keep this information

confidential, and which bars disclosure to third parties. Further, this information is equally available to AT&T, in that AT&T may purchase it directly from Telecordia.

15. In response to Request No. 66, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 38. See, BellSouth Technical Reference TR73503, "Engineering and Installation Standards," Section 10, paragraph 4.2.

16. In response to Request No. 67, BellSouth states that the requested documents have been provided in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39. The material price shown in cell F39 is developed by multiplying the amount shown in PRICEUP3.xls for cable rack by the 1998 vintage inflation factor for 377C shown in file Material Inflation Factors.xls.

17. In response to Request No. 68, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production. The material price shown in cell F46 is taken from file MDF_FUND.xls, work paper INPUT_MatIPrice. This file is provided in the Models subdirectory of BellSouth's Collocation Cost Studies filing dated February 4, 2003 in this proceeding. The following documents provided in response to AT&T's 3rd Request for Production in this proceeding, Item No. 40 support the value taken from the MDF Fundamental Cost Study: 1) copy of the notes made on 1/26/00 by the MDF cost analyst that detail the material and material pricing used. 2) copy of the confirmation of the pricing discussed in notes. 3) copy of a verification of the above pricing that was made in July 2001.

18. In response to Request No. 69, BellSouth states that the requested documents have been provided in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39.

19. In response to Request No. 70, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39. The material price shown in cell F61 is developed by multiplying the amount shown in PRICEUP3.xls for cable rack by the 357C 1998 vintage inflation factor (0.910062) shown in file Material Inflation Factors.xls.

20. In response to Request No. 71, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39.

21. In response to Request No. 72, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39. The material price shown in cell F82 is developed by multiplying the amount shown in PRICEUP3.xls for a termination block by the 357C 1998 vintage inflation factor (0.910062) shown in file Material Inflation Factors.xls.

22. In response to Request No. 73, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 39 and 45. The material price shown in cell F140 is developed by multiplying the amount shown in file FIB-INT.xls for a cable rack by the 357C 1998 vintage inflation factor (0.910062) shown in file Material Inflation Factors. xls.

23. In response to Request No. 74, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 46. The unit price for the two vendors is added together. An average is developed to yield the result per fiber termination.

24. In response to Request No. 75, BellSouth states that the responsive documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 45.

25. In response to Request No. 76, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 48. The amount shown in cell F214 is developed by subtracting the "host cost of" from the "grand total of" shown in file CARDRE~1.xls.

26. In response to Request No. 77, BellSouth states that the requested documents have been filed as part of BellSouth's Collocation Cost Studies filing dated February 4, 2003 in this proceeding. The amount shown in cell F244 is taken from file H.1.42 & H.1.43.xls provided in Appendix F.

27. In response to Request No. 78, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 45.

28. In response to Request No. 79, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item No. 42.

29. In response to Request No. 80, BellSouth states that the requested documents have been produced in response to AT&T's 3rd Request for Production in this proceeding, Item Nos. 33 and 39. The installed investment per foot shown in cell F285 is developed by multiplying the amount shown in PRICEUP3.xls for cable support structure by the 357C 1998 vintage inflation factor (0.910062) shown in file Material Inflation Factors.xls.

30. In response to Request No. 81, BellSouth states that the requested documents have been filed as part of BellSouth's Collocation Cost Studies filing dated February 4, 2003 in this proceeding. The amount shown in cell F293 is taken from file H.1.8, H.1.71 & H.2.4.xls, Summary worksheet provided in Appendix F.

31. In response to Request No. 82, BellSouth states that the requested documents have been provided in response to AT&T's 4th Set of Interrogatories, Item No. 36.

32. In response to Request No. 83, BellSouth states that the requested documents have been provided in response to AT&T's 4th Set of Interrogatories, Item No. 36.

33. In response to Request No. 84, BellSouth states that the requested documents have been provided in response to AT&T's 4th Set of Interrogatories, Item No. 36.

