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December 15, 2003

Ms. Blanca S. Bayo
Director, Division of the Commission
Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

via Overnight Mail

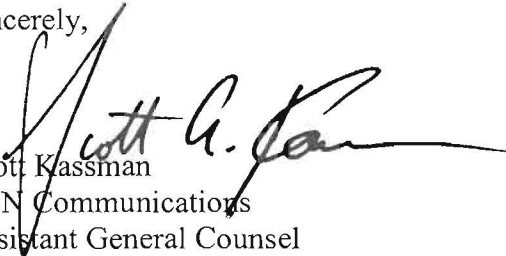
Re: Docket No. 030852-TP Implementation of Requirements Arising from FCC
Triennial UNE Review: Local Circuit Switching for Mass Market Customers

Dear Ms. Bayo:

Enclosed please find an original and seven (7) copies of FDN Communications
Objections to Staff's Second Set of Interrogatories (Nos.8-11) and Second Request for
Productions of Documents (No. 9)

If you have any questions regarding the enclosed, please call me at 407-447-6636.

Sincerely,


Scott Kassman
FDN Communications
Assistant General Counsel

- AUS _____
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390 North Orange Avenue Suite 2000 Orlando, FL 32801
407.835.0300 Fax 407.835.0309 www.fdn.com

DOCUMENT NUMBER DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of Requirements)	
Arising from FCC Triennial UNE Review:)	
Local Circuit Switching for Mass Market)	Docket No. 030851-TP
Customers)	
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**FDN COMMUNICATION’S OBJECTIONS TO
STAFF’S SECOND SET OF INTERROGATORIES (NOS. 8-11) AND SECOND
REQUEST FOR PRODUCTION OF DOCUMENTS (NO. 9)**

Florida Digital Network, Inc., d/b/a FDN Communications (“FDN”), pursuant to Rule 28-106.206, Florida Administrative Code and Rules 1.340 and 1.280, Florida Rules of Civil Procedure, hereby submits the following Objections to Staff’s Second Set of Interrogatories (Nos. 8-11) and Second Request for Production of Documents (No. 9) dated December 8, 2003.

The objections stated herein are preliminary in nature and are made at this time to comply with the 7-calendar day requirement set forth in Order No. PSC-03-1054-PCO-TP issued on September 22, 2003, by the Florida Public Service Commission (“Commission”). Should additional grounds for objection be discovered as FDN prepares its answers to the above-referenced Interrogatories, FDN reserves the right to supplement, revise, or modify its objections at the time it serves its responses.

GENERAL OBJECTIONS

1. FDN objects to each discovery request to the extent that it seeks to impose an obligation on FDN to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such request is

overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

2. FDN objects to each discovery request to the extent that it is intended to apply to matters other than those directly at issue in this proceeding. FDN objects to each such request as being irrelevant, overly broad, unduly burdensome, and oppressive.

3. FDN objects to each discovery request 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. FDN objects to each discovery request to the extent that it is vague, ambiguous, overly broad, imprecise, or to the extent that it utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these requests. Answers, if any, provided by FDN in response these requests will be provided subject to, and without waiver of, the foregoing objection.

5. FDN objects to each discovery request to the extent that it is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this action. FDN will attempt to note in here and/or in its responses each instance where this objection applies.

6. FDN objects to providing information to the extent that such information is already in the public record before the Commission or in the possession of the party propounding the discovery.

7. FDN objects to each discovery request to the extent that it seeks to impose obligations on FDN that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

8. FDN objects to each discovery request to the extent that responding to it would be unduly burdensome, expensive, oppressive, or excessively time consuming.

9. FDN objects to each discovery request to the extent that it is not limited to any stated period of time and, therefore is overly broad and unduly burdensome.

10. FDN is a small corporation with employees located in different locations in Florida. In the course of its business, FDN creates documents that are not subject to Commission or FCC retention of records requirements. These documents may be kept in different locations and may be moved from site to site as employees change jobs or as the business is reorganized. Therefore, it is possible that not every document will be identified in response to these requests.

To the extent a request is not otherwise objectionable, FDN will conduct a search of the files that are reasonably expected to contain the requested information. To the extent that the requests purport to require more, FDN objects on the grounds that compliance would impose an undue burden or expense.

