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May 24, 1993

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

RE: Docket No. 920260-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 Thirty-Fourth Request for Production of Documents and Motion for Temporary Protective Order. Please file this document 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,

*Nancy B. White*  
Nancy B. White (2)

Enclosures

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

ACK ✓  
AFA 1  
APP —  
CAF —  
CMA (circled)  
CT —  
EIO —  
LET 12/m  
LW 6  
O —  
R —  
SEC —  
WAS —  
OTH 55

DOCUMENT NUMBER-DATE

05652 MAY 24 88

FL 20-RECORDS/REPORTING

**CERTIFICATE OF SERVICE**

**Docket No. 920260-TL**

**Docket No. 900960-TL**

**Docket No. 910163-TL**

**Docket No. 910727-TL**

I HEREBY CERTIFY that a copy of the foregoing has been  
furnished by United States Mail this 24th day of May, 1993 to:

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Nancy B. White  
(2)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive Review of )  
the Revenue Requirements and Rate ) Docket No. 920260-TL  
Stabilization Plan of Southern )  
Bell Telephone and Telegraph ) Filed: May 24, 1993  
Company )  
\_\_\_\_\_ )

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S  
RESPONSE AND OBJECTIONS TO PUBLIC COUNSEL'S  
THIRTY-FOURTH REQUEST FOR PRODUCTION OF DOCUMENTS  
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 files, (1) pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350 of the Florida Rules of Civil Procedure, its Responses and Objections to the Office of Public Counsel's ("Public Counsel") Thirty-Fourth Request for Production of Documents dated April 21, 1993; and (2) pursuant to Rule 25-22.006(5)(c), Florida Administrative Code, its Motion for Temporary Protective Order.

MOTION FOR TEMPORARY PROTECTIVE ORDER

Some of the documents that will be delivered to or made available for review by Public Counsel contain proprietary, confidential business information that should not be publicly disclosed. Thus, pursuant to Rule 25-22.006(5)(c), Florida Administrative Code, Southern Bell moves the Prehearing Officer to issue a Temporary Protective Order exempting these documents from § 119.07(1), Florida Statutes. These documents contain, among other things, employee personnel information unrelated to compensation, duties, qualifications, or responsibilities, customer specific information, strategic planning documents, cost

data, vendor specific data, and other proprietary confidential business information. Such information is specifically included as proprietary confidential business information pursuant to § 364.183, Florida Statutes. If Public Counsel subsequently notifies Southern Bell that any of the proprietary documents are to be used in a proceeding before the Commission, Southern Bell will, in accordance with Rule 25-22.006, Florida Administrative Code, file a detailed motion for protective order specifically addressing each of the documents identified.

#### 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 Public Counsel's definition of "document" or "documents." Public Counsel's definition of these terms is overly broad and is objectionable pursuant to standards adopted in Caribbean Security Systems v. Security Control Systems, Inc., 486 So. 2d 654 (Fla. App. 3rd District 1986).

3. Southern Bell does not believe it was Public Counsel's intent to require Southern Bell to produce again the same documents previously produced in other dockets, but to the extent it does, Southern Bell objects on the basis that such a request

would be unduly burdensome, oppressive and unnecessary, and for these reasons is prohibited.

4. Southern Bell objects to the specific time and place designated by Public Counsel for the production of documents for the reasons that the designation is not reasonable, but has no objection to producing the documents that are responsive and to which no other objection is made, at a mutually agreed upon time and place.

5. The following Specific Responses are given subject to the above-stated General Responses and Objections.

#### SPECIFIC RESPONSES

6. With respect to Request No. 475, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

7. With respect to Request No. 476, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

8. With respect to Request No. 477, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

9. With respect to Request No. 478, Southern Bell objects to this request on the basis that it is overly broad and burdensome and calls for information which is neither relevant to nor reasonably calculated to lead to relevant information related

to the issues contained in this docket. In addition, Southern Bell objects to this request on the basis that to respond to same would breach the confidentiality assured to each employee in connection with such communications.

10. With respect to Request No. 479, Southern Bell objects to this request on the basis that it is overly broad and burdensome and calls for information which is neither relevant to nor reasonably calculated to lead to relevant information related to the issues contained in this docket. In addition, Southern Bell objects to this request on the basis that to respond to same would breach the confidentiality assured to each employee in connection with such communications.

11. With respect to Request No. 480, Southern Bell objects to this request on the basis that it is overly broad and burdensome and calls for information which is neither relevant to nor reasonably calculated to lead to relevant information related to the issues contained in this docket. In addition, Southern Bell objects to this request on the basis that to respond to same would breach the confidentiality assured to each employee in connection with such communications.

12. With respect to Request No. 481, Southern Bell objects to this request on the basis that it is overly broad and burdensome and calls for information which is neither relevant to nor reasonably calculated to lead to relevant information related to the issues contained in this docket. In addition, Southern Bell objects to this request on the basis that to respond to same



would breach the confidentiality assured to each employee in connection with such communications.

13. With respect to Request No. 482, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

14. With respect to Request No. 483, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

15. With respect to Request No. 484, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

16. With respect to Request No. 485, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

17. With respect to Request No. 486, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

18. With respect to Request No. 487, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

19. With respect to Request No. 488, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

20. With respect to Request No. 489, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

21. With respect to Request No. 490, Southern Bell has no documents responsive to this request.

22. With respect to Request No. 491, Southern Bell has previously produced responsive documents to Public Counsel in connection with Docket No. 920385-TL, Public Counsel's First Production of Documents, Item Nos. 7, 13, and 25.

23. With respect to Request No. 492, Southern Bell has previously produced responsive documents to Public Counsel in connection with Docket No. 920385-TL, Public Counsel's First Production of Documents, Item Nos. 7, 13, and 25.

24. With respect to Request No. 493, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

25. With respect to Request No. 494, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

26. With respect to Request No. 495, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

27. With respect to Request No. 496, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

28. With respect to Request No. 497, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

29. With respect to Request No. 498, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the Motion for Temporary Protective Order filed herein.

Respectfully submitted this 24th day of May, 1993.

SOUTHERN BELL TELEPHONE  
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