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August 5, 1992

Mr. Steve C. Tribble
Director, Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32301

RE: Docket No. 910163-TL

Dear Mr. Tribble:

Enclosed please find an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Response and Objections to Staff's Seventeenth Request for Production of Documents and Notice of Intent to Seek Confidential Classification which we ask that you file in the above-captioned docket.

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 on the parties shown on the attached Certificate of Service.

Sincerely yours,


Sidney J. White, Jr.

Enclosures

cc: All Parties of Record
A. M. Lombardo
H. R. Anthony
R. D. Lackey

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**CERTIFICATE OF SERVICE
Docket No. 910163-TL**

I HEREBY CERTIFY that a copy of the foregoing has been
furnished by United States Mail this 5th day of August, 1992 to:

Charles J. Beck
Assistant Public Counsel
Office of the Public Counsel
111 W. Madison Street
Room 812
Tallahassee, FL 32399-1400

Tracy Hatch
Division of Legal Services
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863

A handwritten signature in cursive script, appearing to read "J. White", is written over a horizontal line.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of Citizens) Docket No. 910163-TL
of the State of Florida to initiate)
investigation into integrity of) Filed: August 5, 1992
Southern Bell Telephone and Telegraph)
Company's repair service activities)
and reports.)
_____)

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
RESPONSE AND OBJECTIONS TO STAFF'S SEVENTEENTH
REQUEST FOR PRODUCTION OF DOCUMENTS AND NOTICE
OF INTENT TO SEEK CONFIDENTIAL CLASSIFICATION

COMES NOW BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), and files pursuant to Rule 25-22.034, Florida Administrative Code, and Rules 1.280(c) and 1.350, Florida Rules of Civil Procedure, its Response and Objections to Staff's Seventeenth Request for Production of Documents dated July 1, 1992, and files, pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, its Notice of Intent to Seek Confidential Classification for certain information responsive to Staff's request.

NOTICE OF INTENT TO REQUEST
SPECIFIED CONFIDENTIAL CLASSIFICATION

Some of the documents that will be produced for the Staff in response to its Seventeenth Request for Production of Documents contain information which is exempted from public disclosure pursuant to Section 119.07 and 364.183, Florida Statutes.

Specifically, a number of the documents reflect company systems' access and security information, internal audits, workpapers and

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related audit information, and customer-specific information. Because these documents contain exempt information, Southern Bell is filing this Notice of Intent to Request Confidential Classification, pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow the Staff to review these documents without delay. The original of this Notice has been filed with the Division of Records and Reporting, and a copy has been served on the division requesting the information.

GENERAL RESPONSE AND OBJECTIONS

1. Southern Bell does not believe it was Staff's intent to require Southern Bell to produce again the same documents previously produced in other dockets, but to the extent this was the intent, Southern Bell objects on the basis that such a request would be unduly burdensome, oppressive, and unnecessary, and for these reasons is prohibited.

2. Southern Bell objects to Staff's definition of "document" or "documents". Staff's definition of these terms is overly broad and is objectionable pursuant to standards adopted in *Caribbean Security Systems v. Security Control Systems, Inc.*, 46 So.2d 654 (Fla. App. 3rd Dist. 1986).

SPECIFIC RESPONSES

3. In any instance in which Southern Bell agrees to produce documents in a specific response set forth below, that response is subject to the general objections set forth above.

4. In response to Request No. 1, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

5. In response to Request No. 2, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

6. In response to Request No. 3, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

7. In response to Request No. 4, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

8. In response to Request No. 5, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

9. In response to Request No. 6, Southern Bell will produce, at a mutually convenient time and place, responsive documents that are in its possession, custody or control.

10. As to Request No. 7, Southern Bell objects because this request calls for the production of documents that were generated at the direct request of, and under the general supervision of, attorneys for Southern Bell. These documents were developed in anticipation of litigation, and were the basis upon which legal opinions were rendered to Southern Bell by its attorneys. Accordingly, Southern Bell objects to the production of these

documents on the basis of the attorney-client and work product privileges.

11. As to Request No. 8, Southern Bell objects because this request calls for the production of documents that were generated at the direct request of, and under the general supervision of, attorneys for Southern Bell. These documents were developed in anticipation of litigation, and were the basis upon which legal opinions were rendered to Southern Bell by its attorneys. Accordingly, Southern Bell objects to the production of these documents on the basis of the attorney-client and work product privileges.