11. In certain circumstances, FDN may determine upon investigation and analysis that information responsive to certain discovery requests to which objections are not otherwise asserted are confidential and proprietary and should not be produced at all or should be produced only under an appropriate confidentiality agreement and protective order. By agreeing to provide such information in response to such a discovery request, FDN is not waiving its right to insist upon appropriate protection of confidentiality by means of a confidentiality agreement and protective order. FDN hereby asserts its right to require such protection of any and all documents that may qualify for protection under the Florida Rules of Civil Procedure and other applicable statutes, rules and legal requirements.

12. FDN objects to any discovery requests to the extent any definitions or instructions purport to expand FDN's obligations under applicable law. FDN will comply with applicable law.

13. FDN objects to the discovery requests to the extent they purport to require FDN to conduct any analysis or create information not prepared by FDN

or its consultants in preparation for this case. FDN will only comply with its obligations under applicable law.

14. FDN objects to the discovery requests to the extent the requests require information for operations outside the State of Florida.

15. For each specific objection FDN may pose to the discovery here or hereafter, FDN incorporates all of the foregoing general objections.

Respectfully submitted, this 5th day of December 2003.



Matthew Feil
Scott A. Kassman
FDN Communications
390 North Orange Ave.
Suite 2000
Orlando, FL 32801
407-835-0460
mfeil@mail.fdn.com
skassman@mail.fdn.com

CERTIFICATE OF SERVICE

Docket 030851-TP

I hereby certify that a copy of the foregoing was sent by e-mail and regular mail to the persons listed below, other than those marked with an (*) who have been sent a copy via overnight mail, this 15th day of December, 2003.

BellSouth Telecommunications, Inc.
R. Lackey/M. Mays/N. White/J. Meza/A. Shore
c/o Ms. Nancy H. Sims
150 South Monroe Street
Suite 400
Tallahassee, FL 32301-1556
nancy.sims@bellsouth.com

Mr. Adam Teitzman/Jason Rojas
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
ateitzma@psc.state.fl.us
jrojas@psc.state.fl.us

McWhirter Law Firm
Vicki Kaufman
117 South Gadsden Street
Tallahassee, FL 32301
vkaufman@mac-law.com

Covad Communications Company
Mr. Charles E. Watkins
1230 Peachtree Street, N.E.
19th Floor
Atlanta, GA 30309-3574
gwatkins@covad.com

Verizon Florida, Inc.
Richard Chapkis/Kimberly Caswell
One Tampa City Center
201 North Franklin Street (33602)
P.O. Box 110, FLTC 0007
Tampa, FL 33601-0110
Richard.chapkis@verizon.com

Florida Cable Telecom Assoc., Inc.
Michael A. Gross
246 East 6th Avenue
Suite 100
Tallahassee, FL 32303
mgross@fcta.com

AT&T Communications of the
Southern States, LLC
Ms. Lisa A. Sapper
1200 Peachtree Street, N.E.
Suite 8100
Atlanta, GA 30309-3579
lisariley@att.com

AT&T
Tracy Hatch
101 North Monroe Street
Suite 700
Tallahassee, FL 32301-1549
thatch@att.com

ITC DeltaCom
Ms. Nanette S. Edwards
4092 South Memorial Parkway
Huntsville, AL 35802-4343
nedwards@itcdeltacom.com

Florida Competitive Carriers Assoc
C/O McWhirter Law Firm
Joseph McGlothlin/Vicki Kaufman
117 South Gadsden Street
Tallahassee, FL 32301
jmglathlin@mac-law.com

KMC Telecom III, LLC
Marva Brown Johnson, Esq.
1755 North Brown Road
Lawrenceville, GA 30043-8119
marva.johnson@kmctelecom.com

Messer Law Firm
Floyd Self/Norman Horton
P.O. Box 1876
Tallahassee, FL 32302-1876
fself@lawfla.com
nhorton@lawfla.com

Sprint Communications Corp.
Susan Masterton
P.O. Box 2214
Tallahassee, FL 32316-2214
susan.masterton@mail.sprint.com

Allegiance Telecom, Inc.
Charles Gerkin, Jr., Esq.
9201 N Central Expressway
Dallas, TX 75231
Charles.gerkin@algx.com

