

ORIGINAL

Legal Department

J. PHILIP CARVER
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October 15, 1997

Mrs. Bianca S. Bayo
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32309

RE: Docket No. 870002-T1 (Slamming)

Dear Mrs. Bayo:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Response and Objection to Public Counsel's First Request for Production of Documents (Nos. 1-9). Please file these documents in the 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,

J. Phillip Carver (pd)
J. Phillip Carver

ACK _____

AFA _____

APP Caldwell

CAF _____

CMU _____

CTR _____

EAG _____ Enclosures

LEG FYT

LIN 5

OFC _____

RCH 1

SEC 1

WAS _____

OTH _____

cc: All Parties of Record
A. M. Lombardo
R. G. Beatty
W. J. Ellenberg

RECEIVED & FILED

DOCUMENT NUMBER-DATE

~~40507~~ OCT 15 97

FPSC-BUREAU OF RECORDS

FPSC-RECORDS/REPORTING

OPTIONAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed Rule 25-24.845,)
F.A.C., Customer Relations;)
Rules Incorporated, and proposed)
Amendments to Rules 25-4.003,)
F.A.C., Definitions; 25-4.110,)
F.A.C., Customer Billing; 25-4.118,)
F.A.C., Interexchange Carrier)
Selection; 25-4.480, F.A.C.,)
Customer Relations; Rules)
Incorporated.)

DOCKET NO.: 970882-TI

FILED: October 15, 1997

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSE
AND OBJECTION TO PUBLIC COUNSEL'S FIRST REQUEST FOR
PRODUCTION OF DOCUMENTS**

BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), hereby files, pursuant to Rule 25-22.034 and 25-22.035, Florida Administrative Code, and Rules 1.340 and 1.280(b), Florida Rules of Civil Procedure, its Response and Objections to Public Counsel's ("Public Counsel") First Request for Production of Documents (Nos. 1-9) to BellSouth dated September 10, 1997.

GENERAL RESPONSES AND OBJECTIONS

BellSouth makes the following General Responses and Objections to Public Counsel's First Request for Production of Documents.

1. BellSouth objects to the requests to the extent that such requests seek to impose an obligation on BellSouth to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such requests are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

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FPSC-RECORDS/REPORTING

2. BellSouth has interpreted Citizens' requests to apply to BellSouth's regulated intrastate operations in Florida and limits its Answers accordingly. To the extent that any request is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission, BellSouth objects to such request as irrelevant, overly broad, unduly burdensome, and oppressive.

3. BellSouth objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission.

4. BellSouth filed on October 10, 1997 a Motion for Temporary Protective Order. All documents produced in response to Public Counsel's Request are subject to that request for a Protective Order to ensure confidential treatment.

5. BellSouth objects to producing any and all documents that are subject to, and protected by, the attorney-client privilege and/or work product doctrine. BellSouth is currently compiling a list to identify the documents in its possession that are being withheld from production for this reason, and will provide this list to Public Counsel upon completion.

SPECIFIC RESPONSES

BellSouth enters the following specific responses with respect to Public Counsel's requests:

SOUTHWORTH
FOUR STAR

5. In response to Request No. 1 including all sub-parts, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

6. In response to Request No. 2, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

7. In response to Request No. 3, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

8. In response to Request No. 4, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

9. In response to Request No. 5, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

10. In response to Request No. 6, BellSouth objects to this request on the basis that it is overly burdensome and oppressive. Production of individual

PIC change forms would entail the compilation, copying and production of thousands of documents. In an effort to be responsive, however, BellSouth will make available to Public Counsel a printout that contains most of the information that appears on the individual PIC change forms requested. BellSouth will produce all other responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

11. In response to Request No. 7, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

12. In response to Request No. 8, BellSouth will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.


13. In response to Request No. 9, BellSouth objects to this request on the basis that it is overly burdensome and oppressive. Production of individual PIC change forms would entail the compilation, copying and production of thousands of documents. In an effort to be responsive, however, BellSouth will make available to Public Counsel a printout that contains most of the information requested. BellSouth will produce all other responsive documents that are in its

possession, custody, or control at a mutually convenient time and place subject to the General Responses and Objections set forth above.

Respectfully submitted this 15th day of October, 1997.

BELLSOUTH TELECOMMUNICATIONS, INC.


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**CERTIFICATE OF SERVICE
DOCKET NO. 970882-T1**

**I HEREBY CERTIFY that a true and correct copy of the foregoing was served
via U. S. Mail this 15th day of October, 1997 to the following:**

**Charles J. Beck
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c/o The Florida Legislature
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