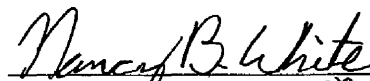
34. In response to Request No. 85, BellSouth states that the requested documents have previously been requested in AT&T's 3rd Request for Production in this


proceeding, Item No. 57. As stated in response to that request, BellSouth has no responsive documents.

35. In response to Request No. 86, BellSouth has no responsive documents. BellSouth purchases power from tariffs provided by electric utilities, which tariffs have been approved by the Public Service Commission. BellSouth does not have contracted rates per kilowatt-hour.

36. In response to Request No. 87, BellSouth objects to this request, which calls for the disclosure of information/documents that are protected by the work product privilege, the attorney client privilege, and the joint defense doctrine.

Respectfully submitted this 23rd day of October, 2003.


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509477

BellSouth Telecommunications, Inc.
FPSC Docket No. 981834-TP/990321-TP
AT&T's 6th Request for Production
October 3, 2003
Item No. 63
DOCUMENTS

BIHI BILLING HISTORY ELEC/OL BILL DETAIL 10/23/03 10:1
 74481-64298 81 14 242 PWB ACT 12/31/91 2/054/ SU92257 ASMI
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L S SPEC
 2301 SW 100TH AVE # M2401 S/T# 58-0436120 COSP EDI
 MIAMI FL 33165 M OLDBA:81-14-242-39972-0

SVC FROM 08/15/03 SVC TO 09/16/03 R/R/R 2 054 READ TYPE
 ----- BILL DETAIL ----- DEMAND -----

BASE AMT	4,447.59	RTP ACCESS CHG	0.00	ACTUAL BILLING ON-P	
CURT/CDR CR	0.00	RTP USAGE CHG	0.00	478	564
TRANS CR	0.00	RTP ADMIN CHG	0.00	CURTAILMENT	
LOAD CNTL CR	0.00	GROSS RGT TAX	180.10	----- THIS YEAR --	
ECC ADJ	444.18	FRANCHISE FEE	591.28	SVC DYS 32 BIL DYS	
OBC ADJ	0.00	MUNICIPAL TAX	910.05	LMIS CRDT DYS	
ECRC CHG	53.18	FL SALES TAX	1,333.20	KWH/DAY	9
FUEL CHG	11,448.74	ELECTRIC AMT	20,574.64	KWH USAGE	31
CAPACITY CHG	1,166.32	BILL COMP AMT	22,639.22	----- LAST YEAR --	
COSP CHG	0.00	BB AMOUNT	0.00	SVC DYS 32 BIL DYS	
GRN PWR CHG	0.00	BB DEFER BAL	0.00	KWH/DAY	9
FPL AMT	17,560.01	TOT FAC RNTL	0.00	KWH USAGE	308

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDOWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDOWN

BIHI BILLING HISTORY ELEC/OL BILL DETAIL 10/23/03 10:1
 74481-64298 81 14 242 PWB ACT 12/31/91 2/054/ SU92257 ASM1
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L S SPEC
 2301 SW 100TH AVE # M2401 S/T# 58-0436120 COSP EDI
 MIAMI FL 33165 M OLDBA:81-14-242-39972-0

SVC FROM	07/17/03	SVC TO	08/15/03	R/R/R	2 054	READ TYPE
----- BILL DETAIL -----						
BASE AMT	4,239.29	RTP ACCESS CHG	0.00	ACTUAL BILLING ON-P		
CURT/CDR CR	0.00	RTP USAGE CHG	0.00	474	564	
TRANS CR	0.00	RTP ADMIN CHG	0.00	CURTAILMENT		
LOAD CNTL CR	0.00	GROSS RCT TAX	166.19	----- THIS YEAR --		
ECC ADJ	401.01	FRANCHISE FEE	545.64	SVC DYS 29 BIL DYS		
OBC ADJ	0.00	MUNICIPAL TAX	855.88	LMIS CRDT DYS		
ECRC CHG	48.01	FL SALES TAX	1,234.15	KWH/DAY		9
FUEL CHG	10,359.67	ELECTRIC AMT	19,006.40	KWH USAGE		28
CAPACITY CHG	1,156.56	BILL COMP AMT	21,022.55	----- LAST YEAR --		
COSP CHG	0.00	BB AMOUNT	0.00	SVC DYS 29 BIL DYS		
GRN PWR CHG	0.00	BB DEFER BAL	0.00	KWH/DAY		9
FPL AMT	16,204.54	TOT FAC RNTL	0.00	KWH USAGE		284

