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ORIGINAL FPSC

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RECORDS AND
REPORTING

August 28, 1998

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Re: Docket No. 971492-TI

Dear Ms. Bayo:

Enclosed for filing in the above-references docket are the original and 15 copies of the Second Motion to Compel Against AT&T by the Attorney General and the Citizens of Florida.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

Sincerely,

Charles J. Beck
Deputy Public Counsel

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FPSC-BUREAU OF RECORDS

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09408 AUG 28 98

RECORDS AND REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause)
proceedings against AT&T)
Communications of the Southern)
States, Inc. and d/b/a Connect)
N' Save for violation of Rule)
25-4.118, F.A.C., Interexchange)
Carrier Selection.)
/

Docket No. 971492-TI
Date Filed: August 28, 1998

**SECOND MOTION TO COMPEL AGAINST AT&T
BY THE ATTORNEY GENERAL AND THE CITIZENS OF FLORIDA**

Robert A. Butterworth, Attorney General ("Attorney General"), and the Citizens of Florida ("Citizens"), by and through Jack Shreve, Public Counsel, move the Florida Public Service Commission to issue an order requiring AT&T Communications of the Southern States, Inc. ("AT&T") to provide all documents requested by the third set of requests for production of documents to AT&T by the Attorney General and the Citizens of Florida dated July 22, 1998.

1. The Attorney General and the Citizens of Florida served our the third set of requests for production of documents to AT&T on July 22, 1998. Responses were due on or before Friday, August 21, 1998.

2. Despite the fact that the requested documents and a responsive pleading were required a week ago, AT&T has neither produced any documents nor served any pleading indicating any objections they might have to the request for documents.

3. On the due date for the production of documents, AT&T telephoned counsel for the Citizens and indicated that they would not provide the documents without a subpoena. The subpoena was provided to AT&T's counsel on Wednesday, August 26, 1998.

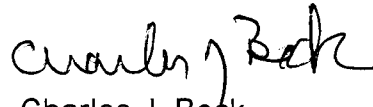
4. By failing to file any objections by the due date for producing the documents, AT&T has waived any objections it might have to producing all requested documents.

WHEREFORE, the Attorney General and the Citizens respectfully request the Commission to issue an order requiring AT&T to immediately produce all of the documents requested by the third set of requests for production of documents to AT&T by the Attorney General and the Citizens of Florida dated July 22, 1998.

MICHAEL A. GROSS
Assistant Attorney General
Fla. Bar No. 0199461

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CERTIFICATE OF SERVICE

Docket No. 971492-TI

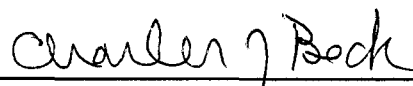
I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail or hand-delivery to the following parties on this 28th day of August, 1998.

Michael A. Gross
Assistant Attorney General
Department of Legal Affairs
PL-01, The Capitol
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