

**CERTIFICATE OF SERVICE
Docket No. 990108-TP**

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

U.S. Mail and (*) Hand Delivery this 3rd day of August, 1999 to the following:

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Access One Communications, Inc.,)
)
) Docket No. 990108-TP
)
vs.)
)
BellSouth Telecommunications, Inc.,)
)
) Filed: August 3, 1999
)
_____)

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
RESPONSES AND OBJECTIONS TO STAFF'S
FIRST REQUEST FOR PRODUCTION**

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, the following Objections to the Staff of the Florida Public Service Commission ("Staff's") First Request for Production served on June 29, 1999.

GENERAL OBJECTIONS

1. BellSouth objects to the requests for production of documents to the extent they 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.

2. BellSouth objects to the requests for production of documents to the extent they are intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission. BellSouth objects to

such requests for production of documents as being irrelevant, overly broad, unduly burdensome, and oppressive.

3. BellSouth objects to each and every request for production of documents and instruction to the extent that such request for production of documents or instruction calls for information which is exempt from discovery by virtue of the attorney-client privilege, work product privilege, or other applicable privilege.

4. BellSouth objects to each and every request for production of documents insofar as the requests for production of documents is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these requests. Any answers provided by BellSouth in response to these requests for production of documents will be provided subject to, and without waiver of, the foregoing objection.

5. BellSouth objects to each and every request for production of documents insofar as the request for production of documents is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this action. BellSouth will attempt to note in its responses each instance where this objection applies.

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

7. BellSouth objects to each and every request for production of documents to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. BellSouth also objects to each and every request for production of documents that would require the disclosure of customer specific information, the disclosure of which is prohibited by Section 364.24, Florida Statutes. To the extent that Staff requests proprietary information that is not subject to the "trade secrets" privilege or to Florida Statutes Section 364.24, BellSouth will make such information available to Staff at a mutually agreeable time and place upon the execution of a confidentiality agreement.

8. BellSouth objects to Staff's discovery requests, instructions and definitions, insofar as they seek to impose obligations on BellSouth that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

9. BellSouth objects to each and every request for production of documents, insofar as they are unduly burdensome, expensive, oppressive, or excessively time consuming as written.

10. 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 identified in response to these

requests for production of documents. BellSouth will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the requests for production of documents purport to require more, BellSouth objects on the grounds that compliance would impose an undue burden or expense.

SPECIFIC RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS

Request 1. Provide copies of all Interconnection and/or resale agreements between BellSouth Telecommunications, Inc. (BellSouth) and the following companies, including all amendments and side agreements.

- a. Telephone Company of Central Florida, Inc. (TCCF)
- b. The Other Phone Company, Inc. d/b/a Access One Communications

Specific Objection: In addition to the General Objections made above, BellSouth objects to this request to the extent that it is not relevant to the subject matter of this action and not calculated to lead to the discovery of admissible evidence. BellSouth also objects to the term "side agreement" as vague and ambiguous.

Response: Subject to its General and Specific Objections, BellSouth will produce documents responsive to Request No. 1.

Request 2. If there is no current agreement between BellSouth and TCCF, provide the original agreement and all amendments between BST and TCCF.

Response: BellSouth has no documents in response to Request No. 2.


Request 3. Provide copies of all correspondence between BellSouth and End Users requesting to be switched to an alternative local exchange company (ALEC). Include the correspondence referred to on page 4, lines 1-24 of Keith Milner's direct testimony, and page 3, lines 4-18 of Keith Milner's rebuttal testimony.

Specific Objection: In addition to the General Objections made above, BellSouth objects to this request to the extent that it is oppressive and unduly burdensome.

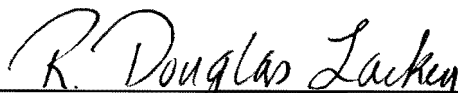
Response: Subject to its General and Specific Objections, BellSouth will produce documents responsive to Request No. 3.

Respectfully submitted this 3rd day of August, 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.



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