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDOWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDOWN

BIHI BILLING HISTORY ELEC/OL BILL DETAIL 10/23/03 10:1
 74481-64298 81 14 242 PWB ACT 12/31/91 2/054/ SU92257 ASM1
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L S SPEC
 2301 SW 100TH AVE # M2401 S/T# 58-0436120 COSP EDI
 MIAMI FL 33165 M OLDBA:81-14-242-39972-0

SVC FROM 06/17/03 SVC TO 07/17/03 R/R/R 2 054 READ TYPE

BILL DETAIL			DEMAND	
BASE AMT	4,337.12	RTP ACCESS CHG	0.00	ACTUAL BILLING ON-P
CURT/CDR CR	0.00	RTP USAGE CHG	0.00	495 564
TRANS CR	0.00	RTP ADMIN CHG	0.00	CURTAILMENT
LOAD CNTL CR	0.00	GROSS RCT TAX	156.79	----- THIS YEAR --
ECC ADJ	416.91	FRANCHISE FEE	514.75	SVC DYS 30 BIL DYS
OBC ADJ	0.00	MUNICIPAL TAX	878.01	LMIS CRDT DYS
ECRC CHG	49.91	FL SALES TAX	1,167.13	KWH/DAY 9
FUEL CHG	9,275.58	ELECTRIC AMT	18,004.00	KWH USAGE 29
CAPACITY CHG	1,207.80	BILL COMP AMT	20,085.97	----- LAST YEAR --
COSP CHG	0.00	BB AMOUNT	0.00	SVC DYS 30 BIL DYS
GRN PWR CHG	0.00	BB DEFER BAL	0.00	KWH/DAY 9
FPL AMT	15,287.32	TOT FAC RNTL	0.00	KWH USAGE 288

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDWN

BIHI BILLING HISTORY . ELEC/OL BILL DETAIL 10/23/03 10:1
 95241-63756 74 11 721 PWB ACT 01/14/92 2/056/ SV52251 ASM1
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L S SPEC
 10141 W BROWARD BLVD # E4572 S/T# 58-0436120 EDI
 PLANTATION FL 33324 M OLDBA:74-11-721-40000-2
 SVC FROM 08/12/03 SVC TO 09/11/03 R/R/R 2 056 READ TYPE

----- BILL DETAIL -----				----- DEMAND -----	
BASE AMT	4,026.36	RTP ACCESS CHG	0.00	ACTUAL BILLING ON-P	
CURT/CDR CR	0.00	RTP USAGE CHG	0.00	461	461
TRANS CR	0.00	RTP ADMIN CHG	0.00	CURTAILMENT	
LOAD CNTL CR	0.00	GROSS RCT TAX	135.47	----- THIS YEAR --	
ECC ADJ	308.76	FRANCHISE FEE	789.71	SVC DYS 30 BIL DYS	
OBC ADJ	0.00	MUNICIPAL TAX	579.08	LMIS CRDT DYS	
ECRC CHG	36.96	FL SALES TAX	989.38	KWH/DAY	7
FUEL CHG	8,038.78	ELECTRIC AMT	15,702.38	KWH USAGE	21
CAPACITY CHG	797.88	BILL COMP AMT	17,986.52	----- LAST YEAR --	
COSP CHG	0.00	BB AMOUNT	0.00	SVC DYS 30 BIL DYS	
GRN PWR CHG	0.00	BB DEFER BAL	0.00	KWH/DAY	7
FPL AMT	13,208.74	TOT FAC RNTL	0.00	KWH USAGE	214

