Before the
Federal Communications Commission
Washington, DC 20554

VERIZON FLORIDA LLC, Complainant, v. FLORIDA POWER AND LIGHT COMPANY, Respondent.	)))))))))))	Docket No. 15-73 File No. EB-15-MD-002 Related to Docket No. 14-216 File No. EB-14-MD-003

VERIZON FLORIDA LLC'S OBJECTIONS TO
FLORIDA POWER AND LIGHT COMPANY'S
REQUESTS FOR PRODUCTION OF DOCUMENTS

Complainant Verizon Florida LLC ("Verizon"), pursuant to the Joint Procedural Schedule approved by the Enforcement Bureau on April 16, 2015, respectfully submits the following objections to Respondent Florida Power and Light Company's ("FPL") Requests for Production of Documents ("Requests"), which are attached as Exhibit A.

GENERAL OBJECTIONS

In addition to the specific objections enumerated below, Verizon objects to FPL's Requests as follows:

1. Verizon objects to the Requests because they, along with FPL's forty-seven Requests for Admissions and thirteen Interrogatories, far exceed the "limited discovery" that FPL requested and the Commission authorized. *See* FPL Motion to Allow Discovery ¶ 3 (Apr. 1, 2015).

2. Verizon objects to the Requests because FPL has not shown that the documents sought are both necessary to the resolution of the dispute and not available from any other source. *See*, *e.g.*, 47 C.F.R. § 1.729(b) (requiring respondents in other complaint proceedings to

explain "why the information sought in each interrogatory is both necessary to the resolution of the dispute and not available from any other source"), *id.* § 1.729(h) (providing that discovery in addition to interrogatories – such as document requests – is only available in the Commission's discretion).

3. Verizon objects to the Requests to the extent that they are "employed for the purpose of delay, harassment or obtaining information that is beyond the scope of permissible inquiry related to the material facts in dispute in the pending proceeding." *Id.* § 1.729(a).

4. Verizon objects to the Requests to the extent that they seek documents that are not within Verizon's possession, custody, or control.

5. Verizon objects to the Requests to the extent that they seek documents that are or should be in FPL's possession, custody, or control.

6. Verizon objects to the Requests to the extent that they seek discovery of legal conclusions, contentions, or documents that are publicly available.

7. Verizon objects to the Requests to the extent that they are vague, ambiguous, overbroad, unduly burdensome, oppressive, unreasonably cumulative, or duplicative.

8. Verizon objects to the Requests to the extent that the burden or expense of the production of the requested documents would outweigh any benefit of their production.

9. Verizon objects to the Requests to the extent that they seek documents that are protected from discovery by the attorney-client privilege, the work-product doctrine or any other applicable privilege. Nothing contained in Verizon's objections is intended to, or in any way shall be deemed, a waiver of such available privilege or doctrine. Verizon will not provide privileged or otherwise protected documents.

10. Verizon objects to the Requests to the extent that they seek documents containing confidential or proprietary information. Verizon will not provide responsive, non-privileged documents containing confidential or proprietary information unless it is protected by the terms of a mutually agreeable Confidentiality Agreement.

11. Verizon objects to FPL's definition of "you," "your," and "Verizon" because it is overbroad, unduly expansive and burdensome, and seeks to impose obligations to produce documents that have no relevance to the material facts in dispute in this proceeding. Verizon will not provide non-confidential and non-privileged documents beyond those involving Verizon's joint use relationship with FPL.

12. Verizon objects to the Requests to the extent that they seek to impose requirements or obligations on Verizon in addition to or different from those imposed by the Commission's rules. In responding to the Requests, Verizon will respond as required under the Commission's rules.

13. Verizon reserves the right to change or modify any objection should it become aware of additional facts or circumstances following the filing of these objections.

14. The foregoing general objections are hereby incorporated into each specific objection listed below, and each specific objection is made subject to and without waiver of the foregoing general objections.

