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ORIGINAL  
FILE COPY

April 21, 1994

Mrs. Blanca S. Bayo  
Director, Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32301

Re: Docket No. ~~921074-TP~~

Dear Mrs. Bayo:

Enclosed please find an original and fifteen copies of BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company's Responses and Objections to Citizen's First Set of Requests for Production of Documents to Southern Bell and Motion for a Temporary Protective Order to be filed in the above mentioned docket for the Commission's consideration.

A copy of this letter is enclosed. Please indicate on the copy that the original was filed and return the copy to me. A copy of this filing on diskette WordPerfect 5.1 format will be forwarded to you on April 22, 1994. Copies have been served on the parties shown on the attached Certificate of Service.

- ACK
- AFA   2
- APP
- CAF
- CMU
- CTR   Enclosures
- EAQ
- LEG   1
- LIN   6
- OPC
- ROH
- STC   1
- WAS
- OTH



Sincerely,  
*Mary Jo Feed*  
Mary Jo Feed (PW)

DOCUMENT NUMBER-DATE  
03790 APR 21 94  
FPSC-RECORDS/REPORTING

BEFORE  
THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Expanded Interconnection ) DOCKET NO. 921074-TP  
Phase II and Local Transport )  
Restructure )  
\_\_\_\_\_ ) APRIL 21, 1994

BELLSOUTH TELECOMMUNICATIONS, INC.'S D/B/A  
SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S  
RESPONSES AND OBJECTIONS TO CITIZENS' FIRST  
SET OF REQUESTS FOR PRODUCTION OF  
DOCUMENTS TO SOUTHERN BELL AND  
MOTION FOR A TEMPORARY PROTECTIVE ORDER

COMES NOW, BellSouth Telecommunications, Inc., doing business as Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company") and files pursuant to Rules 25-22.04 and 25-22.006, Florida Administrative Code and Rule 1.350, Florida Rules of Civil Procedure, its Objections and Responses to Citizens' First Set of Requests for Production of Documents and its Motion for Temporary Protective Order. To the extent that any individual request might otherwise be subject to a motion for protective order other than pursuant to Rule 25-22.006(5)(c), this response may be considered as serving that purpose. See Slatnick v. Leadership Housing System of Florida, Inc., 368 Southern 2nd 78 (Fla. 4th DCA 1979).

GENERAL RESPONSE AND OBJECTIONS

1. Southern Bell objects to Citizens' definition of "document" or "documents". Citizens' definition is overly broad and objectionable pursuant to the standards adopted in Caribbean Security Systems v. Security Control Systems, Inc., 486 S.2d. 654 (Fla. App. 3rd. Dist. 1986)

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

3. Some of the documents that will be reviewed by Public Counsel contain information which is exempted from disclosure pursuant to Section 119.07, Florida Statutes or constitutes confidential proprietary business information pursuant to Section 364.183(3), Florida Statutes. Specifically, a number of documents contain Southern Bell's strategic plans and analyses as well as customer specific information all of which constitute confidential proprietary business information pursuant to Section 364.183, Florida Statutes. Thus, pursuant to the Commission's rule on confidentiality, Rule 25-22.006(5)(c), Florida Administrative Code, Southern Bell moves the pre-hearing officer to issue a temporary protective order exempting these documents from Section 119.07(1), Florida Statutes. Once Public Counsel notifies Southern Bell that any of the proprietary information is to be used in a proceeding before the Commission, Southern Bell will, in accordance with Rule 25-22.006, Florida Administrative Code, file a detailed motion for protective order specifically addressing each of the documents identified.

### SPECIFIC RESPONSES

4. Subject to the general objection, which is incorporated by reference into the specific responses made herein, Southern Bell responds to the individual numbered requests contained in Public Counsel's 1st Set of Requests for Production of Documents as follows:

A. In response to Request No. 1, Southern Bell objects to this request on the grounds that some of the documents responsive to this request contain proprietary confidential business information. Southern Bell will produce the documents pursuant to its Motion for Temporary Protective Order.

B. In response to Request No. 2, Southern Bell has defined access line to mean the local channel associated with local transport restructure and expanded interconnection. Based on this definition, Southern Bell has no documents responsive to this request.

C. In response to Request No. 3, Southern Bell has no documents responsive to this request.

D. In response to Request No. 4, Southern Bell objects to this request on the grounds that the request is overly broad and not sufficiently limited in scope as the request is not limited to expanded interconnection and local transport restructure. Therefore, the request is unduly burdensome. Further, portions of the request are irrelevant and thus not likely to lead to the discovery admissible evidence. Lastly, Southern Bell objects to this request on the grounds that some of the documents responsive

to this request contain proprietary confidential business information. Without waiving its objections, Southern Bell will produce documents responsive to this request pertaining to switched interconnection, local transport restructure and switched access services pursuant to its Motion for Temporary Protective Order.

E. In response to Request No. 5, Southern Bell has no documents responsive to this request.

F. In response to Request No. 6, Southern Bell has no documents responsive to this request.

G. In response to Request No. 7, Southern Bell objects to this request on the grounds that some of the documents responsive to this request contain proprietary confidential business information. Southern Bell will produce the documents responsive to this request pursuant to its Motion for Temporary Protective Order.

H. In response to Request No. 8, Southern Bell has no documents responsive to this request.

I. In response to Request No. 9, Southern Bell objects to this request on the grounds that some of the documents responsive to this request contain proprietary confidential business information. Southern Bell will produce these documents pursuant to its Motion for Temporary Protective Order.

J. In response to Request No. 10, Southern Bell objects to this request on the grounds that some of the documents responsive to this request contain proprietary confidential business.

Southern Bell will produce these documents pursuant to its Motion for Temporary Protective Order.

K. In response to Request No. 11, Southern Bell objects to this request on the grounds that the request is overly broad and not sufficiently limited in scope as the request is not limited to expanded interconnection and local transport restructure. Therefore, the request is unduly burdensome. Further, portions of the request are irrelevant and thus not likely to lead to the discovery admissible evidence. Lastly, Southern Bell objects to this request on the grounds that some of the documents responsive to this request contain proprietary confidential business information. Without waiving its objections, Southern Bell will produce documents responsive to this request pertaining to switched interconnection, local transport restructure and switched access services pursuant to its Motion for Temporary Protective Order. Without waiving its objections, Southern Bell will produce documents responsive to this request which pertain to expanded interconnection and local transport restructure pursuant to its Motion for Temporary Protective Order.

L. In response to Request No. 12, Southern Bell has provided all documents responsive to this request in response to Request No. 10.

M. In response to Request No. 13, Southern Bell will produce the documents responsive to this request.

N. In response to Request No. 14, Southern Bell objects to this request on the grounds that some of the documents responsive

to this request contain proprietary confidential business information. Southern Bell will produce the documents responsive to this request pursuant to its Motion for Temporary Protective Order.

O. In response to Request No. 15, Southern Bell has no documents responsive to this request.

Respectfully submitted this 21<sup>st</sup> day of April, 1994.

BELLSOUTH TELECOMMUNICATIONS, INC.  
d/b/a SOUTHERN BELL TELEPHONE AND  
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**CERTIFICATE OF SERVICE**  
**Docket No. 921074-TP**

I HEREBY CERTIFY that a copy of the foregoing has been  
furnished by United States Mail this 21<sup>st</sup> day of April, 1994,  
to:

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*Mary Jo Reed*  

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*(MWR)*