

[Handwritten initials]

SIDNEY J. WHITE, JR.
General Attorney

Southern Bell Telephone
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150 South Monroe Street
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(404) 529-5094

September 2, 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 are an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Response and Objections to Public Counsel's Twenty-seventh Request for Production of Documents 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 to the parties shown on the attached Certificate of Service.

Sincerely,

[Handwritten signature: Sidney J. White, Jr.]
Sidney J. White, Jr.

- ACK
- AFA _____
- APP _____
- CFE _____
- CMU** Enclosures
- CTR _____
- ERS _____
- LEG
- LIN
- CPC _____
- RCH _____ RECEIVED & FILED
- SEC
- WAS _____
- OTH _____

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

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FPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

10039 SEP -2 1992

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE
Docket No. 910163-TL

I HEREBY CERTIFY that a copy of the foregoing has been
furnished by United States Mail this 2nd day of September, 1992
to:

Charles J. Beck
Assistant Public Counsel
Office of the Public Counsel
Room 812
111 W. Madison Street
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. J. White", with a horizontal line drawn through the middle of the signature.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on Behalf of)
Citizens of the State of Florida) Docket No. 910163-TL
to Initiate Investigation into)
Integrity of Southern Bell) Filed: September 2, 1992
Telephone and Telegraph Company's)
Repair Service Activities and)
Reports.)
_____)

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
RESPONSE AND OBJECTIONS TO PUBLIC COUNSEL'S
TWENTY-SEVENTH REQUEST FOR PRODUCTION OF DOCUMENTS

COMES NOW BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), and files its Response and Objections to Public Counsel's Twenty-seventh Request for Production of Documents dated August 3, 1992.

GENERAL RESPONSE AND OBJECTIONS

1. Southern Bell objects to Public Counsel's proposed "Instruction" relating to details of privileged documents. To the extent a document responsive to any of the requests is subject to an applicable privilege, some of the information requested by Public Counsel would be similarly privileged and therefore not subject to discovery.

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).

3. Southern Bell objects to Public Counsel's definition of "you" and "your" as well as the definition of "BellSouth

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Telecommunications, Inc." It appears that Public Counsel, through its definition of these words, is attempting to obtain discovery of information in the possession, custody, or control of entities that are not parties to this docket. Interrogatories may only be directed to parties, and any attempt by Public Counsel to obtain discovery from non-parties should be prohibited. See Rule 1.340, Florida Rules of Civil Procedure; Broward v. Kerr, 454 So.2d 1068 (4th D.C.A. 1984).

SPECIFIC RESPONSES

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

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

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

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


8. In response to Request No. 5, Southern Bell has been advised by Public Counsel that this request should have been for the production of a memorandum written by Mr. John R. Melton rather than Mr. Ray Buford. Based on this clarification of Request No. 5, Southern Bell will produce responsive documents

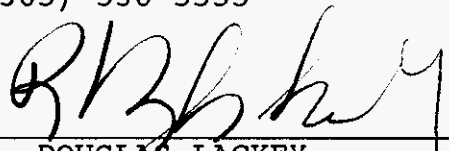
that are in its possession, custody, or control at a mutually convenient time and place.

9. In response to Request No. 6, Southern Bell objects to this request because it calls for the production of statements made by certain Company employees to Company attorneys, to attorneys working for Southern Bell or to Company security personnel. These statements were made 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 statements on the basis of the attorney-client and work product privileges. Southern Bell is presently unaware of any statements made by individuals referenced in Request No. 6 other than those statements made directly to the attorneys or the Company security personnel in connection with the privileged security investigation initiated by the Legal Department.

Respectfully submitted this 2nd day of September, 1992.

SOUTHERN BELL TELEPHONE
AND TELEGRAPH COMPANY


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