SPECIFIC OBJECTIONS TO REQUESTS FOR PRODUCTION

Request No. 1:

All documents used in answering the Interrogatories propounded by FPL upon Verizon.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 2 through 45. Verizon

further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 2:

All documents reviewed or relied upon in providing responses to FPL's Request for Admissions.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 1 and 3 through 45. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 3:

Provide copies of all documents that identify Verizon's engineering process for attaching to FPL's poles, including but not limited to any documents that identify the time it takes Verizon to complete each step of the engineering process, and/or the costs associated with such process.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 4, 5, 6, and 18 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession, are reasonably accessible, and are sufficient to show Verizon's engineering process for its attachments to FPL's poles unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 4:

Provide all engineering documents created for Verizon attachments to FPL utility poles generated for a period of 5 years prior to the termination of the JUA.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 3, 5, 6, and 18 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession, are reasonably accessible, and are sufficient to show Verizon's engineering process for its attachments to FPL's poles unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 5:

Provide copies of documents concerning and/or relating to Verizon's design standards for pole attachments, including but not limited to clearance requirements and sag requirements.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 3, 4, 6, and 18 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession, are reasonably accessible, and are sufficient to show Verizon's engineering standards for its attachments to FPL's poles unless the documents are or should be in FPL's possession or available from a public source.

Request No. 6:

Provide copies of documents that refer to and/or relate to Verizon's mid-span clearance requirements exceeding the requirements of the NESC.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 3, 4, 5, and 18 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting

Affidavits and/or seeks documents that are not relevant to the material facts in dispute in this proceeding. Subject to and without waiver of these objections and the foregoing general objections, to the extent the Request accurately reflects Verizon's position, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession, are reasonably accessible, and are sufficient to show Verizon's engineering standards for its attachments to FPL's poles unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 7:

For a period of five years preceding the termination of the JUA, provide copies of documents reflecting or relating to any exchange of documentation between the parties regarding FPL's review of Verizon's requests to attach to FPL poles and FPL's approval or denial of Verizon's requests to attach.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 8 and 28. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits and/or seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 8:

Please provide copies of documents showing any FPL approval or denial of a Verizon request to attach to an FPL utility pole under the JUA.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 7 and 28. Verizon further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome and seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 9:

Provide copies of all documents showing or relating to the alleged increased transfer costs due to Verizon's location on the lowest 4 feet of the pole.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 11, 12, and 13 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably

accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 10:

Provide copies of all documents relating to or evidencing Verizon's position that the pole owner does not incur more expense to relocate the pole plus its facilities compared to an attacher who avoided pole ownership.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits, seeks documents that are not relevant to the material facts in dispute in this proceeding, and/or seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, to the extent the Request accurately reflects Verizon's position, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 11:

Provide copies of all documents relating to Verizon's allegation that it would have incurred less costs if it attached to a location on the pole other than the lowest four feet.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 9, 12, 13, and 19 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 12:

Provide copies of all calculations performed by Verizon, along with all supporting documentation, evidencing the difference in costs incurred by an attacher on the lowest part of the pole compared to other attachers.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 9, 11, 13, and 19 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 13:

Provide copies of all documents establishing Verizon's costs to transfer facilities from one pole to another.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 9 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 14:

Provide copies of any documents that reflect, refer to or relate to Verizon's assertion that FPL's indemnification provision typically found in its license agreement for other attachers that imposes liability on the licensee for FPL's wrongful conduct is unenforceable.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits and/or seeks documents that are or should be within FPL's possession or is available from public sources. Verizon also objects to this Request because it seeks discovery of legal authority that is available to FPL from public sources and because it calls for Verizon's knowledge of the "indemnification provision typically found in [FPL's]

license agreement for other attachers." Verizon asked FPL to produce its license agreements with other attachers and FPL refused.

Request No. 15:

Provide copies of documents supporting Verizon's statement that FPL "always" extends its rights-of-way to attachers.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 16 and 17. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits and/or seeks documents that are or should be within FPL's possession or is available from public sources. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 16:

Provide copies of documents concerning and relating to Verizon's process and costs associated with obtaining rights-of-way.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 15 and 17. Verizon

further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are or should be in FPL's possession or is available from public sources. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 17:

Provide copies of documents concerning, relating or evidencing to the rights-of-way, easements and franchise agreements that Verizon has obtained underlying all attachments on FPL's poles.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 15 and 16 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding and/or seeks documents that are or should be within FPL's possession or is available from public sources. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 18:

