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98 AUG -5 PM 4:31

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RECORDS AND
REPORTING

August 5, 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. 980696-TP

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications, Inc.'s Responses and Objections to FCTA's Second 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,

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Mary K. Keyer
Mary K. Keyer (PK)

Enclosures

cc: All parties of record
A. M. Lombardo
R. G. Beatty
William J. Ellenberg II (w/o enclosures)

DOCUMENT NUMBER-DATE

08312 AUG-5 98

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Determination of the Cost)
of Basic Local Telecommunications) Docket No.: 980696-TP
Service, pursuant to Section 364.025,)
Florida Statutes)
_____) Dated: August 5, 1998

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSES
AND OBJECTIONS TO FCTA'S SECOND REQUEST
FOR PRODUCTION OF DOCUMENTS**

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth"), and files pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350, Florida Rules of Civil Procedure, its Responses and Objections to Florida Cable Telecommunications Association's ("FCTA") Second Request for Production of Documents dated July 16, 1998.

GENERAL RESPONSES

1. BellSouth objects to FCTA'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 FCTA 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 FCTA's definition of "document" or "documents", BellSouth has made a diligent, good faith attempt to locate documents responsive to the scope of FCTA's individual requests for documents.

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FPSC-RECORDS/REPORTING

3. BellSouth objects to FCTA's definition of "you" and "your." It appears that FCTA, 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 FCTA 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 FCTA'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.

5. In any instance in which BellSouth agrees to produce documents, they will be produced at a mutually agreeable time and place. In instances in which the documentation is so voluminous that copying or transporting the documents would be burdensome, BellSouth will make the documents available for review upon BellSouth's premises in Atlanta, Georgia.

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

SPECIFIC RESPONSES

3. Please provide all documents and supporting workpapers that have been prepared or used by BellSouth or any of its divisions, subsidiaries, project

teams, functional groups, consultants or employees related to your responses to FCTA's First Set of Interrogatories Nos. 1-5.

Response: BellSouth will produce the requested documents. The input files for BellSouth's BCPM 3.1 study used to produce the investment and expense amounts requested in Request No. 1 were filed in this docket on August 3, 1998, as an attachment to Daonne Caldwell's testimony. Worksheets developing expenses per line were also included in that filing.

4. Please provide BellSouth's annual surveillance reports submitted to the Florida Public Service Commission for the years 1995, 1996, and 1997.

Response: BellSouth objects to this request on the grounds that BellSouth's annual surveillance reports for the years 1995, 1996, and 1997, are not relevant to determining the forward-looking cost of providing basic local telecommunications service or any issue in this proceeding.

5. Please provide BellSouth's Annual Report to the Shareholders for the years 1995, 1996 and 1997.

Response: BellSouth objects to this request on the grounds that BellSouth's Annual Reports to the shareholders for the years 1995, 1996, and 1997, are not relevant to determining the forward-looking costs of providing basic local telecommunications service or any issue in this proceeding.

Respectfully submitted this 5th day of August, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.

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CERTIFICATE OF SERVICE
DOCKET NO. 980696-TP (HB4785)

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Federal Express this 5th day of August, 1998 to the following:

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(+) Protective Agreements