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December 11, 2002

Ms. Blanca Bayo, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

HAND DELIVERY

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02 DEC 11 PM 4:05
COMMISSION CLERK

Re: Docket Nos. 020119-TP and 020578-TP

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of US LEC of Florida Inc., XO Florida, Inc. and Time Warner Telecom of Florida, L.P. ("Joint ALECs") are the original and fifteen copies of the Joint ALECs' Objections to BellSouth Telecommunications, Inc.'s Second Set of Interrogatories (No. 31).

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,

Martin P. McDonnell

AUS _____
CAF _____ MPM/rl
CMP _____ Enclosures
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CTR _____
ECR _____ USLECbayo1211
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13540 DEC 11 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of Florida Digital Network, Inc., for Expedited Review and Cancellation of BellSouth's Telecommunications, Inc.'s Key Customer Promotional Tariffs and For an Investigation of BellSouth Telecommunications, Inc.'s Promotional Pricing and Marketing Practices.

Docket No. 020119-TP

In re: Petition of the Florida Competitive Carriers Association for Expedited Review and Cancellation of BellSouth Telecommunications, Inc.'s Key Customer Promotional Tariffs.

Docket No. 020578-TP

Filed: December 11, 2002

US LEC OF FLORIDA INC., TIME WARNER TELECOM OF FLORIDA, L.P., AND XO FLORIDA, INC.'S OBJECTIONS TO BELLSOUTH'S SECOND SET OF INTERROGATORIES (NO. 31)

Pursuant to Order No. PSC-02-1295-PCO-TP issued September 23, 2002, Order No. PSC-02-1602-PCO-TP issued November 19, 2002, Rule 28-106.206, Florida Administrative Code and Rules 1.340 and 1.280, Florida Rules of Civil Procedure, US LEC of Florida Inc. ("US LEC"), Time Warner Telecom of Florida, L.P. ("Time Warner") and XO Florida, Inc. ("XO"), (hereinafter, referred as "Joint ALECs"), hereby submit the following objections to BellSouth Telecommunications, Inc.'s Second Set of Interrogatories (No. 31) dated December 4, 2002.

GENERAL OBJECTIONS

Joint ALECs make these General Objections to the Interrogatories and incorporates each of the General Objections into its specific objections to each Interrogatory.

DOCUMENT NUMBER-DATE 13540 DEC 11 02 FPSC-COMMISSION CLERK

1. Joint ALECs object to the Interrogatories to the extent they seek information that is privileged or otherwise exempt from discovery, including but not limited to documents or information protected by the attorney-client privilege, the work-product doctrine, or the trade-secrets doctrine.

2. BellSouth asserts in its Second Set of Interrogatories to Joint ALECs that “these interrogatories are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses to these interrogatories subsequently become known or should your initial response be incorrect or untrue. Pursuant to Florida Rule of Civil Procedure 1.280(e), Joint ALECs objects to BellSouth’s request to require supplemental responses. Fla.R.Civ.P. 1.280(e) states that:

a party who has responded to a request for discovery with a response that was complete when made is under no duty to supplement the response to include information thereafter acquired.

3. Joint ALECs will make a reasonable effort to respond to the Interrogatories as Joint ALECs understand and interpret them. If BellSouth should assert an interpretation of any Request that differs from Joint ALECs’, Joint ALECs reserve the right to supplement or amend their objections. Joint ALECs further reserve the right to produce responsive documents or information received after the date of the Response.

4. Joint ALECs expressly reserve and do not waive any and all objections they may have to the admissibility, authenticity or relevancy of the responses produced pursuant to the Requests.

SPECIFIC OBJECTIONS

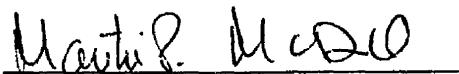
Interrogatory No. 31:

Please state your basic local service rates currently in effect in Florida. State also whether these rates are consistent with the rates provided in response to the "Year 2002 Local Competition Report Data Request." (Hereinafter "Report") served by the Florida Public Service Commission. Produce all documents that support your response to this Interrogatory.

Objection: Joint ALECs object because the information sought is irrelevant to any issue to be determined by the Commission in this docket, and not reasonably calculated to lead to the discovery of relevant information.

The issues in this docket, as framed by the Commission and Staff, exclusively relate to the legality of BellSouth's key customer tariffs. BellSouth has not filed any answer or counterclaim regarding any of the Joint ALECs' basic local service rates, or otherwise made the Joint ALECs' local service rates relevant. Further, BellSouth has access to the Joint ALECs' basic local service rates in effect in Florida pursuant to the responses to the Year 2002 Local Competition Report Data Request from the Commission.

Respectfully submitted this 11th day of December, 2002.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail to the following this 11th day of December, 2002:

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