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June 28, 2000

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RECORDS AND  
REPORTING

**VIA HAND DELIVERY**

Blanca S. Bayo, Director  
Division of Records and Reporting  
Betty Easley Conference Center  
4075 Esplanade Way  
Tallahassee, Florida 32399-0870

Re: Docket No.: 990649-TP


Dear Ms. Bayo:

On behalf of BlueStar Networks, Inc., enclosed for filing and distribution are the original and 15 copies of the following:

- BlueStar Networks, Inc.'s Objections to BellSouth Telecommunications, Inc.'s First Interrogatories and Request for Production of Documents.

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me in the envelope provided. Thank you for your assistance.

Yours truly,

  
Joseph A. McGlothlin

JAM/bae  
Enclosure

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PPSC-BUREAU OF RECORDS

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN, ARNOLD & STEEN, P.A. DOCUMENT NUMBER-DATE

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PPSC-RECORDS/REPORTING

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation into Pricing of ) Docket No. 990649-TP  
Unbundled Network Elements )

**BLUESTAR NETWORKS, INC.'S OBJECTIONS TO  
BELLSOUTH TELECOMMUNICATIONS, INC.'S FIRST INTERROGATORIES AND  
REQUEST FOR PRODUCTION OF DOCUMENTS**

BlueStar Networks, Inc. ("BlueStar"), by counsel and pursuant to the procedural order in this case (Order No. PSC-00-0540-PCO-TP), hereby files its Objections to BellSouth Telecommunications, Inc.'s First Interrogatories and Request for Production of Documents as follows:

**INTERROGATORY NO. 4**

Does BlueStar own or operate any switches that it uses to provide telephone exchange service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 5**

If the answer to the foregoing Interrogatory is in the affirmative, for each switch owned or operated by BlueStar to provide telephone exchange service in the State of Florida, please:

- (a) identify the location of each such switch;
- (b) describe the type of switch (e.g., Digital Electronic, ATM);
- (c) state the date when the switch was placed; and

- (d) state the planned retirement date of each such switch

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 6**

If the answer to Interrogatory number 4 is in the affirmative, please provide the total investment of switches (by type of switch, if available) that BlueStar owns or operates to provide telephone exchange service in the State of Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 7**

Please state the economic lives or useful lives by BlueStar for depreciation purposes for the switches it owns or operates to provide telephone exchange service in Florida, including the extent to which such lives vary depending upon the type of switch involved (e.g., Digital Electronic, ATM, etc.). In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the switches it owns or operates to provide telephone exchange service in Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 8**

Does BlueStar own or operate any cable that it uses to provide telephone exchange service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 9**

If the answer to the foregoing Interrogatory is in the affirmative, please:

- (a) state the cable route miles currently in place;
- (b) describe the type of cable in place (e.g., Fiber Cable, Metallic Cable, Coaxial Cable, Hybrid Fiber/Coaxial Cable, etc.);
- (c) provide the total investment in cable (by type of cable, if available) that BlueStar owns or operates to provide telephone exchange service in the State of Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 10**

Please state the economic lives or useful lives used by BlueStar for depreciation purposes for the cable it owns or operates to provide telephone exchange service in Florida, including the extent to which such lives vary depending upon the type of each cable involved (e.g., Fiber Cable, Metallic Cable, Coaxial Cable, Hybrid Fiber/Coaxial Cable, etc.). In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the cable it owns or operates to provide telephone exchange service in Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 11**

Does BlueStar own or operate any digital circuit equipment that it uses to provide telephone exchange service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 12**

If the answer to the foregoing Interrogatory is in the affirmative, please:

- (a) describe the type of digital circuit equipment in place (e.g. carrier, optical, amplification, signaling);
- (b) provide the total investment in digital circuit equipment (by type of equipment, if available) that BlueStar owns or operates to provide telephone exchange service in the State of Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 13**

Please state the economic lives or useful lives used by BlueStar for depreciation purposes for the digital circuit equipment it owns or operates to provide telephone exchange service in Florida, including the extent to which such lives vary depending upon the type of digital circuit

equipment involved (e.g., carrier, optical, amplification, signaling). In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the digital circuit equipment it owns or operates to provide telephone exchange service in Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 16**

Does BlueStar own or operate any switches that it uses to provide interLATA service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 17**

If the answer to the foregoing Interrogatory is in the affirmative, for each switch owned or operated by BlueStar to provide interLATA service in the State of Florida, please:

- (a) identify the location of each such switch;
- (b) describe the type of switch (e.g., Digital Electronic, ATM);
- (c) state the date when the switch was placed; and
- (d) state the planned retirement date of each such switch.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 18**

If the answer to Interrogatory number 16 is in the affirmative, please provide the total investment of switches (by type of switch, if available) that BlueStar owns or operates to provide interLATA service in the State of Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investments that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 19**

Please state the economic lives or useful lives used by BlueStar for depreciation purposes



for the switches it owns or operates to provide interLATA service in Florida, including the extent to which such lives vary depending upon the type of switch involved (e.g., Digital Electronic, ATM, etc.). In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the switches it owns or operates to provide interLATA service in Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 20**

Does BlueStar own or operate any cable that it uses to provide interLATA service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 21**

If the answer to the foregoing Interrogatory is in the affirmative, please:

- (a) state the cable route miles currently in place;
- (b) describe the type of cable in place (e.g., Fiber Cable, Metallic Cable, Coaxial Cable, Hybrid Fiber/Coaxial Cable, etc.);
- (c) provide the total investment in cable (by type of cable, if available) that BlueStar owns or operates to provide interLATA service in the State of Florida.

