

MICHAEL P. GOGGIN
General Attorney

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5561

ORIGINAL

RECORDS AND
REPORTING

99 DEC 27 PM 4:34

RECEIVED-FPSC

December 27, 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 No. 991267-TP (Global NAPS Complaint)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Objections to Global NAPS' First Set of Interrogatories, First Request for Production of Documents and First Request for Admissions, which we ask that you file in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Michael P. Goggin (KR)
Michael P. Goggin

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey
Nancy B. White

ATA _____
APP _____
CIT _____
GAD _____
CIT _____
EAC _____
LEG _____
NAS _____
OPC _____
RRR _____
SEC _____
WAW _____
GTH _____

RECEIVED & FILED
mas
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

15756 DEC 27 99

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re:) Docket No. 991267-TP
)
 Complaint of Global NAPS, Inc., against)
 BellSouth Telecommunications, Inc. for)
 Enforcement of Section VI(B) of its)
 Interconnection Agreement with BellSouth)
 Telecommunications, Inc. and Request for Relief)
 _____) Filed: December 27, 1999

**OBJECTIONS OF BELL SOUTH TELECOMMUNICATIONS, INC.
 TO GLOBAL NAPS' FIRST SET OF INTERROGATORIES,
 FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND
FIRST REQUEST FOR ADMISSIONS**

BellSouth Telecommunications, Inc., ("BellSouth") pursuant to Rule 28-106.206, *Florida Administrative Code*, and Rules 1.340, 1.350, 1.370 and 1.280, *Florida Rules of Civil Procedure*, files the following Objections to the First Set of Interrogatories, First Request for Production of Documents and First Request for Admissions served by Global NAPS, Inc. ("Global NAPS") on December 17, 1999.

The objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the 10-day requirement set forth in the procedural order issued by the Florida Public Service Commission ("Commission") in the above-captioned docket. Should additional grounds for objection be discovered as BellSouth prepares its answers to the above-referenced interrogatories, requests for production of documents and requests for admissions, BellSouth reserves the right to supplement, revise, or modify its objections at the time it serves its answers. Moreover, should BellSouth determine that a Protective Order is necessary with respect to any of the

requested information, BellSouth reserves the right to file a motion with the Commission seeking such an order at the time that it serves its answers.

GENERAL OBJECTIONS

1. BellSouth objects to the interrogatories, requests for production of documents and requests for admissions 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 interrogatories, requests for production of documents and requests for admissions 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 interrogatories, requests for production of documents and requests for admissions as being irrelevant, overly broad, unduly burdensome, and oppressive.

3. BellSouth objects to each and every interrogatory, request for production of documents, request for admissions and instruction to the extent that such interrogatory, request for production of documents, request for admission 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 interrogatory, request for production of documents and request for admissions insofar as the

interrogatory, request for production of documents or request for admission 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 interrogatories, requests for production of documents and requests for admissions will be provided subject to, and without waiver of, the foregoing objection.

5. BellSouth objects to each and every interrogatory, request for production of documents and request for admissions insofar as the interrogatory, request for production of documents or request for admissions 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 Commission.

7. BellSouth objects to each and every interrogatory, request for production of documents and request for admissions to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to §90.506, *Florida Statutes*. BellSouth also objects to each and every interrogatory, request for production of documents and request for admissions that would require the disclosure of customer specific information, the disclosure of which is prohibited by §364.24, *Florida Statutes*. To the extent that Global NAPS requests proprietary information that is not subject to the "trade secrets" privilege

or to §364.24, BellSouth will make such information available to Global NAPS at a mutually agreeable time and place upon the execution of a confidentiality agreement, or subject to a Request for Confidential Classification.

8. BellSouth objects to Global NAPS' 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 interrogatory, request for production of documents and request for admissions, insofar as any of them is 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 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 interrogatories, requests for production of documents and requests for admissions. BellSouth will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the interrogatories, requests for production of documents and request for admissions purport to require more, BellSouth objects on the grounds that compliance would impose an undue burden or expense.

Respectfully submitted this 27th day of December, 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White (KR)

NANCY B. WHITE
MICHAEL P. GOGGIN
c/o Nancy H. Sims
150 So. Monroe Street, Suite 400
Tallahassee, FL 32301
(305) 347-5558

R. Douglas Lackey (KR)

R. DOUGLAS LACKEY
E. EARL EDENFIELD JR.
Suite 4300
675 W. Peachtree St., NE
Atlanta, GA 30375
(404) 335-0747

190873

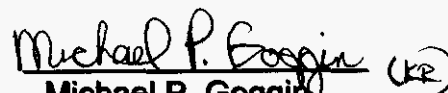
**CERTIFICATE OF SERVICE
Docket No. 991267-TP**

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

U.S. Mail this 27th day of December, 1999 to the following:

Beth Keating
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6199

700 Boulevard South, Suite 101
Huntsville, AL 35802
Tel. No. (256) 650-3856
Fax No. (256) 650-3936


Michael P. Goggin (KR)

Jon C. Moyle, Jr.
Cathy M. Sellers
Moyle Flanigan Katz Kolins
Raymond & Sheehan, P.A.
118 North Gadsden Street
Tallahassee, FL 32301
Tel. No. (850) 681-3828
Fax. No. (850) 681-8788
Represents Global NAPS

William J. Rooney
General Counsel
John O. Post
Assistant General Counsel
Global NAPS, Inc.
10 Merrymount Road
Quincy, MA 02169
Tel. No. (617) 507-5111
Fax. No. (617) 507-5200

Christopher W. Savage
Coles, Raywid, & Braverman, L.L.P.
1919 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
Tel. No. (202) 828-9811

Nanette Edwards
Senior Manager, Regulatory Attorney
ITC^DeltaCom