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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Petition by Intermedia Communications Inc. for Arbitration with BellSouth Telecommunications, Inc., pursuant to the Telecommunications Act of 1996.

DOCKET NO. [REDACTED] RECORDS AND REPORTING

In re: Petition by e.spire Communications, Inc. and American Communication Services of Tampa, Inc., American Communications Services of Jacksonville, Inc. for Arbitration of an Interconnection Agreement with BellSouth Telecommunications, Inc. Pursuant to Section 252(b) of the Telecommunications Act of 1996.

DOCKET NO. 981745-TP

FILED: 2-5-99

INTERMEDIA COMMUNICATIONS INC.'S OBJECTIONS TO BELLSOUTH TELECOMMUNICATIONS, INC.'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

COMES NOW, Intermedia Communications Inc. (Intermedia), pursuant to Rules 25-22.034 and 25-22.035, Florida Administrative Code, and Rules 1.350 and 1.280(b), Florida Rules of Civil Procedure, hereby submits the following Objections to BellSouth Telecommunications, Inc.'s (BellSouth) First Request for Production of Documents to Intermedia ("POD Requests").

ACK _____ The Objections stated herein are preliminary in nature and are
AFA _____
APP _____ made at this time for the purpose of complying with the March 11,
CAF _____ 1999, discovery completion date set forth in Order No. PSC-99-0090-
CMU Stavans PCO-TP issued by the Florida Public Service Commission (Commission)
CTR _____
EAG _____ in the above-referenced docket on January 14, 1999. Should
LEG 3 additional grounds for objection be discovered as Intermedia
LIN 5 prepares its Responses to the above referenced set of POD Requests,
OPC _____
RCH _____ Intermedia reserves the right to supplement, revise, or modify its
SEC 1
WAS _____
OTH _____

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objections at the time that it serves its Responses to BellSouth. Moreover, should Intermedia determine that a Protective Order is necessary with respect to any of the material requested by BellSouth, Intermedia reserves the right to file a motion with the Commission seeking such an order at the time that it serves its Responses on BellSouth.

GENERAL OBJECTIONS

Intermedia makes the following General Objections to BellSouth's First First Request for Production of Documents to Intermediawhich will be incorporated by reference into Intermedia's specific response when its Responses are served on BellSouth.

1. Intermedia has interpreted BellSouth's POD Request to apply to Intermedia's regulated intrastate operations in Florida and will limit its Responses accordingly. To the extent that any POD Request is intended to apply to matters other than Florida intrastate operations subject to the jurisdiction of the Commission, Intermedia objects to such POD Request as irrelevant, overly broad, unduly burdensome, and oppressive.

2. Intermedia objects to each and every POD Request and instruction to the extent that such POD Request or instruction calls for information which is exempt from discovery by virtue of the attorney-client privilege, work product privilege, or other applicable privilege.

3. Intermedia objects to each and every POD Request insofar as the request is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretation but are

not properly defined or explained for purposes of these POD Requests. Any Responses provided by Intermedia in response to BellSouth's POD Requests will be provided subject to, and without waiver of, the foregoing objection.

4. Intermedia objects to each and every POD Request insofar as the request is not reasonably calculated to lead to the discovery of admissible evidence and is not relevant to the subject matter of this action. Intermedia will attempt to note each instance where this objection applies.

5. Intermedia objects to BellSouth's discovery requests insofar as they seek to impose obligations on Intermedia which exceed the requirements of the Florida Rules of Civil Procedure or Florida law.

6. Intermedia objects to providing information to the extent that such information is already in the public record before the Florida Public Service Commission.

7. Intermedia objects to each and every POD Request, insofar as it calls for a response which is unduly burdensome, expensive, oppressive, or excessively time consuming as written to prepare.

8. Intermedia objects to each and every POD Request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to Section 90.506, Florida Statutes. To the extent that BellSouth's POD Requests request proprietary confidential business information which is not subject to the "trade secrets" privilege, Intermedia will make such information available to counsel for BellSouth pursuant to an appropriate

Protective Agreement, subject to any other general or specific objections contained herein.

OBJECTIONS TO SPECIFIC POD REQUESTS

Subject to, and without waiver, of, the foregoing general objections, Intermedia enters the following specific objections with respect to BellSouth's POD Requests:

POD Request NO. 1: Pursuant to the General Objections stated above, Intermedia objects to this POD Request on the grounds stated for its objections to BellSouth's First Set of Interrogatories.

Respectfully submitted this 5th day of February, 1999.

INTERMEDIA COMMUNICATIONS INC.

By:



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail or hand delivery (*) this 5th day of January, 1999, to the following:

Ms. Nancy White*
c/o Ms. Nancy H. Sims
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