

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to establish generic
Docket to consider amendments
To interconnection agreements
Resulting from changes in law, by
BellSouth Telecommunications,
Inc.

Docket No.: 041269-TP

Filed: June 13, 2005

JOINT DISCOVERY PROPOSAL

The Competitive Carriers of the Southeast (CompSouth) and BellSouth Telecommunications, Inc. (BellSouth) (hereinafter, Movants) file the following proposal for the conduct of discovery in this matter for the Commission's consideration. As grounds therefor, Movants state:

1. In this docket, the Commission will address BellSouth's generic petition in which it seeks to amend its various interconnection agreements to address recent changes in law.
2. BellSouth has filed a similar petition before the other public service commissions in the other eight (8) BellSouth states. Movants anticipate that these proceedings, including discovery relating to the matters at issue in the various proceedings, will occur simultaneously or very close in time in the numerous jurisdictions. Movants also anticipate that an Order Establishing Procedure ("OEP"), setting out the procedure applicable to this docket, will be issued soon.
3. Therefore, in an attempt to deal expeditiously and efficiently with the conduct of discovery in multiple jurisdictions and to avoid duplication and waste of resources, the Movants have conferred in an attempt to agree on a discovery process that will facilitate the conduct of this docket, as well as the dockets pending in other states.

4. To that end, the Movants have agreed on the following discovery parameters which they request that the Commission consider and incorporate in its OEP in this matter:

a. Discovery in this docket shall begin on June 29, 2005. The last day to issue discovery will be seven (7) calendar days after rebuttal testimony is due.¹

b. Discovery (of all types) shall be limited to a total (for all BellSouth states) of 30 requests (including subparts) from each carrier or association to each carrier or association. A limit of a cumulative total of 200 requests will apply to each carrier or association.²

c. Requests that concern carrier-specific data will be submitted directly to the carrier, not the association.

d. Depositions will be limited to one per witness, with follow up limited to new material.

e. The parties will identify mutually acceptable locations, times and dates for witness depositions.

f. Discovery propounded in one state may be used in other states.

g. Discovery propounded in one state may seek information from another state and a party will not object on that basis.

h. Objections to discovery requests shall be served within 10 calendar days of service of the request.

i. Discovery answers shall be served within 30 calendar days of service of the request.

¹ In Florida, depending on actual deadlines, this would be October 6, 2005.

² To illustrate, BellSouth may send 30 requests to carrier A, 30 requests to carrier B, etc. Carrier A may send 30 requests to BellSouth; carrier B may send 30 requests to BellSouth, etc. No entity is obligated to answer more than 200 requests in total region-wide.

j. Any discovery disputes will be resolved in the jurisdiction in which the discovery is served. If a discovery request seeks information for a specific state, any motion to compel that information should be resolved by the Commission in that state, if possible.

k. The parties will attempt to resolve discovery disputes prior to submitting them to the Commission for resolution.

WHEREFORE, Movants request that the Commission incorporate the above discovery procedures, which Movants have negotiated and agreed upon, in the procedural order governing the conduct of this docket.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail and U.S. Mail this 13th day of June, 2005.

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