Provide copies of Verizon's construction standards and associated procedures/processes/costs that are associated with any FPL owned pole with Verizon attached and any Verizon owned pole with FPL attached. This request includes but is not limited to documents that identify such components as (but is not limited to) pole size, wind-load calculations, coordinating with pole owner or attacher, and pole installation inspections.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Requests No. 3, 4, 5, and 6 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding and/or seeks documents that are or should be within FPL's possession or is available from public sources. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession, are reasonably accessible, and are sufficient to show Verizon's engineering process and engineering standards for its attachments to FPL's poles unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 19:

In regard to paragraph 54 of Verizon's Complaint, for all FPL/Verizon joint use poles, provide copies of all documentation reflecting, referring to or evidencing Verizon's assertion that Verizon's facilities are harmed more often than others by those working above its facilities.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 11 and 12 and further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 20:

Provide copies of all documents and sources used, prepared or presented in Verizon's analysis of the 2011 pole attachment survey in Verizon's shared territory with FPL, including but not limited to the calculation of the number of attaching entities on FPL poles with and without Verizon attached and the average height of FPL poles.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding and/or seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's

possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 21:

Provide copies of all documents and sources that were relied upon and used to support the calculation of Verizon's use of 1.25 feet per pole on average in FPL's territory, which request also includes, but is not limited to, the documents that show the actual calculation.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 22. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits. Subject to and without waiver of these objections and the foregoing general objections, to the extent the Request accurately reflects Verizon's position, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 22:

Provide copies of all documents reflecting, relating to or evidencing the amount of space actually used or occupied by Verizon on each FPL pole to which Verizon is attached.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 21. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 23:

Provide copies of all documents reflecting, relating to or evidencing the number of Verizon's attachments on each FPL pole to which Verizon is attached.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 24:

Provide copies of all documents and sources that were relied upon or used to determine the number of Verizon competitors on FPL poles including but not limited to the documents that show the actual calculation.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits. Subject to and without waiver of these objections and the foregoing general objections, to the extent the Request accurately reflects Verizon's position, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 25:

Provide copies of all documents and sources that were relied upon and used by Verizon, to calculate FPL's average pole height for poles where there are no attachers, other than FPL, which request also includes, but is not limited to, the documents that show the actual calculation.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's

possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 26:

Provide copies of all documents over the last five years that show the cost to Verizon's competitors to change a Verizon pole out to a taller stronger Verizon pole that would accommodate Verizon's competitor on the replacement pole.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 27:

Provide copies of all documents showing Verizon is currently attached to any / all FPL poles set in 1975 or earlier.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon further objects to this Request because it seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will

produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 28:

Provide copies of all documents that show it takes Verizon no less than 27 days to have an attachment approved by FPL.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 7 and 8. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Verizon also objects to this Request because it may not accurately reflect any argument or statement in Verizon's Complaint or supporting Affidavits and/or seeks documents that are or should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, to the extent the Request accurately reflects Verizon's position, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and that are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 29:

Copies of all communications between Calnon and others that relate to the testimony contained in the affidavit filed with the FCC Complaint.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 30, 31, and 32. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged written communications between Dr. Mark S. Calnon and others related to the testimony contained in his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter.

Request No. 30:

Provide copies of all communications by, from, between or among Mark Calnon and others that relate to the testimony contained in his affidavits filed with the FCC.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 29, 31, and 32. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged written communications between Dr. Mark S. Calnon and others related to the testimony contained in his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter.

Request No. 31:

Provide copies of all documents and sources that Mark Calnon reviewed or relied upon in connection with rendering his opinions and supporting his affidavits.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 29, 30, and 32. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that Dr. Mark S. Calnon reviewed or relied upon to draft his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter, unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 32:

Provide copies of all documents and sources that support Mark Calnon's calculations, including any notes and worksheets.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 29, 30, and 31. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that Dr. Mark S. Calnon reviewed or relied upon to support his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this

matter, unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 33:

Provide copies of all documents and sources that support the statements, opinions and calculations asserted in the affidavit of Timothy Tardiff.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 34. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that Dr. Timothy J. Tardiff reviewed or relied upon to support his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter, unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 34:

Provide copies of all communications by, from, between or among Timothy Tardiff and others that relate to his affidavit filed in this matter.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 33. Verizon further objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or

seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged written communications between Dr. Timothy J. Tardiff and others related to the testimony contained in his March 13, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter.

