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Legal Department

LISA S. FOSHEE General Attorney

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BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0754



March 27, 2000

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

Docket No. 991237-TP Re:

Dear Ms. Bayó:

Enclosed please find an original and fifteen copies of BellSouth Telecommunications, Inc.'s Objections to Staff's First Set of Interrogatories and Document Requests, which we ask that you file in the above-referenced 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.

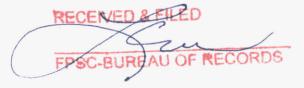
Sincerely,

Lisa S. Foshee

AFA APP AF cc: All Parties of Record CIR EAG EG MAS OPC RRR SEC

WAW OTH

Marshall M. Criser III R. Douglas Lackey Nancy B. White



DOCUMENT NUMBER-DATE

03805 MAR 278

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE Docket No. 991237-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail this 27th day of March, 2000 to the following:

Diana Caldwell Staff Counsel Florida Public Service Commission **Division of Legal Services** 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Tracy Hatch, Esq. AT&T Communications of the Southern States, Inc. 101 North Monroe Street Suite 700 Tallahassee, FL 32301 Tel. No. (850) 425-6364 Fax No. (850) 425-6343

Lisa S. Foshee (A)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Complaint by AT&T Communications Of the Southern States, Inc. d/b/a/ Connect'N Save d/b/a/ Lucky Dog and d/b/a ACC Business Against BellSouth Telecommunications, Inc. Regarding improper application of switched access charges.

Docket No. 991237-TP

Filed: March 27, 2000

BELLSOUTH TELECOMMUNICATIONS, INC.'S OBJECTIONS TO STAFF'S FIRST SET OF INTERROGATORIES AND DOCUMENT REQUESTS

BellSouth Telecommunications, Inc., ("BellSouth") pursuant to Rule 28-106.206, *Florida Administrative Code*, and Rules 1.340, 1.350 and 1.280, *Florida Rules of Civil Procedure*, files the following general objections to the First Set of Interrogatories and Document Requests ("Discovery Requests") served by the Florida Public Service Commission's Staff on March 13, 2000.

The objections stated herein are preliminary in nature and are made at this time for the purpose of complying with the 10-day requirement set forth in the procedural order issued by the Florida Public Service Commission ("Commission") in the abovecaptioned docket. Should additional grounds for objection be discovered as BellSouth prepares its answers to the above-referenced interrogatories, BellSouth reserves the right to supplement, revise, or modify its objections at the time it serves its answers. Moreover, should BellSouth determine that a Protective Order is necessary with respect to any of the requested information, BellSouth reserves the right to file a motion with the Commission seeking such an order at the time that it serves its answers.

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GENERAL OBJECTIONS

BellSouth makes the following General Objections to Staff's Discovery Requests which will be incorporated by reference into BellSouth's specific responses when its Answers are served.

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

2. BellSouth objects to the Discovery Requests to the extent they purport to require BellSouth to provide the name of the employee providing the information contained in each answer. The information provided is so provided by BellSouth Telecommunications, Inc. and often is the result of the combined efforts of many persons.

3. BellSouth objects to each and every request and instruction to the extent that such 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.

4. BellSouth objects to the production of any proprietary, confidential and/or competitively sensitive materials or information without the execution of an acceptable protective agreement or the filing of a Request for Confidential Classification.

5. BellSouth objects to the Discovery Requests to the extent they seek the production of documents or information prior to 1993. AT&T only is claiming damages for the period 1993 to present, and thus information prior to 1993 is not relevant to this

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proceeding. Moreover, to the extent Staff's requests seek information prior to 1993, such requests are overbroad and unduly burdensome.

6. BellSouth objects to each and every request insofar as the request is vague, ambiguous, overly broad, imprecise, or utilizes terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these requests.

7. BellSouth objects to each and every request insofar as it is unduly burdensome, expensive, oppressive, or excessively time consuming as written.

8. BellSouth objects to each and every 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. BellSouth will attempt to note each instance where this objection applies.

9. BellSouth objects to each and every request as overbroad and unduly burdensome insofar as the request purports to obligate BellSouth to perform any special studies, software development or other extraordinary efforts to obtain the information requested.

10. BellSouth objects to each and every Request to the extent that the information requested constitutes "trade secrets" which are privileged pursuant to §90.506, *Florida Statutes*. BellSouth also objects to each and every Request that would require the disclosure of customer specific information, the disclosure of which is prohibited by §364.24, *Florida Statutes*. To the extent that Staff requests proprietary information that is not subject to the "trade secrets" privilege or to §364.24, BellSouth will make such information available to Staff at a mutually agreeable time and place upon

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the execution of a confidentiality agreement, or subject to a Request for Confidential Classification.

11. BellSouth is a large corporation with employees located in many different locations in Florida and in other states. In the course of its business, BellSouth creates countless documents that are not subject to Commission or FCC retention of records requirements. These documents are kept in numerous locations that are frequently 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 Discovery Requests. BellSouth will conduct a search of those files that are reasonably expected to contain the requested information. To the extent that the Discovery Requests purport to require more, BellSouth objects on the grounds that compliance would impose an undue burden or expense.

Respectfully submitted this 27th day of March, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHATE

MICHAEL P. GOGGIN c/o Nancy Sims 150 South Monroe Street, #400 Tallahassee, Florida 32301 (305) 347-5555

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R. DOUGLAS LACKEY LISA S. FOSHEE 675 West Peachtree Street, #4300 Atlanta, Georgia 30375 (404) 335-0754