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**J. Phillip Carver**  
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August 19, 1992

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

Re: Docket No. **910163-TL**  
Docket No. 920260-TL

Dear Mr. Tribble:

Enclosed for filing in the above-referenced dockets are the original and fifteen copies of BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company's Supplemental Response to Request of Public Counsel for Late-Filed Exhibits and Motion for Temporary Protective Order. Copies have been furnished to the all parties listed in the Certificate of Service.

ACK  
AFA  
APP

CAF \_\_\_\_\_ A copy of this letter is enclosed. Please indicate on the copy that the original was filed and return the copy to me.

CMU

CTR \_\_\_\_\_

EAG \_\_\_\_\_

LEG LW/m

LIN 6

OPC \_\_\_\_\_

RCH cc: All parties of record

SEC 1 Mr. A. M. Lombardo

SEC 1 Mr. R. Douglas Lackey

WAS \_\_\_\_\_

OTH Lead off

Sincerely yours,

*J. Phillip Carver*  
J. Phillip Carver *of*

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A BELL SOUTH Company

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CERTIFICATE OF SERVICE

DOCKET NO. 910163-TL

I HEREBY CERTIFY that a correct copy of foregoing was  
furnished by U. S. Mail to the following parties this 19 day of  
August, 1992.

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J. Phillip Carver *of*

**CERTIFICATE OF SERVICE**  
**Docket No. 920260-TL**

I HEREBY CERTIFY that a copy of the foregoing has been  
furnished by United States Mail this 19 day of August, 1992  
to:

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J. Phillip Conner DJ

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 )  
Southern Bell Telephone and Telegraph )  
Company's repair service activities )  
and reports. )  
\_\_\_\_\_ )

Comprehensive Review of the Revenue )  
Requirements and Rate Stabilization ) Docket No. 920260-TL  
Plan of Southern Bell Telephone & )  
Telegraph Company ) Filed: Aug. 19, 1992  
\_\_\_\_\_ )

**SOUTHERN BELL TELEPHONE AND TELEGRAPH  
COMPANY'S SUPPLEMENTAL RESPONSE TO REQUEST  
OF PUBLIC COUNSEL FOR LATE-FILED EXHIBITS  
AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

COMES NOW BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), and hereby files its Supplemental Response to Request of Public Counsel for Late-Filed Exhibits and Motion for Temporary Protective Order and states the following:

1. During the panel deposition of C. L. Cuthbertson, Jr. and C. J. Sanders on June 17, 1992, Public Counsel requested the production of certain documents, which by agreement of the parties would be considered late-filed exhibits.

2. On August 7, 1992, Southern Bell filed its Response to the Request for Late-Filed Exhibits. In this Response, Southern Bell stated that it would produce documents responsive to Requests for Late-Filed Exhibits Nos. 6, 7 and 8 if responsive documents were in the possession, custody and control of Southern

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Bell and if these documents were not protected by the attorney-client privilege.

3. Southern Bell hereby supplements this Response as follows:

4. All documents responsive to Request for Late-Filed Exhibit No. 6 will be produced to Public Counsel by mail on the day of filing this Supplemental Response. No documents are being withheld under a claim of privilege.

5. All documents responsive to Request for Late-Filed Exhibit No. 7 will be produced to Public Counsel by mail on the day of filing this Supplemental Response. No documents are being withheld under a claim of privilege.

6. All documents responsive to Request for Late-Filed Exhibit No. 9 will be produced to Public Counsel by mail on the day of filing this Supplemental Response. No documents are being withheld under a claim of privilege.

7. At the time of the deposition referred to above, Public Counsel requested Late-Filed Exhibits No. 3, 8 and 9. In each instance, the Request was for additional documents that Public Counsel believed to have been encompassed within prior Requests for Production, but which counsel for Southern Bell did not believe to be responsive to the respective prior request.

8. Counsel for Southern Bell agreed at the deposition to produce these documents, and they will be produced to Public Counsel by mail on the day of filing this request.

9. At the time of the previous production of similar documents, Southern Bell moved for a Temporary Protective Order because each of the three categories of documents contain confidential proprietary information that should not be disclosed.


10. Specifically, these documents include certain employee performance evaluations. These employee performance evaluations include employee names and social security numbers. These evaluations constitute employee personnel information that is not related to compensation, duties, qualifications or responsibilities. Accordingly, under the provisions of § 364.183(f), Florida Statutes, these evaluations are entitled to confidential treatment and exemption from § 119.07, Florida Statutes.


11. Obviously, these documents are covered by the previously filed Motion for Temporary Protective Order. To the extent, however, that Public Counsel or the Florida Public Service Commission ("Commission") may consider these documents not to be covered by that prior motion, Southern Bell hereby, moves, pursuant to the Commission's Rule on confidentiality, Rule 25-22.006(5)(c), Florida Administrative Code, the Prehearing Officer to issue a Temporary Protective Order as to the additional documents described above that are being produced on this day.

12. If Public Counsel subsequently notifies Southern Bell that any of the proprietary documents identified in the preceding paragraphs are to be used in a proceeding before the Commission, Southern Bell will, in accordance with Rule 25-22.06, Florida Administrative Code, file a detailed motion for protective order specifically addressing each of the documents identified.

Respectfully submitted,

ATTORNEYS FOR SOUTHERN BELL  
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