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RECEIVED

MAY 11 1998

FPSC - Records

May 11, 1998

Blanca S. Bayo, Director  
Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399

RE: 97-1056-TX

Dear Ms. Bayo:

Enclosed for filing on behalf of BellSouth Corporation are the original and 15 copies of

ACK BellSouth Corporation's Response and Objection to the Citizens' First Set of Post-Settlement  
AFA Requests for Production of Documents (1997 Earnings) to BellSouth and Motion for Temporary  
APP Protective Order. Also enclosed is a disk containing the same in Wordperfect 6.1 format.

CAF If you have any questions or concerns please contact me at 222-3471.

CMU *later*

Sincerely,

*Carson Durrance*

Carson Durrance  
Legal Assistant to Gary Early

- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 2
- LIN 5
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC /mcd
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

enclosure(s)

RECEIVED & FILED

*Mont*  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FORT LAUDERDALE • MIAMI • ORLANDO • TALLAHASSEE • TAMPA • WEST PALM BEACH

FPSC-RECORDS/REPORTING

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Comprehensive Review of the  
Revenue Requirements and Rate  
Stabilization Plan of Southern  
Bell Telephone & Telegraph Company

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Docket No. 920260

Dated May 11, 1998

**BELLSOUTH CORPORATION'S RESPONSE AND  
OBJECTION TO THE CITIZENS' FIRST SET OF POST-SETTLEMENT  
REQUESTS FOR PRODUCTION OF DOCUMENTS (1997 EARNINGS) TO  
TO BELLSOUTH AND MOTION FOR TEMPORARY PROTECTIVE ORDER**

BellSouth Corporation (BSC) pursuant to Rule 25-22.034, Florida Administrative Code and Rule 1.350, Florida Rules of Civil Procedure, files its Response to the Citizens' First Set of Post-Settlement Requests for Production of Documents (1997 Earnings) to BellSouth dated April 10, 1998 and, pursuant to Rule 25-22.006(5)(c), Florida Administrative Code, files its Motion for Temporary Protective Order and states:

1. Some of the documents that will be made available for review by the PSC contain proprietary, confidential business information that should not be publicly disclosed. Pursuant to Rule 25-22.006(5)(c), Florida Administrative Code, BSC moves the Prehearing Officer to issue a Temporary Protective Order exempting these documents from Section 119.07(1), Florida Statutes. These documents contain, among other things, nonregulated operations information, and other proprietary confidential business information. Such information is "proprietary confidential business information" pursuant to Section 364.183(3)(f), Florida Statutes. If the Public Service Commission subsequently notifies BSC that any of the proprietary documents are to be used in a proceeding before the Commission, BSC will, in accordance with Rule 25-22.006, Florida Administrative Code, file a Motion for Protective Order specifically addressing each of the documents identified.

DOCUMENT NUMBER-DATE

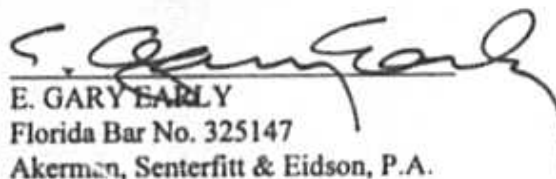
05262 MAY 11 1998

FPSC-RECORDS/REPORTING

2. Public Counsel, through its record request, is attempting to obtain information in the possession, custody, or control of an entity that is neither a party to this docket nor regulated by the PSC. Requests for Production may only be directed to parties, and any attempt by the PSC to obtain discovery from non-parties should be prohibited. See 1.340, Florida Rules of Civil Procedure; Broward v. Kerr, 454 So.2d 1068 (4th DCA 1984).

3. Subject to the response and Motion for Temporary Protective Order herein, documents to be made available will be produced for inspection and review at the office of undersigned counsel upon reasonable notice.

Respectfully submitted this 11<sup>th</sup> day of May, 1998.



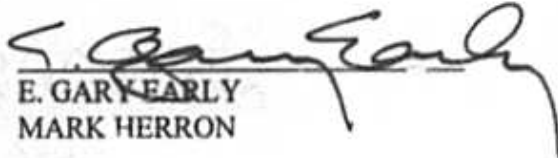
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Counsel for BellSouth Corporation

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing was furnished by hand delivery to Charles J. Beck, Public Counsel, Office of Public Counsel, c/o The Florida Legislature, 111 W. Madison Street, Room 812, Tallahassee, FL 32399-1400 with copies served by U.S. Mail to the parties identified on the attached list on this 11<sup>th</sup> day of May, 1998.

  
E. GARY EARLY  
MARK HERRON

**CERTIFICATE OF SERVICE  
DOCKET NO. 920260-TL**

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