12. As to Request No. 9, Southern Bell objects because this request calls for the production of documents that were generated at the direct request of, and under the general supervision of, attorneys for Southern Bell. These documents were developed in anticipation of litigation, and were the basis upon which legal opinions were rendered to Southern Bell by its attorneys. Accordingly, Southern Bell objects to the production of these documents on the basis of the attorney-client and work product privileges.

13. In response to Request No. 10, including subparts, the requested document was created by Dan King, an employee of Southern Bell, at the direct request of, and under the general supervision of, attorneys for Southern Bell. These documents were developed in anticipation of litigation, and were the basis upon which legal opinions were rendered to Southern Bell by its

attorneys. Accordingly, Southern Bell objects to the production of these documents on the basis of the attorney-client and work product privileges.

14. Southern Bell objects to the production of documents pursuant to Request No. 11 for the same reason as set forth in paragraph number 13 above in regard to Request No. 10.

15. In response to Request No. 12, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place.

16. In response to Request No. 13, the responsive documents are included in Southern Bell's production under Request No. 12.

17. In response to Request No. 14, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place.

18. In response to Request No. 15, Southern Bell does not have in its possession, custody, or control any documents directly responsive to Request No. 15. However, refer to Southern Bell's response to Request No. 27, *infra*.

19. In response to Request No. 16, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place. Southern Bell further identifies the document entitled "Methods & Procedures for Managing Access Networking System End Users", dated February 1991, as being a proprietary and confidential business document subject to the Company's Notice of Intent to Request Specified Confidential Classification set forth above. This document contains highly

sensitive information relating to access to internal proprietary company systems.

20. In response to Request No. 17, Southern Bell has previously provided documents responsive to this request in response to Staff's First and Fifth Sets of Requests for Production of Documents. However, since these documents are not unduly burdensome to reproduce, the Company will provide them again in response to this request.

21. In response to Request No. 18, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place.

22. In response to Request No. 19, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place. Southern Bell further identifies the requested audit workpapers for Internal Audit reference number I-302-13-SF-05-88 (Books 1, 2, and 3) (June 1988) as being proprietary and confidential business documents subject to the Company's Notice of Intent to Request Specified Confidential Classification set forth above. These documents contain supporting information relating to Company internal auditing activity.

23. In response to Request No. 20, Southern will provide the documents responsive to this request at a mutually convenient time and place. Southern Bell further identifies the requested audit workpapers for Internal Audit reference number FA037-503-03-A-SF (December 1988) as being proprietary and

confidential business documents subject to the Company's Notice of Intent to Request Specified Confidential Classification set forth above. These documents contain supporting information relating to Company internal auditing activity.

24. In response to Request No. 21, Southern Bell has already provided the documents responsive to this request in the Company's response to Staff's First Set of Requests for Production of Documents, Request No. 1.

25. In response to Request No. 22, refer to Southern Bell's responses to Request Nos. 13 and 21.

26. In response to Request No. 23, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place.

27. In response to Request No. 24, see Southern Bell's responses to Request Nos. 12, 14 and 16.

28. In response to Request No. 25, see Southern Bell's responses to Request Nos. 12, 14 and 16.

29. In response to Request No. 26, Southern Bell will provide documents responsive to this request at a mutually convenient time and place. Also, see documents responsive to Request Nos. 12 and 16. Southern Bell further identifies the document entitled "IMSSS IMS Security System -- Manager Procedures" (March 1991) as a proprietary and confidential business document subject to the Notice of Intent to Request Specified Confidential Classification set forth above. This document contains detailed information regarding access to and

the security of the IMS-based computer applications within BellSouth.

30. In response to Request No. 27, documents responsive to this request were provided by Southern Bell in response to Staff's First Set of Requests for Production of Documents, Request Nos. 3 and 6, and in response to Staff's Fifth Set of Requests for Production of Documents, Request No. 1. Also, see documents produced in response to Request Nos. 12 and 16.

31. In response to Request No. 28, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place. Southern Bell further identifies the Internal Audit Report entitled "Adjustments to Customer Bills" (FA010-106-01-A-SF) (October 1989) and the five (5) management letters in response to this report as proprietary and confidential business documents subject to the Notice of Intent to Request Specified Confidential Classification set forth above. The report contains the results of an internal audit, and the management responses contain the Company's reactions to the audit.

32. In response to Request No. 29, Southern Bell will provide the documents responsive to this request at a mutually convenient time and place. Southern Bell further identifies the documentation of the "mini-reviews" conducted by the Network staff organization in Florida as proprietary and confidential business information subject to the Notice of Intent to Request

Specified Confidential Classification set forth above. These documents contain customer-specific information.

Respectfully submitted this 5th day of August, 1992.

SOUTHERN BELL TELEPHONE
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