

SCANNED

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CONFIDENTIAL
DECLASSIFIED
APR 3.15.06

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of the Florida)	
Competitive Carriers Association)	Docket No. 020507-TL
Against BellSouth Telecommunications, Inc.)	
And Request for Expedited Relief)	Filed: November 26, 2002
_____)	

**BELLSOUTH'S RESPONSES AND OBJECTIONS TO
THE FLORIDA COMPETITIVE CARRIERS ASSOCIATION'S
2nd SET OF INTERROGATORIES**

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 28-106.206, Florida Administrative Code, Rules 1.340 and 1.280, Florida Rules of Civil Procedure, and Order No. PSC-02-1537-PCO-TL issued November 12, 2002, hereby files the following Responses and Objections to the Florida Competitive Carriers Association's (hereinafter "FCCA"), Second Set of Interrogatories (Nos. 3 through 6) to BellSouth dated October 30, 2002.

GENERAL OBJECTIONS

1. BellSouth objects to each Interrogatory to the extent that it seeks 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 Interrogatory is overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

2. BellSouth objects to each Interrogatory to the extent that it is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission. BellSouth objects to each such Interrogatory as being irrelevant, overly broad, unduly burdensome, and oppressive.

This notice of intent was filed in a docketed matter by or on behalf of a "telco" for Confidential DN 13013-02. The confidential material is in locked storage pending staff advice on handling.

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3. BellSouth objects to each Interrogatory to the extent that it requests information that is exempt from discovery by virtue of the attorney-client privilege, work product privilege, or other applicable privilege.

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

5. BellSouth objects to each Interrogatory insofar as it 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 FCCA's 1st Interrogatories, 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.

8. BellSouth objects to each Interrogatory insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

9. BellSouth objects to each Interrogatory insofar as it is not limited to any stated period of time and, therefore, is overly broad and unduly burdensome.

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

BellSouth Telecommunications, Inc.
Florida Public Service Commission
Docket No. 020507-TP
FCCA's 2nd Set of Interrogatories
October 30, 2002
Item No. 3
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REQUEST: How many xDSL lines has BellSouth provisioned in Florida by month for the last 18 months over which BellSouth has provided its Fast Access service?

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information. Subject to, and without waiving the foregoing objection, BellSouth will provide responsive information upon the execution of an appropriate protective agreement. BellSouth also states as follows: BellSouth tracks the numbers of xDSL lines provided by ports. Upon the execution of a protective agreement, BellSouth will furnish FCCA with a confidential table that depicts the total number of active xDSL ports by the end of the month shown, which ports provide retail FastAccess service in Florida and that were provisioned on behalf of BellSouth Internet Services.

* CONFIDENTIAL TABLE *

Month	Total Ports Provisioned on behalf of FastAccess
May 2001	145272
Jun 2001	153122
July 2001	163705
Aug 2001	172813
Sept 2001	176102
Oct 2001	180035
Nov 2001	189458
Dec 2001	196671
Jan 2002	207424
Feb 2002	212833
Mar 2002	220646
Apr 2002	227035
May 2002	231896
Jun 2002	235391
Jul 2002	243111
Aug 2002	252394
Sept 2002	261278
Oct 2002	271082

RESPONSE PROVIDED BY: Eric Fogle, Director, Wholesale Broadband Marketing

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REQUEST: How many xDSL lines has BellSouth provisioned in Florida by month for the last 18 months over which internet service has been provided by an internet service provider other than BellSouth?

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information. Subject to, and without waiving the foregoing objection, BellSouth will provide responsive information upon the execution of an appropriate protective agreement. BellSouth also states as follows: BellSouth tracks the numbers of xDSL lines provided by ports. Upon the execution of a protective agreement, BellSouth will furnish FCCA with a confidential table that depicts the total number of active xDSL ports by the end of the month shown, which ports were provisioned on behalf of internet service providers other than BellSouth Internet Services.

* CONFIDENTIAL TABLE *

Month	Total Ports Provisioned on behalf of NSP's
May 2001	16774
Jun 2001	18240
July 2001	19615
Aug 2001	23809
Sept 2001	26622
Oct 2001	31778
Nov 2001	38679
Dec 2001	47173
Jan 2002	51887
Feb 2002	56739
Mar 2002	62275
Apr 2002	62819
May 2002	63031
Jun 2002	64255
Jul 2002	66150
Aug 2002	73752
Sept 2002	78967
Oct 2002	79287

RESPONSE PROVIDED BY: Eric Fogle, Director, Wholesale Broadband Marketing

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REQUEST: As to the lines referred to in Interrogatory No. 4, how many of those lines were served by a voice provider other than BellSouth?

RESPONSE: BellSouth objects to this Request to the extent that it seeks confidential information. Subject to, and without waiving the foregoing objection, BellSouth will provide responsive information upon the execution of an appropriate protective agreement. BellSouth tracks the information requested by ports. BellSouth also states as follows: of the ** 79,287 ** ports provisioned in Florida on behalf of NSP's as of October 2002, 5,936 are served by voice providers other than BellSouth.

PROVIDED BY: Eric Fogle
Director, Wholesale Broadband Marketing

PROPRIETARY **DECLASSIFIED**

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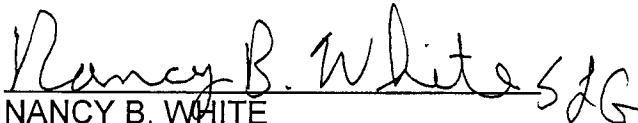
REQUEST: As to the xDSL lines on which internet service was provided by a company other than BellSouth and voice service was provided by a company other than BellSouth, provide by month for the past 18 months on how many of those lines BellSouth either disconnected or refused to provide xDSL service.

RESPONSE: BellSouth is unable to provide the information requested because BellSouth has no historical data for voice lines other than its own.

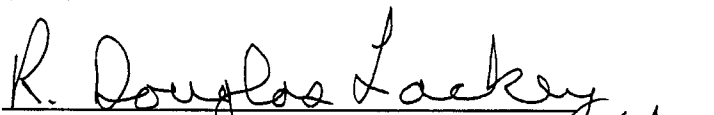
RESPONSE PROVIDED BY: Eric Fogle
Director, Wholesale Broadband Marketing

Respectfully submitted this 26th day of November, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

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