

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3204
of Sprint Communications, L.P.,)
Overland Park, Kansas, seeking)
approval of an amendment to its)
certificate of public) HEARING OFFICER ORDER
convenience and necessity to) REGARDING OBJECTIONS TO
provide local exchange) DISCOVERY
telecommunications service in)
all exchanges within the State)
of Nebraska in which Sprint is)
not currently certificated.)

Entered: September 15, 2004

BY THE HEARING OFFICER:

On August 20, 2004, the Commission held a prehearing conference in the above-captioned matter. The following parties appeared through their respective legal counsel: Sprint Communications, L.P.; Southeast Nebraska Telephone Company; Benkelman Telephone Company; Arapahoe Telephone Company; Cozad Telephone Company; Curtis Telephone Company; Diller Telephone Company; Glenwood Telephone Membership Corporation; Keystone-Arthur Telephone Company; Plainview Telephone Company; Wauneta Telephone Company; Hartman Telephone Company; Mainstay Communications.

A prehearing conference order was entered on August 23, 2004 establishing the schedule for the above-referenced docket. Based upon the schedule set forth in that Order, the parties exchanged discovery requests on September 3, 2004. On September 10, 2004, Sprint filed Objections to Discovery Request Nos. 5 and 9 from the Intervenor. On the same date, Southeast Nebraska Telephone Company and the remaining Intervenor filed objections to all discovery requests from Sprint with the exception of Request No. 1.12.

Oral argument on the parties' objections was held on September 13, 2004. The hearing officer finds that the Intervenor's objections to Sprint's discovery requests should be sustained as the discovery requests are unduly burdensome and not likely to lead to relevant evidence.

Sprint's objection to Intervenor's Discovery Request No. 5 is also sustained as it is overly broad and unduly burdensome and seeks information not relevant to Sprint's application. The Intervenor's are directed to limit the scope of Discovery Request No. 5 to information directly related to Sprint's technical competency, this would include but is not limited to a

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network diagram describing the method by which Sprint intends to provide the proposed services. Sprint shall not be obligated to produce interconnection agreements with the exception of the agreement already produced in Docket C-3228 between Time Warner and Sprint.

In light of the objections raised and in order to allow the parties sufficient time to respond to the discovery requests, the deadline for responses will be extended to **Tuesday, September 21, 2004.**

O R D E R

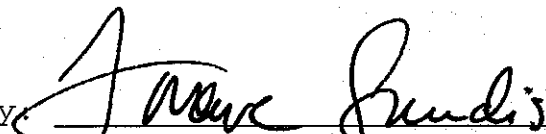
IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Intervenor's Objections to Sprint's Discovery Requests are sustained.

IT IS FURTHER ORDERED that Sprint's objection to the Intervenor's Discovery Request No. 5 is sustained and the Intervenor's are ordered to limit their request in scope as described herein.

IT IS FINALLY ORDERED that the parties shall have until **Tuesday September 21, 2004** to respond to the discovery requests consistent with this order.

MADE AND ENTERED at Lincoln, Nebraska, this 15th day of September 2004.

By:



Frank E. Landis
Hearing Officer