

ORIGINAL

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of MCImetro Access )  
Transmission Services, LLC and MCI )  
WorldCom Communications, Inc. For )  
Arbitration of Certain Terms and )  
Conditions of Proposed Agreement With )  
BellSouth Telecommunications, Inc. )  
Concerning Interconnection and Resale )  
Under the Telecommunications Act of )  
1996 )

Docket No. 000649-00  
RECORDS AND REPORTING  
Filed: July 31, 2000

NOTICE OF SERVICE OF  
MCI WORLDCOM'S  
OBJECTIONS TO BELLSOUTH'S FIRST SET OF INTERROGATORIES

MCImetro Access Transmission Services, LLC and MCI WORLDCOM Communications, Inc. hereby gives notice of service of its Notice of Objections to BellSouth Telecommunication, Inc.'s First Set of Interrogatories.

RESPECTFULLY SUBMITTED this 31st day of July 2000.

- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP Barrett
- COM 3
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- LEG I
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- RGO \_\_\_\_\_
- SEC I
- SER \_\_\_\_\_
- OTH \_\_\_\_\_

By: Donna Canzano McNulty

Donna Canzano McNulty  
325 John Knox Road, The Atrium  
Suite 301  
Tallahassee, FL 32314  
(850) 425-2313

ATTORNEY FOR MCI WORLDCOM

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[Signature]  
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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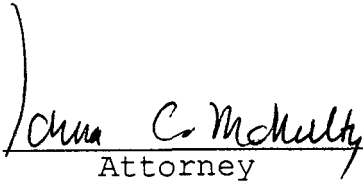
FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following by U.S. Mail or Hand Delivery (\*) this 31st day of July, 2000:

Patricia Christensen  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Nancy B. White (\*)  
Michael P. Goggin  
c/o Nancy Sims  
150 South Monroe Street  
Suite 400  
Tallahassee, FL 32301-1556

  
\_\_\_\_\_  
Attorney

July 31, 2000

**BY HAND DELIVERY**

Blanca Bayó  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket No. 000649-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of MCImetro Access Transmission Services, LLC and MCI WORLD COM Communications, Inc. are the original and fifteen copies of their Notice of Objections to BellSouth's First Set of Interrogatories.

By copies of this letter, this testimony has been furnished to the parties on the attached service list.

Very truly yours,

*Donna Canzano McNulty*  
Donna Canzano McNulty

cc: Parties of Record

143607.1

325 John Knox Road, Suite 105  
Tallahassee, FL 32303  
850 422 1254  
Fax 850 422 2586

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*[Signature]*  
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DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

|  |   |                      |
|--|---|----------------------|
| In re: Petition of MCImetro Access       | ) | Docket No. 000649-TP |
| Transmission Services, LLC and           | ) |                      |
| MCI WorldCom Communications, Inc.        | ) | Filed: July 31, 2000 |
| For Arbitration of Certain Terms and     | ) |                      |
| Conditions of Proposed Agreement         | ) |                      |
| With BellSouth Telecommunications, Inc.  | ) |                      |
| Concerning Interconnection and Resale    | ) |                      |
| Under the Telecommunications Act of 1996 | ) |                      |

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**MCI WORLDCOM'S OBJECTIONS TO BELLSOUTH  
TELECOMMUNICATIONS, INC.'S  
FIRST SET OF INTERROGATORIES**

MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc. (collectively "MCI WorldCom"), 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 Objections to BellSouth Telecommunications, Inc,'s (hereinafter "BellSouth") First Set of Interrogatories to MCI WorldCom Inc.

**The objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the ten-day objection requirement set forth in Order No. PSC-00-1324-PCO-TP, issued July 21, 2000<sup>1</sup>. Should additional grounds for objection be discovered as MCI WorldCom prepares its Answers to the above-referenced discovery request, MCI WorldCom reserves its right to supplement, revise, or modify its objections at the time that it serves its Answers on**

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<sup>1</sup> The Order Establishing Procedure was issued subsequent to the date MCI WorldCom was served by BellSouth. Accordingly, MCI WorldCom files these objections ten days from the date the Order was issued. MCI WorldCom plans to respond to BellSouth's discovery within the normal time permitted from service.

**BellSouth. Moreover, should MCI WorldCom determine that a Protective Order is necessary with respect to any of the material requested by BellSouth, MCI WorldCom reserves the right to file a motion with the Commission seeking such an order at the time that it serves its Answers on BellSouth.**

### **General Objections**

MCI WorldCom makes the following General Objections to BellSouth's First Set of Interrogatories that will be incorporated by reference into MCI WorldCom's specific responses when its Answers are served on BellSouth.

