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Legal Department

MARY K. KEYER  
General Attorney

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BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(404) 335-0729

RECORDS AND  
REPORTING

October 7, 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 Revised Fifth Request for Production of Documents, which we served via Federal Express on October 6, 1998. 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.

ACK  1  
AFA 1  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU 1  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG 1  
LIN 5  
OPC 1  
RCH 1  
SEC 1  
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

RECEIVED & FILED

Sincerely,

*[Signature]*  
FPSC-BUREAU OF RECORDS

*[Signature]*  
Mary K. Keyer

Enclosures

cc: All parties of record

A. M. Lombardo

R. G. Beatty

William J. Ellenberg II (w/o enclosures)

DOCUMENT NUMBER-DATE

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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.: 980733-TL

Filed: October 7, 1998

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES AND OBJECTIONS TO ATTORNEY GENERAL'S REVISED FIFTH 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") Revised Fifth Request for Production of Documents dated October 6, 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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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.

31. With reference to the cost study analysis BellSouth provided in response to the Division of Communication's first set of Data Requests, Item No. 1(b), BellSouth provided "Loadings and Factor Work papers". Pg. 5 of the "General Support and Customer Operations Cost Factors" section shows the

"total Core Network Expense Related Costs" to be \$ \_\_\_\_\_ and the  
"Total Core Network Investment related costs" to be \$ \_\_\_\_\_.

Please provide the work papers which show the calculation of each of the  
above referenced figures.

**Response:** The component pieces of the "Total Core Network Expense  
Related Costs" can be found on page 794 of BellSouth's above-referenced filing  
(page 10 of the "General Support and Customer Operations Cost Factors"). If  
you sum the amounts in the last column labeled "1998-2000 Average Annual  
Costs" across from the rows starting with "6211 Analog Electronic" and ending  
with "6441 Conduit Systems" you will get the "Total Core Network Expense  
Related Costs".

The component pieces of the "Total Core Network Investment Related  
Costs" can be found on pages 798 and 799 of BellSouth's above-referenced  
filing (pages 14 and 15 of the "General Support and Customer Operations Cost  
Factors"). If you sum the amounts in the next to last column labeled "1998-2000  
Average Annual Costs" across from the rows starting with "2211 Analog  
Electronic Switching" and ending with "2441 Conduit Systems" you will get the  
"Total Core Network Investment Related Costs".

32. If BellSouth's response to interrogatory 2(b) is no, please provide  
the study, work papers or other documents which support the percentage  
figure(s) provided in BellSouth's response to interrogatory 2(c).

**Response:** BellSouth cannot respond to this request as written. It is not clear as to what interrogatory 2(b) or 2(c) the Attorney General is referring. Interrogatories 2(b) and 2(c) of the Attorney General's First Set of Interrogatories to BellSouth do not elicit a "yes/no" answer or a percentage figure as referred to in this request. Nor does this request coincide with the numbers of the Data Requests from either the Division of Communications or the Division of Auditing & Finance. BellSouth is unable to determine what is being requested by the Attorney General and, therefore, is unable to respond to this request without further clarification.

33. With reference to pages 468-474 of BellSouth's cost analysis provided in response to Division of Communications Data Request Item No. 1B, there are documents that are labeled as "TELRIC Input Form - Material Investment Data".

a. Please provide the work papers which support the figures shown in the Column headed "Volume Sensitive Amount" on the above-referenced pages from BellSouth's submission in this proceeding.

b. in electronic form (i.e. computer diskette(s)), please provide the cost model, spreadsheets or electronic files that generated the referenced figures shown in BellSouth's submission in this proceeding.

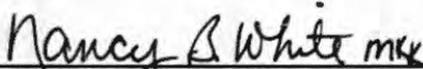
**Response:** BellSouth will provide the information indicated below, which constitutes proprietary, confidential business information, subject to the Protective Agreement executed by the Attorney General.

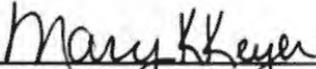
a. The DOCKET98.XLS file provides the summarization of BCPM 3.1 grid level output used to support the figures referenced as Volume Sensitive Amount and illustrates derivation of the values.

b. The DOCKET98.CSV file reflects the grid level data generated by BCPM 3.1, from which BellSouth-only data was extracted and aggregated to wire center and rate group levels for derivation of the volume sensitive values.

Respectfully submitted this 7th day of October, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
\_\_\_\_\_  
ROBERT G. BEATTY  
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**CERTIFICATE OF SERVICE  
Docket No. 980733-TL**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Federal Express this 6th day of October, 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