

AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

October 11, 2005

BY HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 050693-TL

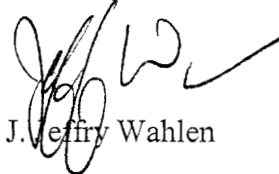
Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and fifteen (15) copies of Alltel's Objections to Citizens' First Set of Requests for Production of Documents.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,



J. Jeffrey Wahlen

Enclosure

cc: Parties of Record

DOCUMENT NUMBER-DATE

09739 OCT 11 05

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Alltel Florida, Inc.'s Petition)
To Reduce Intrastate Switched Network)
Access Rates In A Revenue Neutral) Docket No.: 050693-TL
Manner Pursuant to Section 364.164,) Filed: 10.11.05
Florida Statutes)
_____)

**ALLTEL'S OBJECTIONS TO CITIZENS' FIRST SET OF
REQUESTS FOR PRODUCTION OF DOCUMENTS**

Alltel-Florida, Inc. ("Alltel"), 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 Objections to the Citizens of Florida's ("Citizens") First Request for Production of Documents (Nos. 1-17), dated October 4, 2005 ("First RPD"). The objections stated herein are preliminary in nature and are made at this time to comply with the 5-day requirement set forth in Order No. PSC-05-0959-PCO-TL, issued October 7, 2005. Should additional grounds for objection be discovered as Alltel prepares its responses to the above-referenced First RPD, Alltel reserves the right to supplement, revise, or modify its objections at the time it serves its responses.

GENERAL OBJECTIONS

Alltel makes the following general objections to Citizens' First Request for Production of Documents (Nos. 1-17). These general objections apply to each of the individual requests, respectively, and will be incorporated by reference into Alltel's responses when they are served on Citizens.

1. Alltel objects to each request for production of documents in the First RPD to the extent that such request seeks documents which are beyond the scope of

discovery permitted in this proceeding as set forth at Section 364.164, subsections (3) and (4), Florida Statutes, or seeks documents which are beyond the scope of those issues the Legislature has determined are to be considered by the Commission in this proceeding, or seeks documents which are beyond matters contained in Alltel's testimony and exhibits addressing those same issues.

2. Alltel objects to the First RPD to the extent the individual requests therein seek to impose an obligation on Alltel 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.

3. Alltel objects to the First RPD to the extent that the individual requests therein are intended to apply to matters other than Alltel's intrastate operations in the State of Florida subject to the jurisdiction of the Commission, in which case Alltel objects to such requests as being irrelevant, overly broad, unduly burdensome, and oppressive.

4. Alltel objects to each and every request in the First RPD and related instructions to the extent 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.

5. Alltel objects to each and every request in the First RPD insofar as the request is vague, ambiguous, overly broad, imprecise, or utilize terms that are subject to multiple interpretations but are not properly defined or explained for purposes of the

request. Any documents provided by Alltel in response to the First RPD will be provided subject to, and without waiving, the foregoing objection.

6. Alltel objects to each and every request in the First RPD 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. Alltel will attempt to note in its responses each instance where this objection applies.

7. Alltel objects to providing information to the extent that such information is already in the public record before the Commission.

8. Alltel objects to the First RPD and the instructions and definitions therein insofar as they seek to impose obligations on Alltel that exceed the requirements of the Florida Rules of Civil Procedure or Florida Law.

9. Alltel objects to each and every request in the First RPD insofar as any of them are unduly burdensome, expensive, oppressive, or excessively time consuming.

10. Alltel objects to each and every request in the First RPD to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. To the extent that the Office of Public Counsel has requested proprietary confidential business information which is not subject to the "trade secrets" privilege, Alltel will make such information available in accordance with the Protective Order sought by Alltel in this docket, subject to any other general or specific objections contained herein.

11. Alltel is a large corporation with employees located in many different locations in Florida. In the course of its business, Alltel creates countless documents that are not subject to Commission or FCC retention of records requirements. These

documents are kept in numerous locations that are sometimes 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. Alltel will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the First RPD purports to require more, Alltel objects on the grounds that compliance would impose an undue burden or expense.

12. Subject to its general and specific objections, Alltel will produce documents in response to the First RPD on October 19, 2005, the date agreed upon by Alltel and the Office of Public Counsel.

SPECIFIC OBJECTIONS

In addition to the foregoing general objections, Alltel raises the following specific objections to the following individual requests. As noted previously, should additional grounds for objections be discovered as Alltel prepares its responses to the above-referenced requests, Alltel reserves the right to supplement, revise or modify its objections at the time it serves its responses.

2. **Please provide all documents in your possession, custody or control discussing or showing the mean, median, or other distribution of customer intrastate long distance calling in Florida by your customers or other customers in Florida.**

OBJECTION: In addition to its general objections, which are incorporated herein by reference, Alltel objects to this request on grounds that the term "calling" is vague and ambiguous. Alltel's residential customers obtain intrastate toll telecommunications from a variety of carriers and Alltel is not privy to the mean, median or other distribution of "calling" measured in dollars, so if this request seeks calling measured in dollars, Alltel

has few or no documents responsive to this request. However, Alltel does have information regarding switched access minutes of use and will produce documents responsive to this request that reflect information about "calling" measured in access minutes of use.

- 17. Please provide copies of testimony of David C. Blessing filed at any public utility commission since January 1, 2003, as well as all transcripts in your possession, custody or control of any cross examination of Mr. Blessing before any public utility commission since January 1, 2003.**

OBJECTION: In addition to its general objections, which are incorporated herein by reference, Alltel objects to this request on grounds that the request is burdensome and a complete response cannot be provided within the time provided for a response. Without waiving these objections, Alltel will produce copies of prepared direct and rebuttal testimony by Mr. Blessing together with an explanation showing the proceedings in which Mr. Blessing was subjected to cross-examination.

DATED this 11th day of October, 2005.



J. JEFFRY WAHLEN
Fla. Bar No. 884316
Ausley & McMullen
P. O. Box 391
Tallahassee, Florida 32302
850.425.5471 (direct)

and

STEPHEN B. ROWELL
Alltel Communications
One Allied Drive, B5F11
Little Rock, AR 72203-2177
(501) 905-8460

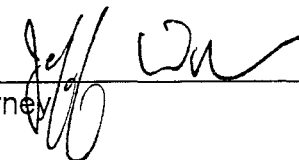
ATTORNEYS FOR
ALLTEL FLORIDA, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct of the foregoing was served by hand delivery and electronic mail this 11th day of October, 2005, to the following:

Beth Keating and Jason Rojas
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Harold McLean, Public Counsel
Charles J. Beck, Deputy Public Counsel
Office of Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400



Attorney