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June 2, 1999

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99 JUN -2 PM 4:44  
RECORDS AND  
REPORTING

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

Re: Docket No. 981012-TL

Dear Ms. Bayó:

Enclosed are an original and 15 copies of BellSouth Telecommunications, Inc.'s Responses and Objections to TCG's Fourth 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.

RECEIVED & FILED

Sincerely,

  
FPSC-BUREAU OF RECORDS  
J. Phillip Carver

Enclosures

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

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DOCUMENT NUMBER-DATE

06832 JUN -2 99

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: BellSouth Telecommunications, )  
Inc.'s Petition for temporary waiver of )  
physical collocation requirement set ) Docket No. 981012-TL  
forth in the 1996 Telecommunications )  
Act and the FCC's First Report and )  
Order, for the North Dade Golden ) Filed: June 2, 1999  
Glades Central Office )  
\_\_\_\_\_ )

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES AND  
OBJECTIONS TO TELEPORT COMMUNICATIONS GROUP INC./  
TCG SOUTH FLORIDA'S FOURTH 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 Teleport Communications Group Inc./TCG South Florida's ("TCG") Fourth Request for Production of Documents.

**GENERAL RESPONSES**

BellSouth makes the following General Objections to TCG's Fourth Request for Production of Documents:

1. BellSouth has interpreted TCG'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

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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 TCG 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 TCG 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. In response to TCG’s Request to Produce No. 6, BellSouth agrees to produce the requested documents. However, since these documents are both confidential and voluminous, BellSouth objects to copying the documents and delivering them to counsel for Teleport. Instead, BellSouth will make them available for inspection at BellSouth’s offices in Tallahassee at a mutually agreeable time.


6. In response to TCG’s Request to Produce No. 7, BellSouth states that it has no responsive documents in its possession, custody or control.

Respectfully submitted this 2nd day of June, 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.



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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 2nd day of June, 1999 to the following:

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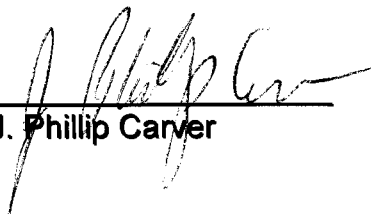
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\* Protective Agreements



J. Phillip Carver