

ORIGINAL  
FILE COPY

Legal Department

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September 8, 1992

Mr. Steve C. Tribble  
Director, Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32301

RE: Docket No. 920260-TL

Dear Mr. Tribble:

Enclosed are an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Response and Objections to Public Counsel's Sixteenth Request for Production of Documents. Please file these documents in the captioned docket.

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 on the parties shown on the attached Certificate of Service.

Sincerely,


  
Sidney J. White, Jr.

- ACK
- AFA
- APP
- CAF
- CMU
- CTR
- EAG
- LEG
- LIN
- OPC
- RCH
- SEC
- WAS
- OTH

Enclosures

cc: All Parties of Record  
A. M. Lombardo  
H. R. Anthony  
R. D. Lackey

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**CERTIFICATE OF SERVICE**  
**Docket No. 920260-TL**

I HEREBY CERTIFY that a copy of the foregoing has been furnished  
by United States Mail this 8th day of September, 1992 to:

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Monte Belote  
Florida Consumer Action Network  
4100 W. Kennedy Blvd. #128  
Tampa, FL 33609

The American Association of  
Retired Persons  
c/o Charlotte Brayer, Esquire  
275 John Knox Road, EE 102  
Tallahassee, FL 32303

A handwritten signature in cursive script, appearing to read "So. White", with a colon at the end.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive Review of )  
the Revenue Requirements and Rate ) Docket No. 920260-TL  
Stabilization Plan of Southern ) Filed: September 8, 1992  
Bell Telephone and Telegraph )  
Company (Formerly FPSC Docket )  
Number 880069-TL) )  
\_\_\_\_\_)

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S  
RESPONSE AND OBJECTIONS TO PUBLIC COUNSEL'S  
SIXTEENTH REQUEST FOR PRODUCTION OF DOCUMENTS

COMES NOW BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), and files, pursuant to Rule 25-22.034, Florida Administrative Code, and Rule 1.350 of the Florida Rules of Civil Procedure, its Responses and Objections to the Office of Public Counsel's ("Public Counsel") Sixteenth Request for Production of Documents dated August 4, 1992.

GENERAL RESPONSE AND OBJECTIONS

1. Southern Bell objects to Public Counsel'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 Public Counsel would be similarly privileged and therefore not subject to discovery.
2. Southern Bell objects to Public Counsel's definition of "document" or "documents". Public Counsel's definition of these terms is overly broad and is objectionable pursuant to standards

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adopted in Caribbean Security Systems v. Security Control Systems, Inc., 486 So.2d 654 (Fla. App. 3rd District 1986).

3. Southern Bell objects to Public Counsel's definition of "you" and "your" as well as the definition of "Southern Bell". It appears that Public Counsel, 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 Public Counsel 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).

#### SPECIFIC RESPONSES

4. In response to Request No. 225, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

5. In response to Request No. 226(a), Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

6. In response to Request No. 226(b), the responsive document was previously produced in response to Public Counsel's Sixteenth Request for Production of Documents, Request No. 225.

7. In response to Request No. 227, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

8. In response to Request No. 228, Southern Bell will produce responsive documents that are in its possession, custody, or control at a mutually convenient time and place.

9. In response to Request No. 229, Southern Bell has no additional responsive documents, other than the referenced testimony of Dr. Billingsley.

10. In response to Request No. 230, documents responsive to this request were provided in response to Public Counsel's Fourteenth Request for Production of Documents, Request No. 196.

11. In response to Request No. 231, documents responsive to this request were provided in response to Public Counsel's Twelfth Set of Interrogatories, Item No. 314.

12. In response to Request No. 232, documents responsive to this request were provided in response to Public Counsel's Twelfth Set of Interrogatories, Item No. 316.

13. In response to Request No. 233, documents responsive to this request were provided in response to Public Counsel's Fourteenth Request for Production of Documents, Request No. 196.

14. In response to Request No. 234, documents responsive to this request were provided in response to Public Counsel's Twelfth Set of Interrogatories, Item No. 318.


15. In response to Request No. 235, documents responsive to this request were provided in response to Public Counsel's Twelfth Set of Interrogatories, Item No. 321.


16. In response to Request No. 236, Southern Bell objects to this request as being inappropriately propounded as a request

for documents. However, information responsive to this request for information has already been provided in response to Public Counsel's Twelfth Set of Interrogatories, Item No. 321.

Respectfully submitted this 8th day of September, 1992.

SOUTHERN BELL TELEPHONE  
AND TELEGRAPH COMPANY

  
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