Moyle Law Firm
Jon Moyle, Jr.
The Perkins House
118 N Gadsden Street
Tallahassee, FL 32301
jmoylejr@moylelaw.com

BellSouth BSE, Inc.
Mr. Mario L. Soto
North Terraces Building
400 Perimeter Center Terrace
Suite 400
Atlanta, GA 30346-1231
Mario.soto@bellsouth.com

MCI WorldCom Communications, Inc.
Ms. Donna C. McNulty
1203 Governors Square Boulevard
Suite 201
Tallahassee, FL 32301-2960
donna.mcnulty@wcom.com

MCI WorldCom Communications, Inc.
De O'Roark, Esq.
Six Concourse Parkway
Suite 3200
Atlanta, GA 30328
de.oroark@wcom.com

Xspedius Communications
Ms. Rabinai E. Carson
5555 Winghaven Boulevard
Suite 300
O'Fallon, MO 63366-3868
rabinai.carson@xspedius.com

Allegiance Telecom, Inc. (IL)
Theresa Larkin
700 East Butterfield Road
Lombard, IL 60148
Terry.larkin@algx.com

Casey & Gentz, LLP
Bill Magness
919 Congress Avenue, Suite 1060
Austin, TX 78701

Supra Telecom
Jonathan Audu
1311 Executive Center Drive Suite 220
Tallahassee, FL 32301-5027
Jonathan.audu@stis.com

Supra Telecom
Jorge Cruz-Bastillo
2620 S.W. 27th Avenue
Miami, FL 33133-3005
jorge.cruz-bastillo@stis.com

NewSouth Communications Corp.
Jake E. Jennings
Two North Main Center
Greenville, SC 29601-2719
jejennings@newsouth.com

Comm. South Companies, Inc.
Sheri Pringle
P.O. Box 570159
Dallas, TX 75357-9900
springle@commsouth.net

Granite Telecommunications, LLC
Rand Currier/Geoff Cookman
234 Copeland Street
Quincy, MA 02169-4005
rcurrier@granitenet.com

NOW Communications, Inc.
Mr. R. Scott Seab
711 South Tejon Street, Suite 201
Colorado Springs, CO 80903-4054
rss@nowcommunications.com

Tier 3 Communications
Kim Brown
2235 First Street, Suite 217
Ft. Myers, FL 33901-2981
steve@tier3communications.net

Sprint (KS)
Kenneth A Schiffman
6450 Sprint Parkway
Mailstop: KSOPHN0212-2A303
Overland Park, KS 66251-6100

Z-Tel Communications, Inc.
Thomas Koutsky
1200 19th Street, NW
Suite 500
Washington, DC 20036
tkoutsky@z-tel.com

Access Integrated Networks, Inc.
Mr. Mark A. Ozanick
4885 Riverside Drive, Suite 107
Macon, GA 31210-1148
mark.ozanick@accesscomm.com

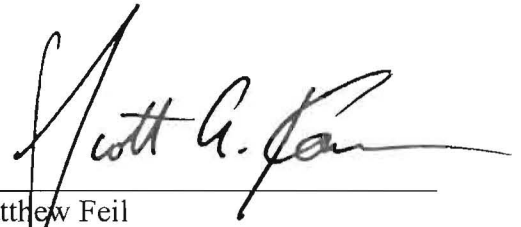
Firstmile Technologies, LLC
Michael Farmer
750 Liberty Drive
Westfield, IN 46074-8844
mfarmer@gotown.net

Miller Isar, Inc.
Andrew O. Isar
7901 Skansie Avenue, St. 240
Gig Harbor, WA 98335
aisar@millerisar.com

Phone Club Corporation
Carlos Jordan
168 S.E. 1st Street, Suite 705
Miami, FL 33131-1423
phoneclubcorp@aol.com

Universal Telecom, Inc.
Jennifer Hart
P.O. Box 679
LaGrange, KY 40031-0679
Jenniferh@universaltelecominc.com

Sprint (NC)
H. Edward Phillips, III
14111 Capital Boulevard
Mailstop: NCWKFR0313-3161
Wake Forest, NC 27587-5900



Matthew Feil
Scott A. Kassman
FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801
(407) 835-0460
(407) 447-6636
mfeil@mail.fdn.com
skassman@mail.fdn.com