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDWN

BIHI BILLING HISTORY ELEC/OL BILL DETAIL 10/23/03 10:1
 95241-63756 74 11 721 PWB ACT 01/14/92 2/056/ SV52251 ASM1
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L \$ SPEC
 10141 W BROWARD BLVD # E4572 S/T# 58-0436120 EDI
 PLANTATION FL 33324 M OLDBA:74-11-721-40000-2
 SVC FROM 07/14/03 SVC TO 08/12/03 R/R/R 2 056 READ TYPE

----- BILL DETAIL -----				----- DEMAND -----	
BASE AMT	3,978.70	RTP ACCESS CHG	0.00	ACTUAL BILLING ON-P	
CURT/CDR CR	0.00	RTP USAGE CHG	0.00	360	454
TRANS CR	0.00	RTP ADMIN CHG	0.00	CURTAILMENT	
LOAD CNTL CR	0.00	GROSS RCT TAX	133.29	----- THIS YEAR --	
ECC ADJ	300.42	FRANCHISE FEE	777.02	SVC DYS 29 BIL DYS	
OBC ADJ	0.00	MUNICIPAL TAX	577.36	LMIS CRDT DYS	
ECRC CHG	35.97	FL SALES TAX	973.49	KWH/DAY	7
FUEL CHG	7,827.46	ELECTRIC AMT	15,457.71	KWH USAGE	21
CAPACITY CHG	854.00	BILL COMP AMT	16,657.70	----- LAST YEAR --	
COSP CHG	0.00	BB AMOUNT	0.00	SVC DYS 31 BIL DYS	
GRN PWR CHG	0.00	BB DEFER BAL	0.00	KWH/DAY	7
FPL AMT	12,996.55	TOT FAC RNTL	0.00	KWH USAGE	220

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDOWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDOWN

BIHI BILLING HISTORY ELEC/OL BILL DETAIL 10/23/03 10:1
 95241-63756 74 11 721 PWB ACT 01/14/92 2/056/ SV52251 ASM1
 BELLSOUTH TELECOMMUNICATIONS INC PH (305)798-2804 L S SPEC
 10141 W BROWARD BLVD # E4572 S/T# 58-0436120 EDI
 PLANTATION FL 33324 M OLDBA:74-11-721-40000-2
 SVC FROM 06/12/03 SVC TO 07/14/03 R/R/R 2 056 READ TYPE
 ----- BILL DETAIL ----- DEMAND -----
 BASE AMT 4,212.68 RTP ACCESS CHG 0.00 ACTUAL BILLING ON-P
 CURT/CDR CR 0.00 RTP USAGE CHG 0.00 386 454
 TRANS CR 0.00 RTP ADMIN CHG 0.00 CURTAILMENT
 LOAD CNTL CR 0.00 GROSS RCT TAX 132.46 ----- THIS YEAR --
 ECC ADJ 330.75 FRANCHISE FEE 772.18 SVC DYS 32 BIL DYS
 OBC ADJ 0.00 MUNICIPAL TAX 592.04 LMIS CRDT DYS
 ECRC CHG 39.60 FL SALES TAX 967.41 KWH/DAY 7
 FUEL CHG 7,415.03 ELECTRIC AMT 15,379.59 KWH USAGE 23
 CAPACITY CHG 917.44 BILL COMP AMT 16,856.45 ----- LAST YEAR --
 COSP CHG 0.00 BB AMOUNT 0.00 SVC DYS 30 BIL DYS
 GRN PWR CHG 0.00 BB DEFER BAL 0.00 KWH/DAY 7
 FPL AMT 12,915.50 TOT FAC RNTL 0.00 KWH USAGE 217

NEXT TYPE A FIND GWA

13-MRDG HIST 15-COMPNT DTL 16-BUS BRKDWN 17-HI BILL 18-READ/VERIFY
 20-MKT SVC DTL 21-OL BRKDWN