1. MCI WorldCom objects to the following provisions of the "Definitions" section of BellSouth's First Set of Interrogatories:

MCI WorldCom objects to the definitions of "MCI" to the extent that such definitions seek to impose an obligation to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such definition is overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules. Without waiver of its general objection, and subject to other general and specific objections, Answers will be provided on behalf of MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc.

2. Unless otherwise indicated, MCI WorldCom has interpreted BellSouth's interrogatories to apply to MCI WorldCom's regulated intrastate operations in Florida and will limit its Answers accordingly. To the extent that any interrogatory is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the

Commission, MCI WorldCom objects to such interrogatory as irrelevant, overly broad, unduly burdensome, and oppressive.

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

4. MCI WorldCom objects to each and every interrogatory 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 interrogatories. Any Answers provided by MCI WorldCom in response to BellSouth's interrogatories will be provided subject to, and without waiver of, the foregoing objection.

5. MCI WorldCom objects to each and every interrogatory 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. MCI WorldCom will attempt to note each instance where this objection applies.

6. MCI WorldCom objects to BellSouth's general instructions, definitions or specific discovery requests insofar as they seek to impose obligations on MCI WorldCom which exceed the requirements of the Florida Rules of Civil Procedure or Florida law.

7. MCI WorldCom objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission.

8. MCI WorldCom objects to each and every interrogatory, general instruction, or definition insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

9. MCI WorldCom objects to each and every interrogatory to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. To the extent that BellSouth's interrogatories request proprietary confidential business information which is not subject to the "trade secrets" privilege, MCI WorldCom will make such information available to counsel for BellSouth pursuant to an appropriate Protective Agreement, subject to any other general or specific objections contained herein.

#### **Objections to Specific Interrogatories**

Subject to, and without waiver of, the foregoing general objections, MCI WorldCom enters the following specific objections with respect to BellSouth's interrogatories:

**INTERROGATORY NO. 3:** Identify all documents which refer or relate to any issues raised in the Petition that were provided or made available to any expert identified in response to Interrogatory No. 2.

**OBJECTION:** MCI WorldCom objects to this interrogatory to the extent it calls for the identification and production of documents that are protected by the attorney-client privilege or work-product doctrine.

**INTERROGATORY NO. 4:** Is MCI WorldCom providing telephone exchange service in the State of Florida? If the answer to this Interrogatory is in the affirmative, please state the total number of customers to whom MCI WorldCom is providing such service and state the total number of access lines (or equivalent thereof) served by MCI WorldCom in Florida.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, MCI WorldCom objects to this request on the grounds that it is overly broad and unduly burdensome.

**INTERROGATORY NO. 5:** With respect to the customers identified in response to Interrogatory No. 4, please state separately the number of customers which MCI WorldCom provides telephone exchange service in Florida: (a) through resale of BellSouth's retail services; (b) through the use of unbundled network elements purchased from BellSouth; (c) solely through the use of MCI WorldCom's own facilities; and (d) through the use of a combination of MCI WorldCom's own facilities and unbundled network elements purchased from BellSouth.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, MCI WorldCom objects to this request on the grounds that it is overly broad and unduly burdensome.



**INTERROGATORY NO. 6:** With respect to the customers identified in response to Interrogatory No. 4, please state separately the number of customers which MCI WorldCom provides telephone exchange service in Florida that are: (a) residence customers; (b) Internet Service Providers (“ISPs”); and (c) business customers other than ISPs.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, MCI WorldCom objects to this request on the grounds that it is overly broad and unduly burdensome.

**INTERROGATORY NO. 7:** Please state the total number of unbundled loops that MCI WorldCom ordered from BellSouth (whether individually or in combination with other network elements) in Florida in 1998, 1999, and year to date for 2000.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, MCI WorldCom objects to this request on the grounds that it is overly broad and unduly burdensome.

**INTERROGATORY NO. 8:** Please state the total number of unbundled loops that MCI WorldCom ordered from BellSouth (whether individually or in combination with other network elements) in BellSouth’s nine-state region in 1998, 1999 and year to date for 2000.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, because this question is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission, MCI WorldCom objects to this interrogatory as irrelevant, overly broad, unduly burdensome, and oppressive.

**INTERROGATORY 13:** State the number of Local Service Requests (“LSRs”) that MCI WorldCom has submitted to BellSouth for each month since January 1, 1998 through the present. In answering this Interrogatory, state the number of LSRs MCI WorldCom submitted each month: (1) manually (e.g., by mail, facsimile machine, etc.); and (2) electronically via one of BellSouth’s electronic interfaces.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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. Moreover, MCI WorldCom also objects to this request on the grounds that BellSouth can obtain this information as easily as MCI WorldCom, because MCI WorldCom submitted this information to BellSouth.