Request No. 35:

Provide copies of all documents and sources that support the statements, opinions and calculations asserted in the affidavit of Steven Lindsay.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, unduly burdensome, and/or seeks confidential and/or privileged documents. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that Steven R. Lindsay reviewed or relied upon to support his March 12, 2015 Affidavit, which was filed in support of Verizon's Complaint in this matter, unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 36:

Provide copies of all requests by Verizon to FPL to set new poles under the JUA.

Objections:

Verizon objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon further objects to this Request because it seeks documents that are not relevant to the material facts in dispute in this proceeding and/or seeks documents that are or

should be within FPL's possession. Subject to and without waiver of these objections and the foregoing general objections, Verizon will produce responsive, relevant, non-confidential, non-privileged documents that are in Verizon's possession and are reasonably accessible unless the documents are or should be in FPL's possession or are available from a public source.

Request No. 37:

Provide copies of any memoranda, reports, notes, business plans, or other documents that relate to whether Verizon choses or chose to set new poles or just attach to FPL poles.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 38, 39, 40, 41, 42, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon further objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 38:

Provide copies of any and all Verizon strategic planning documents relating to the planning, budgeting, construction, and utilization of poles and pole networks, and pole network costs during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 39, 40, 41, 42, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly

burdensome. Verizon further objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 39:

Provide copies of all Verizon capital planning and budgeting documentation, including information relating to the use of corporate resources for poles and pole network construction, and period costs for access to poles and pole networks during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 38, 40, 41, 42, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 40:

Provide copies of all Verizon budgeting, cost analyses, and opportunity cost analyses of poles and pole networks owned and accessed through joint use agreements or third party attachments during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 38, 39, 41, 42, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly

burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 41:

Provide copies of documents concerning or relating to Verizon's analyses of budgeting and the use of corporate resources concerning poles and pole networks owned and accessed through joint use agreements or third party attachments, alternatives for those corporate resources, opportunity costs associated with those resources during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 38, 39, 40, 42, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 42:

Provide copies of documents concerning or relating to Verizon's analyses of the cost and use of poles and pole networks owned and accessed through joint use agreements or third party attachments during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 38, 39, 40, 41, and 43 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly

burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 43:

Provide copies of documents concerning or relating to Verizon's cost of service analyses that reflect the cost of distribution networks including poles and pole networks, whether owned, subject to joint use agreements, and leased attachments during the time period of the joint use relationship between the parties.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request Nos. 37, 38, 39, 40, 41, and 42 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 44:

Provide copies of all documents of Verizon that relate to or concern Verizon's average incremental borrowing rate over the past five years.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 45 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Request No. 45:

Provide copies of all documents of Verizon that relate to or concern its capital annual budgeting structure including information relating to cash management and borrowing needs.

Objections:

Verizon objects to this Request because it is unreasonably cumulative and duplicative in that the documents appear to have also been requested in Request No. 44 and further objects to this Request because it is vague, ambiguous, overbroad, and unduly burdensome. Verizon also objects to this Request because it seeks confidential and privileged documents that are not relevant to the material facts in dispute in this proceeding.

Respectfully submitted,

By: _____

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Attorneys for Verizon Florida LLC

Dated: April 27, 2015

CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2015, I caused a copy of the foregoing Objections to FPL's Requests for Production of Documents to be filed via the Federal Communications Commission's Electronic Comment Filing System and to be served on the following (service method indicated):

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Rosemary McEnery, Deputy Division Chief
Lia Royle, Commission Counsel
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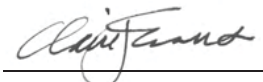

Claire J. Evans

Exhibit A

Before the
Federal Communications Commission
Washington, DC 20554

VERIZON FLORIDA LLC, Complainant, v. FLORIDA POWER & LIGHT COMPANY, Respondent.	)	Docket No. 15-73 File No. EB-15-MD-002 Related to Docket No. 14-216 File No. EB-14-MD-003

FLORIDA POWER & LIGHT COMPANY'S REQUEST FOR PRODUCTION OF DOCUMENTS TO VERIZON FLORIDA LLC

Respondent Florida Power & Light Company ("FPL"), pursuant to the Joint Schedule approved by the Enforcement Bureau of the Federal Communication Commission, hereby requests that Verizon Florida LLC ("Verizon") produce the documents, as defined and specified herein, and deliver the documents to offices of FPL's counsel, Eckert Seamans Cherin and Mellott, LLC, 1717 Pennsylvania Ave., NW, Ste. 1200, Washington, DC 20006, by the date specified in the Joint Schedule.

