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ORIGINAL
FILE COPY

July 21, 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 is an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Response and Objections to Staff's Twenty-First Request for Production of Documents. 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.

ACK

AFA

APP

CCF

CCS

Enclosures

Sincerely,

Nancy B. White
Nancy B. White (PJ)

cc: All Parties of Record

- 1 w/m M. Lombardo
- 1 H. R. Anthony
- 1 R. D. Lackey

RECEIVED & FILED

ST *JJ*

OTH _____

DOCUMENT NUMBER-DATE

07868 JUL 21 93

FILED RECORDS SECTION

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 21st day of July, 1993 to:

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Nancy B. White
e)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL
FILE COPY

In re: Comprehensive Review of)
the Revenue Requirements and Rate) Docket No. 920260-TL
Stabilization Plan of Southern)
Bell Telephone and Telegraph) Filed: July 21, 1993
Company (Formerly FPSC Docket)
Number 880069-TL))
_____)

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
RESPONSE AND OBJECTIONS TO STAFF'S
TWENTY-FIRST 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 pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, its Response and Objections to the Florida Public Service Commission Staff's ("Staff") Twenty-First Request for Production of Documents dated June 16, 1993.

GENERAL RESPONSE AND OBJECTIONS

1. With regard to Staff's definition of "document" or "documents", Southern Bell has made a diligent, good faith attempt to locate documents responsive to the scope of Staff's individual requests for documents.

2. 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 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.

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

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

SPECIFIC RESPONSES

4. With respect to Request No. 208, Southern Bell has no responsive documents in its possession, custody, or control.

5. With respect to Request No. 209, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

6. With respect to Request No. 210, 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. 211, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

8. With respect to Request No. 212, Southern Bell objects on the grounds that the Betaflex Regression System software requested was purchased by Southern Bell under a license agreement with the vendor, the National Exchange Carrier Association, and Southern Bell is not at liberty to make copies of same for distribution.

9. With respect to Request No. 213, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

10. With respect to Request No. 214, Southern Bell refers Staff to Southern Bell's response to Request No. 210.

11. With respect to Request No. 215, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

12. With respect to Request No. 216, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

13. With respect to Request No. 217, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

14. With respect to Request No. 218, Southern Bell states that the documents requested do not exist. To the extent this request asks for the creation of a document, under the rules of discovery, Southern Bell is not required to create documents in response to a request for production of documents, and, therefore, Staff's Request No. 218 is also inappropriate. By way of further response and objection, even if it were appropriate to require the creation of a document, Southern Bell objects to this request on the grounds that it is overly burdensome and unduly oppressive. The MFR schedules produced in this docket required months to develop and the years covered were determined by the rules of this Commission. The additional schedules requested comprise approximately 80% of the time and effort required to produce an entire set of MFRs. Such an undertaking, which is not required by the Commission rules would divert numerous employees from their regularly assigned tasks and would only serve to delay this proceeding. This is compounded by the fact that Southern Bell has previously advised the Staff that the current 1994 forecasted budget is an inappropriate basis for the generation of MFR schedules. The data contained therein has never constituted a commitment view adopted by the Company and is constantly in the process of changing as 1994 approaches. The generation of MFR schedules based on such information would be incorrect almost as it was produced. Therefore, the compilation of such schedules, even

if not otherwise prohibited, would be a waste of scarce resources.

15. With respect to Request No. 219, Southern Bell states that the documents requested do not exist. To the extent this request asks for the creation of a document, under the rules of discovery, Southern Bell is not required to create documents in response to a request for production of documents, and, therefore, Staff's Request No. 219 is also inappropriate. By way of further response and objection, even if it were appropriate to require the creation of a document, Southern Bell objects to this request on the grounds that it is overly burdensome and unduly oppressive. The MFR schedules produced in this docket required months to develop and the years covered were determined by the rules of this Commission. The additional schedules requested comprise approximately 80% of the time and effort required to produce an entire set of MFRs. Such an undertaking, which is not required by the Commission rules would divert numerous employees from their regularly assigned tasks and would only serve to delay this proceeding. This is compounded by the fact that Southern Bell has previously advised the Staff that the current 1995 forecasted budget is an inappropriate basis for the generation of MFR schedules. The data contained therein has never constituted a commitment view adopted by the Company and is constantly in the process of changing as 1995 approaches. The generation of MFR schedules based on such information would be incorrect almost as it was produced. Therefore, the compilation of such schedules, even if not otherwise prohibited, would be a waste of scarce resources.

Respectfully submitted this 21st day of July, 1993.

SOUTHERN BELL TELEPHONE
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