

ORIGINAL

MCWHIRTER REEVES
ATTORNEYS AT LAW

TAMPA OFFICE:
400 NORTH TAMPA STREET, SUITE 2450
TAMPA, FLORIDA 33602
P. O. BOX 3350 TAMPA, FL 33601-3350
(813) 224-0866 (813) 221-1854 FAX

PLEASE REPLY TO:

TALLAHASSEE

TALLAHASSEE OFFICE:
117 SOUTH GADSDEN
TALLAHASSEE, FLORIDA 32301
(850) 222-2525
(850) 222-5606 FAX

January 12, 2004

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

RECEIVED FPSC
JAN 12 PM 4:46
COMMISSION
CLERK

Re: Docket No.: 030852-TP

Dear Ms. Bayo:

On behalf of XO Florida, Inc. (XO), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ XO Florida, inc.'s Renewed Objections to Verizon Florida, Inc.'s First Request for Admissions (Nos. 1-2), First Set of Interrogatories (Nos. 1-21) and First Request for Production of Documents (Nos. 1-11).

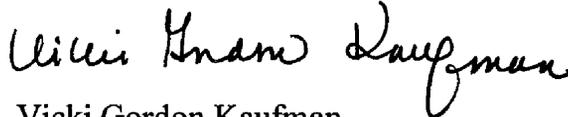
Please acknowledge receipt of the above on the extra copy and return the stamped copy to me. Thank you for your assistance.

RECEIVED & FILED



FPSC-BUREAU OF RECORDS

Sincerely,


Vicki Gordon Kaufman

AUS _____
CAF _____
CMP _____
COM _____
CTR _____ VGK/bae
ECR _____ Enclosures
GCL _____
OPC _____
MMS _____
SEC 1 _____
OTH _____

DOCUMENT NUMBER-DATE

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, KAUFMAN & ARNOLD, P.A. 00502 JAN 12 2004

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising
From Federal Communications Commission's
Triennial UNE review: Location-Specific
Review for DS1, DS3 and Dark Fiber Loops,
And Route-Specific Review for DS1, DS3 and
Dark Fiber Transport.

Docket No. 030852-TP

Filed: January 12, 2004

**XO FLORIDA, INC.'S RENEWED OBJECTIONS TO VERIZON FLORIDA, INC.'S
FIRST REQUEST FOR ADMISSIONS (NOS. 1-2), FIRST SET OF
INTERROGATORIES (NOS. 1-21) AND FIRST REQUEST FOR PRODUCTION OF
DOCUMENTS (NOS. 1-11)**

On December 29, 2003, XO Florida, Inc. (XO), filed its Objections to Verizon Florida, Inc.'s (Verizon) First Request for Admissions (Nos. 1-2), First Set of Interrogatories (Nos. 1-21) and First Request for Production of Documents (Nos. 1-11). XO's objections were based on the grounds that Verizon's discovery is outside the scope of permissible discovery in this case as XO is not a party to this case and thus has no legal obligation under the Florida Rules of Civil Procedure to respond to Verizon's discovery. XO renews and incorporates those objections herein. This pleading is filed in an abundance of caution since if responses were appropriate, the due date would be today. Further, as noted in XO's December 29th Objections, this filing is in no way intended to make XO a party to this case but is made to preserve its rights under applicable procedural rules.

DOCUMENT NUMBER-DATE

00502 JAN 12 04

FPSC-COMMISSION CLERK

Dana Shaffer

Dana Shaffer

Vice President, Legal and Regulatory Affairs

XO Florida, Inc.

105 Malloy Street, Suite 300

Nashville, TN 37201-2315

(615)777-7700 (telephone)

(615) 345-1564 (fax)

dshaffer@xo.com

Vicki Gordon Kaufman

McWhirter Reeves McGlothlin Davidson

Decker Kaufman & Arnold, PA

117 South Gadsden Street

Tallahassee, FL 32301

(850)222-2525 (telephone)

(850) 222-5606 (fax)

vkaufman@mac-law.com

Attorneys for XO Florida, Inc.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing XO Florida, Inc.'s Renewed Objections to Verizon Florida, Inc.'s First Request for Admissions (Nos. 1-2), First Set of Interrogatories (Nos. 1-21) and First Request for Production of Documents (Nos. 1-11) to XO. has been provided by (*) hand delivery, (**) email and U.S. Mail this 12th day of January 2004, to the following:

(**) Jeremy Susac, Staff Counsel
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

(**) Nancy White
c/o Nancy Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

(**) Richard Chapkis
Verizon Florida, Inc.
201 North Franklin Street
MC: FLTC0717
Tampa, Florida 33602

(**) Susan Masterton
Sprint Communications Company
1313 Blairstone Road
Post Office Box 2214
MC: FLTLHO0107
Tallahassee, Florida 32301

(**) Donna Canzano McNulty
MCI WorldCom
1203 Governors Square Boulevard
Suite 201
Tallahassee, Florida 32301

(**) Norman H. Horton, Jr.
215 South Mornoe Street
Tallahassee, Florida 32302-1876

(**) Tracy Hatch
AT&T Communications of the
Southern States, LLC
101 North Monroe Street, Suite 700
Tallahassee, Florida 32301

(**) Michael Gross
Florida Cable Telecommunications
246 East 6th Avenue
Tallahassee, Florida 32302

(**) Matthew Feil
Florida Digital Network, Inc.
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

(**) Jeffrey J. Binder
Allegiance Telecom, Inc.
1919 M Street, NW
Washington, DC 20037

(**) Floyd R. Self
Messer, Caparello & Self
215 South Monroe Street, Suite 701
Tallahassee, FL 32301

(**) Nanette Edwards
ITC^DeltaCom
4092 S. Memorial Parkway
Huntsville, Alabama 35802

(**) Jake E. Jennings
Senior Vice-President
Regulatory Affairs & Carrier Relations
NewSouth Communications Corp.
NewSouth Center
Two N. Main Center
Greenville, SC 29601

(**) Jon C. Moyle, Jr.
Moyle, Flanigan, Katz, Raymond
& Sheehan, P.A.
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301

(**) Rand Currier
Geoff Cookman
Granite Telecommunications, LLC
234 Copeland Street
Quincy, MA

(**) Andrew O. Isar
Miller Isar, Inc.
2901 Skansie Avenue, Suite 240
Gig Harbor, WA 98335

(**) Scott A. Kassman
FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801


Vicki Gordon Kaufman