DEFINITIONS

1. As used herein, the term "you" or "your" or "Verizon" means "Verizon Florida LLC, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

2. The terms/phrases "referring to," "relating to" and/or "concerning," as used herein, shall be interpreted broadly and shall include, but not be limited to, the following meanings: constituting, comprising, evidencing, reflecting, respecting, discussing, referring to, stating, describing, recording, noting, considering, embodying, evaluating, analyzing, mentioning, containing, concerning, regarding, indicating, pertaining to, showing, bearing upon, studying, memorializing, or commenting upon, or any other term synonymous with or similar to the foregoing.

3. "State" and "describe" mean to set forth a complete and detailed statement of all information, circumstances and facts that refer to, relate to, reflect, comprise or bear upon the matter concerning which information is requested.

4. The terms "identify'' and "identification" when used in reference to an individual person mean to state his or her full name, business telephone numbers, business addresses if known, and his or her present or last known title, position and business affiliation.

5. The terms "identify'' and "identification" when used in reference to a person other than a natural person mean to state the full and official name of the business entity, its principal place of business, and the main telephone number of such business entity.

6. The terms "identify" and "identification" when used in reference to a document mean to state its date, type (e.g., memo, telecopy, email), and its authors, addressees, title, if any, and, if no title, a brief description of the subject matter of the document and its present or last known location and custodian. If any document once was, but is no longer, in your possession, custody, or control, state what disposition was made of it and the reason for such disposition.

7. The terms "identify" and "identification" when used in reference to any act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation,

occasion, occurrence, meeting, representation, agreement or communication, mean to: (a) describe the nature and substance of the act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication; (b) state the date when and place where it occurred; and (c) identify each person who was a participant therein.

8. The term "and" also means "or"; the term "or" also means "and."

9. The term "each" also means "every" and the term "every" also means "each."

10. The term "all" also means "any" and the term "any" also means "all."

11. The term "identify" when used with reference to a person or persons, means to state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

12. The term "Document" means the complete original (or in lieu thereof, exact copies of the original) and any non-identical copy (whether different from the original because of notations on the copy or otherwise), regardless of origin or location, of any taped, recorded, transcribed, written, typed, printed, filmed, videotaped, punched, computer-stored, or graphic matter of every type and description, however and by whomever prepared, produced, disseminated, or made, including but not limited to any book, pamphlet, periodical, contract, agreement, correspondence, letter, facsimile, e-mail, file, invoice, memorandum, note, telegram, report, record, handwritten note, working paper, routing slip, chart, graph, photograph, paper, index, map, tabulation, manual, guide, outline, script, abstract, history, calendar, diary, agenda, minutes, marketing plan, research paper, preliminary drafts, or versions of all of the above, and computer material (print-outs, cards, magnetic or electronic tapes, disks and such codes or

instructions as will transform such computer materials into easily understandable form) in the possession, custody, or control of Verizon.

13. "Discussion" means any assembly, congregation, encounter, meeting or conversation between or among two or more individuals for any purpose, whether or not planned, arranged, or scheduled in advance. "Discussion" includes, without limitation, all oral communications, whether or not in person, by telephone (including voicemails and similar recordings), or otherwise, and electronic communications (including emails) between two or more individuals.

14. "Communication" means any discussion or any written or electronic correspondence or recorded voice message of any kind.

15. "Employee" means any director, trustee, officer, employee, partner, corporate parent, subsidiary, affiliate or servant of the designated entity, whether active or retired, full-time or part-time, current or former, and compensated or not.

16. "Representative" means any consultant, expert, attorney, contractor or other individual or entity engaged by the designated entity to perform some task or assignment for the entity.

