

ORIGINAL

050257

Timolyn Henry

From: Kecia Griffin [KGRIFFIN@miami-airport.com]
Sent: Tuesday, June 13, 2006 4:31 PM
To: Filings@psc.state.fl.us
Subject: Miami-Dade County's Objections to First Request for Production
Attachments: PSC Objections to First Request for Production w PSC.pdf

Mrs. Blanca S. Bayó
 Director, Division of the Commission Clerk
 and Administrative Services
 Florida Public Service Commission
 2540 Shumard Oak Boulevard
 Tallahassee, FL 32399-0850

**Re: Miami-Dade County's Objection to BellSouth
 Telecommunications, Inc., First Request for Production
 Docket No. 050251-TL**

Dear Mrs. Bayo:

Pursuant to the Florida Public Service Commission's Joint Motion for Entry of Order Adopting Proposed Joint Procedural Schedule for Docket No. 050257-TL, enclosed please find Miami-Dade County's Objections to BellSouth Telecommunications, Inc.'s First Request for Production, which we ask that you file in the captioned docket.

Copies have been served to all necessary parties.

-----Original Message-----

From: David Hope
Sent: Tuesday, June 13, 2006 4:06 PM
To: Adam Teitzman; Cynji Lee; Danielle C. Burt; David Stephen Hope (E-mail); Douglas E. Starcher; James Meza; Jean L. Kiddoo (E-mail); Kecia Griffin (E-mail 2); Kecia Griffin; Martin B. Goldberg; Sharon Liebman
Subject: Miami-Dade County's Objections to First Request for Production

Marty:

Attached please find the County's objections to BellSouth's First Request for Production.

Cordially,

David Stephen

DMP
 DOM
 DTR
 ECR
 SCL
 DPC
 RCA
 SCR
 SGA
 SEC
 DTH

DOCUMENT NUMBER-DATE

05140 JUN 13 06

FPSC-COMMISSION CLERK

6/13/2006

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by BellSouth)
Telecommunications, Inc., Regarding)
The Operation of a Telecommunications)
Company by Miami-Dade County in)
Violation of Florida Statutes and)
Commission Rules)

Docket No. 050257

**MIAMI-DADE COUNTY'S OBJECTIONS TO BELLSOUTH
TELECOMMUNICATIONS, INC.'S FIRST REQUEST FOR PRODUCTION**

Miami-Dade County (the "County"), by and through its undersigned counsel, hereby serves its Objections to BellSouth Telecommunications Inc.'s ("BellSouth") First Request for Production (the "Request"), pursuant to Fla. R. Civ. P. 1.350 and states:

1. The County objects to any right BellSouth claims that "the County provide specific bates numbers of previously produced documents that the County claims are responsive to the Request." Said request is overbroad, burdensome, and the information does not exist absent a manual search of previously produced responsive documents, which would require extensive time and resources the County lacks. The County has produced over 80,000 pages of responsive documents, to three (3) BellSouth propounded requests for production, in discovery that has spanned approximately three and one-half (3½) years, in the matter *BellSouth Telecommunications, Inc. v. Miami-Dade County, Fla.*, Case No. 02-28688 CA 03 (Fla. 11th Cir. Ct. filed Nov. 12, 2002). It is not the County's burden to provide BellSouth with specific bates stamp numbers, but only when said responsive documents were produced previously.

2. The County objects to any definition, instruction, or request contained in the Request, to the extent such definition, instruction and/or request seeks to impose a burden on the County beyond that required by the Florida Rules of Civil Procedure, and/or seeks to alter the meaning of the terms used in the Request.

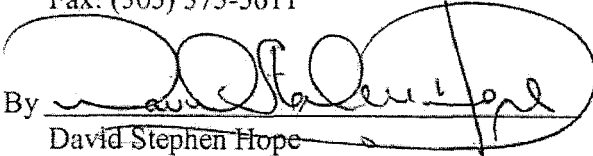
3. The County objects to the Request to the extent the Request seeks discovery of information protected by any privilege or protection, including without limitation, attorney-client privilege or work product doctrine. The County waives no privilege or protection by the inadvertent production or information or documents thereto.

RESPECTFULLY SUBMITTED,

MURRAY A. GREENBERG
MIAMI-DADE COUNTY ATTORNEY

Stephen P. Clark Center
111 Northwest 1st Street, Suite 2800
Miami, Florida 33128-1993
Tel: (305) 375-5151
Fax: (305) 375-5611

By



David Stephen Hope
Assistant County Attorney
Florida Bar No. 87718
DHope@miami-airport.com
DHope@miamidade.gov

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed this *13th*

day of June 2006, to:

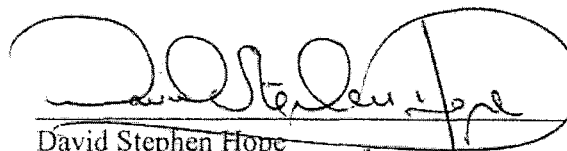
Adam Teitzman, Esq.
Staff Counsel
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Martin B. Goldberg, Esq.
Lash & Goldberg LLP
Bank of America Tower
Suite 1200
100 Southwest 2nd Street
Miami, Florida 33131-2158

James Meza, Esq.
Sharon R. Liebman, Esq.
c/o Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida, 32301

E. Earl Edenfield, Jr., Esq.
BellSouth Telecommunications, Inc.
675 West Peachtree Street, N.E., Suite 4300
Atlanta, Georgia 30375

Jean L. Kiddoo, Esq.
Danielle C. Burt, Esq.
Bingham McCutchen LLP
3000 K Street NW, Suite 300
Washington, D.C. 20007-5116


David Stephen Hope
Assistant County Attorney