

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising) Docket No. 030851-TP
From Federal Communications Commission)
Triennial UNE review: Local Circuit Switching)
For Mass Market Customers) Filed: January 27, 2004
_____)

SPRINT'S OBJECTIONS TO BELLSOUTH'S FIRST REQUEST FOR ADMISSIONS AND FIRST SET OF INTERROGATORIES (NOs. 1-60) AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS (NOs. 1-15)

Pursuant to Rule 28-106.206, Florida Administrative Code, and Rules 1.340, 1.350 and 1.280(b), Florida Rules of Civil Procedure, Sprint-Florida, Incorporated and Sprint Communications Company Limited Partnership (hereinafter, collectively "Sprint") hereby submits the following Objections to BellSouth Telecommunications, Inc.'s (BellSouth's) First Requests for Admissions and First Set of Interrogatories (Nos.1-60) and First Request for Production of Documents (Nos. 1-15)¹, which were served on Sprint by e-mail on January 20, 2004.

INTRODUCTION

The objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the seven-day requirement set forth in Order No. PSC-03-1054-PCO-TP ("Procedural Order") issued by the Florida Public Service Commission ("Commission") in the above-referenced docket. Should additional grounds for objection be discovered as Sprint prepares its responses to the above-referenced requests, Sprint reserves the right to supplement, revise, or modify its objections at the time that it serves its responses on BellSouth. Moreover, should Sprint determine that a Protective Order is necessary with respect to any of the material

¹ BellSouth served a previous Request for Production of Documents (Nos. 1-3) to Sprint on December 18, 2003, to which Sprint responded on January 8, 2004. Sprint will treat this request as the Second Request for Production (Nos. 4-18) for the purposes of responding and Bates-stamping the responsive documents.

DOCUMENT NUMBER-DATE

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requested by BellSouth, Sprint reserves the right to file a motion with the Commission seeking such an order at the time that it serves its answers and responses on BellSouth.

GENERAL OBJECTIONS

Sprint makes the following General Objections to (BellSouth's) First Requests for Admissions and First Set of Interrogatories (Nos.1-60) (First IRR) and First Request for Production of Documents (Nos. 1-15) (First POD). These general objections apply to each of the individual requests and interrogatories in the First IRR and First POD, respectively, and will be incorporated by reference into Sprint's answers when they are served on BellSouth.

1. Sprint objects to the requests to the extent that such requests seek to impose an obligation on Sprint to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such requests are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

2. Sprint has interpreted BellSouth's requests to apply to Sprint's regulated intrastate operations in Florida and will limit its responses accordingly. To the extent that any request is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission, Sprint objects to such request to produce as irrelevant, overly broad, unduly burdensome, and oppressive.

3. Sprint objects to each and every request and instruction to the extent that such request 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. Sprint objects to each and every request 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 requests. Any responses provided by Sprint

to BellSouth's requests will be provided subject to, and without waiver of, the foregoing objection.

5. Sprint objects to each and every request 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. Sprint will attempt to note in its responses each instance where this objection applies.

6. Sprint objects to BellSouth's discovery requests, instructions and definitions, insofar as they seek to impose obligation on Sprint that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

7. Sprint objects to providing information to the extent that such information is already in the public record before the Commission, or elsewhere.

8. Sprint objects to each and every request, insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

9. Sprint objects to each and every request 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 requests proprietary confidential business information which is not subject to the "trade secrets" privilege, Sprint 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.

10. Sprint is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, Sprint 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 will be provided in response to these discovery requests. Rather, Sprint's responses will provide, subject to any applicable objections, all of the information obtained by Sprint after a reasonable and diligent search conducted in connection with these requests. Sprint shall conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the discovery requests purport to require more, Sprint objects on the grounds that compliance would impose an undue burden or expense. To the extent that BellSouth requests herein documents that have previously been produced to other parties in response to previous discovery, then without limiting any of the foregoing objections, Sprint incorporates herein by reference its objections to that previous discovery.

SPECIFIC OBJECTIONS TO FIRST IRR

- 12. Please state the total number of end users customers in Florida located outside Sprint's ILEC territory to whom you only provide qualifying service.**
- 13. For those end user customers in Florida located outside Sprint's ILEC territory to whom you only provide qualifying service, please state the average monthly revenues you receive from each such end user.**
- 14. For those end user customers in Florida located outside Sprint's ILEC territory to whom you only provide qualifying service, please state the average number of lines that you provide each such end user customer.**
- 15. Please state the total number of end user customers in Florida located outside Sprint's ILEC territory to whom you only provide non-qualifying service.**

- 16. For those end user customers in Florida located outside Sprint's ILEC territory to whom you only provide non-qualifying service, please state the average monthly revenues you receive from each such end user customer.**
- 17. Please state the total number of end users customers in Florida located outside Sprint's ILEC territory to whom you provide both qualifying and non-qualifying service.**
- 18. For those end user customers in Florida outside Sprint's ILEC territory to whom you provide qualifying and non-qualifying service, please state the average monthly revenues you receive from each such end user customer.**
- 19. For those end user customers in Florida located outside Sprint's ILEC territory to whom you provide qualifying and non-qualifying service, please state the average number of lines that you provide each such end user customer.**

OBJECTION TO INTERROGATORIES 12-19:

Sprint does not maintain the information in the manner requested. Sprint's records are not identified, divided or separated as qualifying or non-qualifying services during the normal course of business. To provide the information requested, in the manner requested, would be unduly burdensome, expensive and time consuming for Sprint.

- 32. Provide your definition of sales expense as that term is used in your business.**
- 33. Based on your definition of sales expense in the foregoing Interrogatory, please state how you estimate sales expense when evaluating whether to offer a qualifying or non-qualifying service outside Sprint's ILEC territory?**

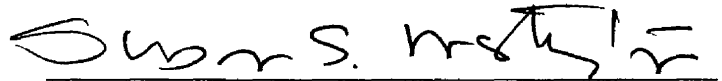
34. Provide your definition of general and administrative (G&A) costs as you use those terms in your business.

35. Based on the definition of G&A costs in the foregoing Interrogatory, please state how you estimate G&A expenses when evaluating whether to offer a qualifying or non-qualifying service outside Sprint's ILEC territory?

OBJECTIONS TO INTERROGATORIES NO. 32-35

Sprint objects to these Interrogatories as vague, ambiguous, overly broad, imprecise, and utilizing terms that are subject to multiple interpretations. Any responses provided by Sprint to BellSouth's requests will be provided subject to, and without waiver of, the foregoing objection.

DATED this 27th day of January 2004.



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