17. "Entity" means any corporation, company, partnership, proprietorship, joint venture, or business, as well as any governmental unit.

18. "Person" means any natural person or legal entity, including but not limited to any corporation, partnership, proprietorship, firm, trust, association, government entity, organization, or group of persons.

19. "JUA" refers to the Joint Use Agreement between FPL and Verizon, entered in 1975 and amended in 1978.

INSTRUCTIONS

1. The singular of a term includes the plural number and vice versa, any use of gender includes both genders, and a verb tense includes all other verb tenses where the clear meaning is not distorted by addition of another tense or tenses.

2. With regard to each answer, identify the person(s) or document(s) relied upon in determining the substance of the answer.

3. Unless otherwise specified, supply all annual data requested on a calendar-year basis; if any basis other than a calendar-year basis is used, such as to accommodate a fiscal-year basis, state as part of the response the nature and type of the basis so used.

4. Unless otherwise specified, supply all information requested for the period commencing five years prior to termination of the JUA through the present.

REQUESTS FOR PRODUCTION

1. All documents used in answering the Interrogatories propounded by FPL upon Verizon.

2. All documents reviewed or relied upon in providing responses to FPL's Request for Admissions.

3. Provide copies of all documents that identify Verizon's engineering process for attaching to FPL's poles, including but not limited to any documents that identify the time it takes Verizon to complete each step of the engineering process, and/or the costs associated with such process.

4. Provide all engineering documents created for Verizon attachments to FPL utility poles generated for a period of 5 years prior to the termination of the JUA.

5. Provide copies of documents concerning and/or relating to Verizon's design standards for pole attachments, including but not limited to clearance requirements and sag requirements.

6. Provide copies of documents that refer to and/or relate to Verizon's mid-span clearance requirements exceeding the requirements of the NESC.

7. For a period of five years preceding the termination of the JUA, provide copies of documents reflecting or relating to any exchange of documentation between the parties regarding FPL's review of Verizon's requests to attach to FPL poles and FPL's approval or denial of Verizon's requests to attach.

8. Please provide copies of documents showing any FPL approval or denial of a Verizon request to attach to an FPL utility pole under the JUA.

9. Provide copies of all documents showing or relating to the alleged increased transfer costs due to Verizon's location on the lowest 4 feet of the pole.

10. Provide copies of all documents relating to or evidencing Verizon's position that the pole owner does not incur more expense to relocate the pole plus its facilities compared to an attacher who avoided pole ownership.

11. Provide copies of all documents relating to Verizon's allegation that it would have incurred less costs if it attached to a location on the pole other than the lowest four feet

12. Provide copies of all calculations performed by Verizon, along with all supporting documentation, evidencing the difference in costs incurred by an attacher on the lowest part of the pole compared to other attachers.

13. Provide copies of all documents establishing Verizon's costs to transfer facilities from one pole to another.

14. Provide copies of any documents that reflect, refer to or relate to Verizon's assertion that FPL's indemnification provision typically found in its license agreement for other attachers that imposes liability on the licensee for FPL's wrongful conduct is unenforceable.

15. Provide copies of documents supporting Verizon's statement that FPL "always" extends its rights-of-way to attachers.

16. Provide copies of documents concerning and relating to Verizon's process and costs associated with obtaining rights-of-way.

17. Provide copies of documents concerning, relating or evidencing to the rights-of-way, easements and franchise agreements that Verizon has obtained underlying all attachments on FPL's poles.

18. Provide copies of Verizon's construction standards and associated procedures/processes/costs that are associated with any FPL owned pole with Verizon attached and any Verizon owned pole with FPL attached. This request includes but is not limited to documents that identify such components as (but is not limited to) pole size, wind-load calculations, coordinating with pole owner or attacher, and pole installation inspections.

19. In regard to paragraph 54 of Verizon's Complaint, for all FPL/Verizon joint use poles, provide copies of all documentation reflecting, referring to or evidencing Verizon's assertion that Verizon's facilities are harmed more often than others by those working above its facilities.

20. Provide copies of all documents and sources used, prepared or presented in Verizon's analysis of the 2011 pole attachment survey in Verizon's shared territory with FPL, including but not limited to the calculation of the number of attaching entities on FPL poles with and without Verizon attached and the average height of FPL poles.