**INTERROGATORY 31:** Does MCI WorldCom deploy one-way trunks in its network in Florida? If the answer to this Interrogatory is in the affirmative, please describe with particularity the reasons why one-way trunks were deployed rather than two-way trunks.

**OBJECTION:** MCI WorldCom objects to this interrogatory to the extent it asks MCI WorldCom to describe with particularity its reasons for deploying each and every one-way trunk on the grounds that it is unduly burdensome, and overly time consuming.

**INTERROGATORY 32:** Referring to Paragraph 66 of the Petition, identify every ILEC that requires the segregation of traffic for trunking purposes by traffic type. In answering this Interrogatory, please identify the relevant portions of MCI WorldCom's interconnection agreement with each such ILEC that discusses or in any way refers or relates to such segregation of traffic for trunking purposes.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that it is oppressive, unduly burdensome, and overly time consuming to the extent it asks MCI WorldCom to identify each and every ILEC that requires the segregation of traffic for trunking purposes by traffic type, and to the extent it requires MCI WorldCom to identify and provide relevant portions of each and every such interconnection agreement. It is unreasonable to review each and every interconnection agreement MCI WorldCom has entered into with ILECs throughout the United States. MCI WorldCom intends to provide relevant examples.

**INTERROGATORY 33:** Referring to Paragraph 66 of the Petition, identify every ILEC that does not require the segregation of traffic for trunking purposes by traffic type. In answering this Interrogatory, please identify the relevant portions of MCI WorldCom's interconnection agreement with each such ILEC that discusses or in any way refers or relates to the trunking of different types of traffic on the same trunk group.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that it is oppressive, unduly burdensome, and overly time consuming to the extent it asks MCI WorldCom to identify each and every ILEC that requires the segregation of traffic for trunking purposes by traffic type, and to the extent it requires MCI WorldCom to identify

and provide relevant portions of each and every such interconnection agreement. It is unreasonable to review each and every interconnection agreement MCI WorldCom has entered into with ILECs throughout the United States. MCI WorldCom intends to provide relevant examples.

**INTERROGATORY 39:** Does MCI WorldCom contend that its local switches in the State of Florida, if any, serve a comparable geographic area to BellSouth's tandem switch? If the answer to this Interrogatory is in the affirmative, please state all facts and identify all documents that support this contention, including identifying the location of each customer served by each MCI WorldCom switch, if any.

**OBJECTION:** MCI WorldCom objects to the extent this interrogatory requests the location of each customer served by each MCI WorldCom switch on the grounds that 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. Moreover, to the extent this request seeks customer specific information, MCI WorldCom is prohibited by Section 364.24, Florida Statutes, from disclosing customer account information except as authorized by the customer or as necessary for billing purposes, or required by subpoena, court order, other process of court, or as otherwise allowed by law.

**INTERROGATORY 51:** For each month since January 1, 1998, identify the number of LSRs submitted by MCI WorldCom that contained an error resulting in rejection or clarification of the LSR.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that it is overly burdensome, oppressive, and time consuming as written. BellSouth can obtain this information as easily as MCI WorldCom because the interrogatory seeks information that MCI WorldCom has submitted to BellSouth.

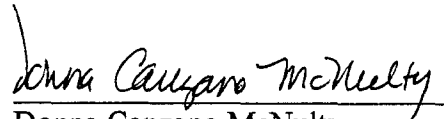
**INTERROGATORY 52:** Please describe in detail all procedures that MCI WorldCom has in place to ensure that the LSRs its submits to BellSouth are correct. In answering this Interrogatory, identify all documents that refer or relate to such procedures.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that 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.

**INTERROGATORY NO. 60:** Has MCI WorldCom requested that any State Commission outside of BellSouth's region arbitrate pursuant to Section 252 of the Telecommunications Act of 1996 any of the issues raised in MCI WorldCom's Petition? If the answer to this Interrogatory is in the affirmative, please identify the specific issue on which arbitration was sought; identify the state commission before which MCI WorldCom sought arbitration, including the case name, docket number, and date the petition was filed; and describe with particularity the state commission's resolution of the issue.

**OBJECTION:** MCI WorldCom objects to this interrogatory on the grounds that it is oppressive, unduly burdensome, and overly time consuming as written.

Respectfully submitted,



Donna Canzano McNulty

MCI WorldCom, Inc.

325 John Knox Road, Ste. 105

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(850) 422-1254

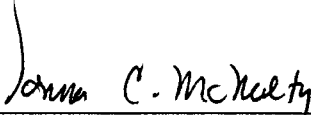
Attorney for MCI WorldCom, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following by U.S. Mail or Hand Delivery (\*) this 31st day of July, 2000:

Patricia Christensen  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

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\_\_\_\_\_  
Attorney