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Legal Department

J. PHILLIP CARVER  
General Attorney

99 JUN -1 PM 4: 37

BellSouth Telecommunications, Inc.  
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(404) 335-0710

RECORDS AND  
REPORTING

June 1, 1999

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

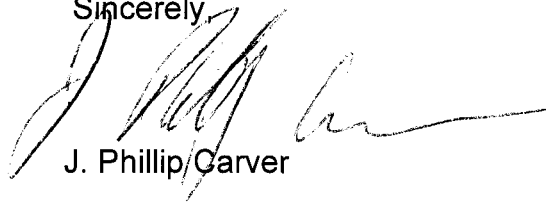
Re: Docket Nos. 980946-TL, 980947-TL, 980948-TL,  
981011-TL, 981012-TL, and 981250-TL

Dear Ms. Bayó:

Enclosed are an original and 15 copies of BellSouth Telecommunications, Inc.'s Responses and Objections to ACI's Second Request for Production of Documents and Motion for Protective Order. Please file this document in the captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me.

Sincerely,



J. Phillip Carver

- AFA 4
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- ~~CMU~~ \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 2
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC 1
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

Enclosures

cc: All parties of record  
M. M. Criser, III  
N. B. White  
William J. Ellenberg II (w/o enclosures)

RECEIVED & FILED



PPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

06772 JUN-1 99

PPSC BUREAU OF RECORDS

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for temporary waiver of )  
Physical collocation requirements set forth )  
In the 1996 Telecommunications Act and )  
The FCC's First Report and Order, for the )  
Daytona Beach Port Orange Central Office )  
By BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ )

Docket No. 980946-TL

In re: Petition for temporary waiver of )  
Physical collocation requirements set forth )  
In the 1996 Telecommunications Act and )  
The FCC's First Report and Order, for the )  
Boca Raton Boca Teeca Central Office, by )  
BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ )

Docket No. 980947-TL

In re: Petition for Waiver of Physical )  
Collocation Requirements Set Forth )  
In the Telecommunications Act of 1996 )  
And the FCC's First Report and Order, )  
for the Miami Palmetto Central )  
Office, By BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ )

Docket No. 980948-TL

In re: Petition for waiver of physical )  
Collocation requirements set forth in the )  
Telecommunications Act of 1996 and the )  
FCC's First Report and Order, for the )  
West Palm Beach Gardens Central Office, )  
By BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ )

Docket No. 981011-TL

In re: Petition for waiver of physical )  
Collocation requirements set forth in the )  
Telecommunications Act of 1996 and the )  
FCC's First Report and Order, for the )  
North Dade Golden Glades Central Office, by )  
BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ )

Docket No. 981012-TL

DOCUMENT NUMBER-DATE

06772 JUN-18

FILED RECORDS/REPORTING

In re: Petition for temporary waiver of	)	
Physical collocation requirements set forth	)	
In the 1996 Telecommunications Act and	)	Docket No. 981250-TL
The FCC's First Report and Order, for the	)	
Lake Mary Main Central Office, by	)	
BellSouth Telecommunications, Inc.	)	Date: June 1, 1999
_____)		

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES AND  
OBJECTIONS TO ACI CORP.'S SECOND REQUEST FOR PRODUCTION  
OF DOCUMENTS AND MOTION FOR PROTECTIVE ORDER**

BellSouth Telecommunications, Inc., ("BellSouth" or "Company"), pursuant to Rules 25-22.034 and 25-22.035, Florida Administrative Code, and Rules 1.340 and 1.280(b), Florida Rules of Civil Procedure, hereby submits the following Responses, Objections and Motion for Protective Order to ACI Corp.'s ("ACI") Second Request for Production of Documents.

**GENERAL RESPONSES**

BellSouth makes the following General Objections to ACI's Second Request for Production of Documents:

1. BellSouth has interpreted ACI's requests to apply to BellSouth's regulated intrastate operations in Florida and will limit its responses 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 to produce as irrelevant, overly broad, unduly burdensome, and oppressive.

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

3. BellSouth is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, BellSouth creates countless documents that are not subject to Florida Public Service Commission or FCC retention of records requirements. These documents are kept in numerous locations that are frequently moved from site to site as employees change jobs or as the business is reorganized. Therefore, it is possible that not every document has been provided in response to these discovery requests. Rather, these responses provide all of the information obtained by BellSouth after a reasonable and diligent search conducted in connection with this discovery request. BellSouth conducted a search of those files that are reasonably expected to contain the requested information. To the extent that the discovery request purports to require more, BellSouth objects on the grounds that compliance would impose an undue burden or expense.

#### **MOTION FOR PROTECTIVE ORDER**

4. BellSouth objects to each and every request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. Further, Section 364.24, Florida Statutes prohibits the disclosure of certain customer account information except as required by "subpoena, court order, other process of court, or as otherwise allowed by law." Accordingly, BellSouth objects to producing any information,

the production of which is prohibited by this statute. To the extent that ACI has requested proprietary confidential business information that is not subject to the “trade secrets” privilege or Section 364.24, BellSouth will make this information available to be reviewed by counsel for ACI at a mutually agreeable time and place, subject to an appropriate Protective Agreement and subject to any other general or specific objections contained herein.

### **SPECIFIC RESPONSES**

5. BellSouth objects to ACI’s Request to Produce No. 13. This request is for the production of documents identified in BellSouth’s answer to ACI’s First Set of Interrogatories. BellSouth has objected to answering these interrogatories. Consequently, there are no documents identified in these responses. BellSouth also objects to producing documents that relate to the interrogatories for the same reasons as set forth in BellSouth’s responses to the interrogatories.

6. In response to ACI’s Request to Produce No. 14, BellSouth states it has no responsive documents in its possession, custody or control.

Respectfully submitted this 1st day of June, 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.



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NANCY B. WHITE

c/o Nancy Sims

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**CERTIFICATE OF SERVICE**  
**Docket Nos. 980946-TL, 980947-TL, 980948-TL, 981011-TL**  
**981012-TL, and 981250-TL**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail this 1st day of June, 1999 to the following:

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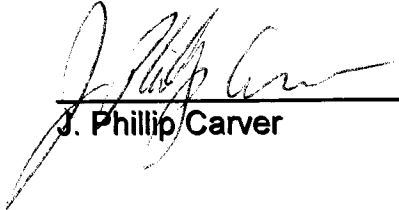
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\* Protective Agreements



J. Phillip Carver