21. Provide copies of all documents and sources that were relied upon and used to support the calculation of Verizon's use of 1.25 feet per pole on average in FPL's territory, which request also includes, but is not limited to, the documents that show the actual calculation.

22. Provide copies of all documents reflecting, relating to or evidencing the amount of space actually used or occupied by Verizon on each FPL pole to which Verizon is attached.

23. Provide copies of all documents reflecting, relating to or evidencing the number of Verizon's attachments on each FPL pole to which Verizon is attached.

24. Provide copies of all documents and sources that were relied upon or used to determine the number of Verizon competitors on FPL poles including but not limited to the documents that show the actual calculation.

25. Provide copies of all documents and sources that were relied upon and used by Verizon, to calculate FPL's average pole height for poles where there are no attachers, other than FPL, which request also includes, but is not limited to, the documents that show the actual calculation.

26. Provide copies of all documents over the last five years that show the cost to Verizon's competitors to change a Verizon pole out to a taller stronger Verizon pole that would accommodate Verizon's competitor on the replacement pole.

27. Provide copies of all documents showing Verizon is currently attached to any / all FPL poles set in 1975 or earlier.

28. Provide copies of all documents that show it takes Verizon no less than 27 days to have an attachment approved by FPL.

29. Copies of all communications between Calnon and others that relate to the testimony contained in the affidavit filed with the FCC Complaint.

30. Provide copies of all communications by, from, between or among Mark Calnon and others that relate to the testimony contained in his affidavits filed with the FCC.

31. Provide copies of all documents and sources that Mark Calnon reviewed or relied upon in connection with rendering his opinions and supporting his affidavits.

32. Provide copies of all documents and sources that support Mark Calnon's calculations, including any notes and worksheets.

33. Provide copies of all documents and sources that support the statements, opinions and calculations asserted in the affidavit of Timothy Tardiff.

34. Provide copies of all communications by, from, between or among Timothy Tardiff and others that relate to his affidavit filed in this matter.

35. Provide copies of all documents and sources that support the statements, opinions and calculations asserted in the affidavit of Steven Lindsay

36. Provide copies of all requests by Verizon to FPL to set new poles under the JUA.

37. Provide copies of any memoranda, reports, notes, business plans, or other documents that relate to whether Verizon choses or chose to set new poles or just attach to FPL poles.

38. Provide copies of any and all Verizon strategic planning documents relating to the planning, budgeting, construction, and utilization of poles and pole networks, and pole network costs during the time period of the joint use relationship between the parties.

39. Provide copies of all Verizon capital planning and budgeting documentation, including information relating to the use of corporate resources for poles and pole network construction, and period costs for access to poles and pole networks during the time period of the joint use relationship between the parties.

40. Provide copies of all Verizon budgeting, cost analyses, and opportunity cost analyses of poles and pole networks owned and accessed through joint use agreements or third party attachments during the time period of the joint use relationship between the parties.

41. Provide copies of documents concerning or relating to Verizon's analyses of budgeting and the use of corporate resources concerning poles and pole networks owned and accessed through joint use agreements or third party attachments, alternatives for those corporate resources, opportunity costs associated with those resources during the time period of the joint use relationship between the parties.

42. Provide copies of documents concerning or relating to Verizon's analyses of the cost and use of poles and pole networks owned and accessed through joint use agreements or third party attachments during the time period of the joint use relationship between the parties.

43. Provide copies of documents concerning or relating to Verizon's cost of service analyses that reflect the cost of distribution networks including poles and pole networks, whether owned, subject to joint use agreements, and leased attachments during the time period of the joint use relationship between the parties.

44. Provide copies of all documents of Verizon that relate to or concern Verizon's average incremental borrowing rate over the past five years.

45. Provide copies of all documents of Verizon that relate to or concern its capital annual budgeting structure including information relating to cash management and borrowing needs.

Respectfully submitted,

By: _____

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Attorneys for Florida Power and Light Company

Dated: April 17, 2015

:2235798

CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2015, I caused a copy of the foregoing Request for Production of Documents to be served on the following (service method indicated):

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