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Legal Department

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LISA S. FOSHEE  
General Attorney

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BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(404) 335-0754

RECORDS AND  
REPORTING

March 27, 2000

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. 991237-TP

Dear Ms. Bayó:

Enclosed please find an original and fifteen copies of BellSouth Telecommunications, Inc.'s Objections to Staff's First Set of Interrogatories and Document Requests, which we ask that you file in the above-referenced matter.

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,

*Lisa S. Foshee*  
(Pm)

Lisa S. Foshee

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMJ \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC \_\_\_\_\_
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

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

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

**CERTIFICATE OF SERVICE**  
**Docket No. 991237-TP**

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

U.S. Mail this 27th day of March, 2000 to the following:

Diana Caldwell  
Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Tracy Hatch, Esq.  
AT&T Communications of the  
Southern States, Inc.  
101 North Monroe Street  
Suite 700  
Tallahassee, FL 32301  
Tel. No. (850) 425-6364  
Fax No. (850) 425-6343

  

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Lisa S. Foshee (P)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint by AT&T Communications	)	
Of the Southern States, Inc. d/b/a/ Connect'N	)	Docket No. 991237-TP
Save d/b/a/ Lucky Dog and d/b/a ACC Business	)	
Against BellSouth Telecommunications, Inc.	)	Filed: March 27, 2000
Regarding improper application of switched	)	
access charges.	)	
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**BELLSOUTH TELECOMMUNICATIONS, INC.'S OBJECTIONS  
TO STAFF'S FIRST SET OF INTERROGATORIES  
AND DOCUMENT REQUESTS**

BellSouth Telecommunications, Inc., ("BellSouth") pursuant to Rule 28-106.206, *Florida Administrative Code*, and Rules 1.340, 1.350 and 1.280, *Florida Rules of Civil Procedure*, files the following general objections to the First Set of Interrogatories and Document Requests ("Discovery Requests") served by the Florida Public Service Commission's Staff on March 13, 2000.

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, 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.

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## GENERAL OBJECTIONS

BellSouth makes the following General Objections to Staff's Discovery Requests which will be incorporated by reference into BellSouth's specific responses when its Answers are served.

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

2. BellSouth objects to the Discovery Requests to the extent they purport to require BellSouth to provide the name of the employee providing the information contained in each answer. The information provided is so provided by BellSouth Telecommunications, Inc. and often is the result of the combined efforts of many persons.

3. BellSouth objects to each and every request and instruction to the extent that such request 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 the production of any proprietary, confidential and/or competitively sensitive materials or information without the execution of an acceptable protective agreement or the filing of a Request for Confidential Classification.

5. BellSouth objects to the Discovery Requests to the extent they seek the production of documents or information prior to 1993. AT&T only is claiming damages for the period 1993 to present, and thus information prior to 1993 is not relevant to this

proceeding. Moreover, to the extent Staff's requests seek information prior to 1993, such requests are overbroad and unduly burdensome.

6. BellSouth objects to each and every request insofar as the request 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.

7. BellSouth objects to each and every request insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

8. BellSouth objects to each and every request insofar as the request 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 each instance where this objection applies.

9. BellSouth objects to each and every request as overbroad and unduly burdensome insofar as the request purports to obligate BellSouth to perform any special studies, software development or other extraordinary efforts to obtain the information requested.

10. BellSouth objects to each and every Request 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 Request that would require the disclosure of customer specific information, the disclosure of which is prohibited by §364.24, *Florida Statutes*. To the extent that Staff requests proprietary information that is not subject to the "trade secrets" privilege or to §364.24, BellSouth will make such information available to Staff at a mutually agreeable time and place upon

the execution of a confidentiality agreement, or subject to a Request for Confidential Classification.

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

Respectfully submitted this 27th day of March, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
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NANCY B. WHITE (M)  
MICHAEL P. GOGGIN  
c/o Nancy Sims  
150 South Monroe Street, #400  
Tallahassee, Florida 32301  
(305) 347-5555

  
\_\_\_\_\_  
R. DOUGLAS LACKEY (M)  
LISA S. FOSHEE  
675 West Peachtree Street, #4300  
Atlanta, Georgia 30375  
(404) 335-0754