### **OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

### **INTERROGATORY NO. 22**

Please state the economic lives or useful lives used by BlueStar for depreciation purposes for the cable it owns or operates to provide interLATA service in Florida, including the extent to which such lives vary depending upon the type of cable involved (e.g., Fiber Cable, Metallic Cable, Coaxial Cable, Hybrid Fiber/Coaxial Cable, etc.). In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the cable it owns or operates to provide interLATA service in Florida.

### **OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate

its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 23**

Does BlueStar own or operate any digital circuit equipment that it uses to provide interLATA service in the State of Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 24**

If the answer to the foregoing Interrogatory is in the affirmative, please:

- (a) describe the type of digital circuit equipment in place (e.g., carrier, optical, amplification, signaling);
- (b) provide the total investment in digital circuit equipment (by type of equipment, if available) that BlueStar owns or operates to provide interLATA service in the State of Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such

as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 25**

Please state the economic lives or useful lives used by BlueStar for depreciation purposes for the digital circuit equipment it owns or operates to provide interLATA service in Florida, including the extent to which such lives vary depending upon the type of digital circuit equipment involved. In answering this Interrogatory, please identify all documents referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the digital circuit equipment it owns or operates to provide interLATA service in Florida.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 26**

Does BlueStar currently offer or plan to offer fixed wireless service to provide telephone exchange service or interLATA service in Florida?

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the

discovery of admissible evidence. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 27**

If the answer to the foregoing Interrogatory is in the affirmative, please provide the economic lives or useful lives of the fixed wireless equipment (based on the classification of plant in BlueStar's accounting records) which BlueStar uses or expects to use to provide such service in Florida. In answering this Interrogatory, please identify all documents referring or relating to such economic lives or useful lives.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives, salvage values, and/or total investment amounts that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**INTERROGATORY NO. 29**

If the answer to the foregoing Interrogatory is in the affirmative, please provide the economic lives or useful lives of the cable television plant or equipment (based on the classification of plant in BlueStar's accounting records) which BlueStar uses or expects to use to provide such service in Florida. In answering this Interrogatory, please identify all documents referring or relating to such economic lives or useful lives.

**OBJECTION**

BlueStar objects to this Interrogatory on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Interrogatory to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida.

**BLUESTAR NETWORKS, INC.'S OBJECTIONS TO  
BELLSOUTH TELECOMMUNICATIONS, INC.'S FIRST REQUEST FOR  
PRODUCTION OF DOCUMENTS**

BlueStar Networks, Inc. ("BlueStar"), by counsel and pursuant to the procedural order in this case (Order No. PSC-00-0540-PCO-TP), hereby files its Objections to BellSouth Telecommunications, Inc.'s First Request for Production of Documents as follows:

**DOCUMENT REQUEST NO. 2**

Produce all documents furnished or provided by BlueStar or on BlueStar's behalf to its shareholders, accountants, auditors, creditors, or to stock analysts referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for the switches, cable, and digital circuit equipment BlueStar uses to provide telephone exchange service of interLATA service in Florida.

**OBJECTION**

BlueStar objects to this Request for Production of Documents on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as

BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Request for Production of Documents to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida. BlueStar further objects on the grounds that this Request for Production of Documents is overly broad, unduly burdensome and is not calculated to lead to the discovery of admissible evidence.

### **DOCUMENT REQUEST NO. 3**

Produce all documents furnished or provided by BlueStar or on BlueStar's behalf to its shareholders, accountants, auditors, creditors, or to stock analysts referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for fixed wireless equipment BlueStar uses to provide telephone exchange service or interLATA service in Florida.

### **OBJECTION**

BlueStar objects to this Request for Production of Documents on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Request for Production of Documents to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida. BlueStar further objects on the grounds that this Request for Production of Documents is overly broad, unduly burdensome and is not calculated to lead to the discovery of admissible evidence.

### **DOCUMENT REQUEST NO. 4**

Produce all documents furnished or provided by BlueStar or on BlueStar's behalf to its shareholders, accountants, auditors, creditors, or to stock analysts referring or relating to the economic lives or useful lives used by BlueStar for depreciation purposes for cable television plant or equipment BlueStar uses to provide telephone exchange service of interLATA service in Florida.

## OBJECTION

BlueStar objects to this Request for Production of Documents on the grounds that it seeks information that is not relevant to the subject matter of this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. FCC Rule 51.505 states that the total element long-run incremental cost (TELRIC) of an element should be based on the ILEC's forward-looking costs. Thus, the depreciation lives and salvage values that an ALEC such as BlueStar uses to depreciate its plant and equipment are irrelevant. Furthermore, BlueStar objects to this Request for Production of Documents to the extent that it seeks information regarding affiliates of BlueStar, not certificated or doing business in the State of Florida. BlueStar further objects on the grounds that this Request for Production of Documents is overly broad, unduly burdensome and is not calculated to lead to the discovery of admissible evidence.

Dated: June 28, 2000

Respectfully submitted,

  
Vicki Gordon Kaufman

McWhirter, Reeves, McGlothlin, Davidson,  
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117 South Gadsden Street  
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## CERTIFICATE OF SERVICE

I do hereby certify that I have this 28 day of June, 2000 served a true and correct copy of the foregoing via overnight delivery\* and/or United States Mail to the following parties of record:

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