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December 24, 2003

VIA HAND DELIVERY

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

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DEC 24 PM 4:39

Re: Docket No.: 030851-TP

Dear Ms. Bayo:

On behalf of the Florida Competitive Carriers Association (FCCA), ICG Telecom Group, Inc. (ICG), and Z-Tel Communications, Inc. (Z-Tel), enclosed for filing and distribution are the original and 15 copies of the following:

- 13469-03 ▶ Preliminary Objections of the Florida Competitive Carriers Association to BellSouth's Second Request for Production of Documents (Nos. 6-7)
- 13470-03 ▶ Preliminary Objections of ICG Telecom Group, Inc. to BellSouth's Third Request for Production of Documents (Nos. 23-24)
- 13471-03 ▶ Preliminary Objections of Z-Tel Communications, Inc. to BellSouth's Third Request for Production of Documents (Nos. 23-24)

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

Sincerely,

Joe McGlothlin
Joseph A. McGlothlin

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

Enclosures

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
13469 DEC 24 8
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re: Implementation of requirements
Arising from Federal Communications
Commission Triennial UNE review: Local
Circuit Switching For Mass Market Customers

Docket No. 030851-TP

Filed: December 24, 2003

**PRELIMINARY OBJECTIONS OF THE FLORIDA COMPETITIVE CARRIERS
ASSOCIATION TO BELL SOUTH'S SECOND REQUEST
FOR PRODUCTION OF DOCUMENTS (NOS. 6-7)**

Pursuant to the *Order Establishing Procedure*, Order No. PSC-03-1054-PCO-TP, issued September 22, 2003 ("*Procedural Order*"), Rule 28-106.206 of the Florida Administrative Code, and Rules 1.280 and 1.350 of the Florida Rules of Civil Procedure, the Florida Competitive Carriers Association ("FCCA"), submits its Preliminary Objections to BellSouth Telecommunications, Inc.'s ("BellSouth") Second Request for Production of Documents to FCCA (Nos. 6-7) ("Document Requests").

FCCA files these objections to comply with the seven (7) day requirement set forth in the *Procedural Order*. These objections are preliminary in nature. Should additional grounds for objection be discovered as FCCA prepares its responses to any discovery, FCCA reserves the right to supplement these objections.

GENERAL OBJECTIONS

FCCA makes the following general objections to the Document Requests:

1. FCCA objects to the "Definitions" section, the "General Instructions," and the individual items of BellSouth's Document Requests to the extent that they are overly broad, unduly burdensome, and/or oppressive.
2. FCCA objects to the "Definitions," the "General Instructions," and the individual items within the Document Requests to the extent they are irrelevant to the issues in this docket

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and not reasonably calculated to lead to the discovery of admissible evidence. By way of illustration and not limitation, FCCA objects to document requests that seek information that is unrelated to or inconsistent with the parameters and methodology of the impairment analysis prescribed by the FCC in its Triennial Review Order.

3. FCCA objects to the “Definitions,” the “General Instructions,” and the individual Document Requests to the extent they are vague, ambiguous, imprecise, or utilize terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these Requests.

4. FCCA objects to the “General Instructions” and the items of BellSouth’s Document Requests to the extent that they purport to impose discovery obligations on FCCA that exceed the scope of discovery allowed by the applicable Florida Rules of Civil Procedure. By way of example and not of limitation, FCCA objects to instructions that purport to require FCCA to update or supplement its answers and responses.

5. FCCA objects to BellSouth’s Document Requests to the extent that the requests seek discovery of materials and/or information protected by the attorney/client privilege, the work product doctrine, the accountant/client privilege, or any other applicable privilege.

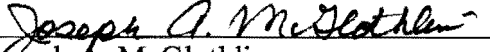
6. FCCA objects to BellSouth’s Document Requests to the extent that the requests would require disclosure of trade secrets and/or proprietary confidential information that either should not be disclosed at all or should be disclosed only pursuant to the terms of a mutually acceptable confidentiality agreement and the rules and orders of the Commission governing confidentiality.

7. FCCA objects to the Document Requests which would require FCCA to provide information which is already in BellSouth’s possession or is in the public record before the

Commission. To duplicate information that BellSouth already has or is readily available to BellSouth would be unduly burdensome and oppressive.

8. FCCA objects to BellSouth's Document Requests to the extent BellSouth seeks to impose an obligation on FCCA to respond on behalf of subsidiaries and/or former officers, employees, agents, and directors on the grounds that such requests for production are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

9. FCCA objects to any of the Document Requests that require the identification of "every," "all" or "each" responsive document, as it can not guarantee, even after a good faith and reasonably diligent attempt, that "all" or "each" responsive document will be identified.


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Attorneys for the Florida Competitive
Carriers Association.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Preliminary Objections of the Florida Competitive Carriers Association to BellSouth's Second Request for Production of Documents (Nos. 6-7) has been provided by (*) hand delivery, (**) email and U.S. Mail this 24th day of December 2003, to the following:

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