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February 9, 2004

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

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Re: Docket No.: 030852-TP

Dear Ms. Bayo:

On behalf of DIECA Communications, Inc. d/b/a Covad Communications Company (Covad), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ DIECA Communications, Inc., d/b/a Covad Communications Company's Objections to Verizon Florida Inc.'s Second Set of Interrogatories (Nos. 23 - 24).

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman
Vicki Gordon Kaufman

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MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, KAUFMAN & ARNOLD, P.A. 01859 FEB -9 3

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising
From Federal Communications Commission's
Triennial UNE review; Location-Specific
Review for DS1, DS3 and Dark Fiber Loops,
And Route-Specific Review for DS1, DS3 and
Dark Fiber Transport.

Docket No. 030852-TP

Filed: February 9, 2004

**DIECA COMMUNICATIONS, INC., D/B/A COVAD COMMUNICATIONS
COMPANY'S OBJECTIONS TO VERIZON FLORIDA INC.'S SECOND SET OF
INTERROGATORIES (NOS. 23-24)**

DIECA Communications, Inc., d/b/a Covad Communications Company (Covad), pursuant to Rule 28.106-206, Florida Administrative Code, and Rules 1.280, and 1.340, Florida Rules of Civil Procedure, hereby files the following Preliminary Objections to Verizon Florida Inc.'s Second Set of Interrogatories (Nos. 23-24) to Covad.

GENERAL OBJECTIONS

1. Covad objects to the interrogatories to the extent they seek to impose an obligation on Covad to respond on behalf of subsidiaries, affiliates, or other persons that are not parties to this case on the grounds that such interrogatories are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules. Specifically, Verizon defines "your company" to include, in relevant part, "subsidiaries, and affiliates. . ." Covad will not be responding to discovery that seeks information from affiliate companies.

2. Covad objects to the interrogatories to the extent they are intended to apply to matters other than those subject to the jurisdiction of the Commission. Covad objects to such discovery as irrelevant, overly broad, unduly burdensome, and oppressive.

3. Covad objects to each and every interrogatory to the extent that such discovery or instruction calls for information that is exempt from discovery by virtue of the attorney-client

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FPSC-COMMISSION CLERK

privilege, work product privilege, or other applicable privilege.

4. Covad objects to each and every interrogatory insofar as the interrogatories are vague, ambiguous, overly broad, imprecise, or utilize terms that are subject to multiple interpretations but are not properly defined or explained for purposes of this discovery. Any answers provided by Covad in response to the interrogatories will be provided subject to, and without waiver, of the foregoing objection.

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

6. Covad objects to providing information or documents to the extent that such information or documents are already in the public record before the Commission or in Verizon's possession.

7. Covad objects to Verizon's discovery requests, instructions and definitions, insofar as they seek to impose obligations on Covad that exceed the requirements of the Florida Rules of Civil Procedure and Florida Law.

8. Covad objects to each and every interrogatory insofar as any of them are unduly burdensome, expensive, oppressive, or excessively time consuming as written.

9. Covad is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, Covad 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. Covad will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the requests purport to require more, Covad objects on the grounds that compliance would impose an undue burden or expense.

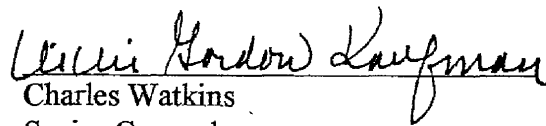
10. Covad objects to each and every interrogatory and instruction to the extent that the information requested constitutes “trade secrets” pursuant to Section 90.506, Florida Statutes. To the extent that Verizon requests proprietary confidential business information, Covad will make such information available in accordance with a protective agreement, subject to other general or specific objections contained herein.

11. Covad objects to any discovery request that seeks to obtain “all” or particular documents, items, or information to the extent that such requests are overly broad and unduly burdensome. Any answers provided by Covad in response to this discovery will be provided subject to, and without waiver of, the foregoing objection.

12. Covad objects to any interrogatory that seeks to obtain information related to any state outside of Florida. Covad will respond, to the extent a request is not otherwise objectionable, when applicable to Florida. Discovery seeking information as to states other than Florida is irrelevant, overly broad and unduly burdensome. Any answers provided by Covad in response to this discovery will be provided subject to, and without waiver of, the foregoing objection.

SPECIFIC OBJECTIONS TO INTERROGATORIES

INTERROGATORY NOS. 22, 23: Covad objects to these interrogatories on the basis that they are not limited in either time or geography. Subject to and without waiving the foregoing objections, Covad will respond regarding its current situation in Florida.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing DIECA Communications, Inc., d/b/a Covad Communications Company's Objections to Verizon Florida Inc.'s Second Set of Interrogatories (Nos. 23 – 24) has been provided by (*) hand delivery, (**) email and U.S. Mail this 9th day of February 2004, to the following:

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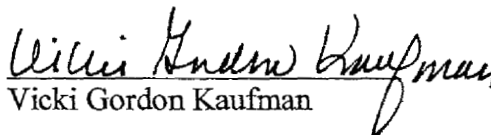
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