

MARY K. KEYER
General Attorney

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 406
Tallahassee, Florida 32301
(404) 335-0729

September 28, 1998

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

Re: Docket No. 980733-TL

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications, Inc.'s Responses and Objections to the Attorney General's Fourth Request for Production of Documents, which we served today. Please file them in the captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Mary K. Keyer
Mary K. Keyer

- ACK _____
- AFA 1
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEC 1 cc: All parties of record
- A. M. Lombardo
- R. G. Beatty
- William J. Ellenberg II (w/o enclosures)
- RCH 1
- SEC 1
- WAS _____
- OTH _____

RECEIVED & FILED
[Signature]
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
10689 SEP 28 98
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Discovery for Study on Fair & Reasonable Rates and on Relationships Among Costs and Charges Associated with Certain Telecommunications Services Provided by LECs, as Required by Chapter 98-277.)

Docket No.: 985733-TL

Filed: September 28, 1998

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES
AND OBJECTIONS TO ATTORNEY GENERAL'S FOURTH
REQUEST FOR PRODUCTION OF DOCUMENTS**

BellSouth Telecommunications, Inc. ("BellSouth"), files pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, its Responses and Objections to the Attorney General's ("Attorney General") Fourth Request for Production of Documents dated August 28, 1998.

GENERAL RESPONSES

1. BellSouth objects to the Attorney General's proposed "Instruction" relating to details of privileged documents. To the extent a document responsive to any of the requests is subject to an applicable privilege, some of the information requested by the Attorney General would be similarly privileged and therefore not subject to discovery. Notwithstanding this objection, BellSouth agrees to identify any documents withheld on the basis of privilege.

2. With regard to the Attorney General's definition of "document" or "documents", BellSouth has made a diligent, good faith attempt to locate

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FPSC-RECORDS/REPORTING

documents responsive to the scope of the Attorney General's individual requests for documents.

3. BellSouth objects to the Attorney General's definition of "you" and "your." It appears that the Attorney General, through its definition of these words, is attempting to obtain discovery of information in the possession, custody, or control of entities that are not parties to this docket. Requests for Production may only be directed to parties, and any attempt by the Attorney General to obtain discovery from non-parties should be prohibited. See Rule 1.340, Florida Rules of Civil Procedure; Broward v. Kerr, 454 So. 2d 1068 (4th D.C.A. 1984).

4. BellSouth does not believe it was the Attorney General's intent to require BellSouth to produce again the same documents previously produced in other dockets, but to the extent it does, BellSouth objects on the basis that such a request would be unduly burdensome, oppressive, and unnecessary, and for these reasons is prohibited.

SPECIFIC RESPONSES


The following Specific Responses are given subject to the above-stated General Responses and Objections.

30. Please provide unredacted copies of all documents requested by any party in this docket to date, and please provide unredacted responses to all Interrogatories served by any party to date. Documents previously produced need not be produced again.


Response: BellSouth will produce the requested documents it has produced to date subject to the Protective Agreement executed by the Attorney General on August 18, 1998.

Respectfully submitted this 28th day of September, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.



ROBERT G. BEATTY
NANCY B. WHITE
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150 So. Monroe Street, Suite 400
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(305) 347-5555



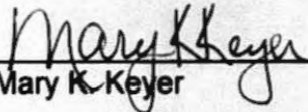
WILLIAM J. ELLENBERG II
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(404) 335-0711

134824

CERTIFICATE OF SERVICE
Docket No. 980733-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Hand-Delivery this 28th day of September, 1998, to the following:

Michael A. Gross
Assistant General Attorney
Office of the Attorney General
PL-01 The Capitol
Tallahassee, FL 32399-1050



Mary K. Keyer