

Honorable J. Kathleen Learned

FILED
KING COUNTY, WASHINGTON

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SENIOR COURT CLERK
KING COUNTY, WASHINGTON
DEPUTY

SUPERIOR COURT OF WASHINGTON IN AND FOR KING COUNTY

SANDY JUDD, TARA HERIVEL and
ZURAYA WRIGHT, for themselves, and on
behalf of all similarly situation persons,

Plaintiffs,

v.

AMERICAN TELEPHONE AND
TELEGRAPH COMPANY, et al.

Defendants.

No. 00-2-17565-5-SEA

Denying in Part
ORDER ~~GRANTING~~ DEFENDANT
T-NETIX, INC.'S MOTION TO DISMISS
FIRST AMENDED COMPLAINT - CLASS
ACTION *and Granting in Part*
and Referring to WOTC.
~~(PROPOSED)~~

THIS MATTER having come before the undersigned judge of the above-entitled Court, and the Court having reviewed the Motion to Dismiss Complaint brought by Defendant T-Netix, Inc., and *responses, reply and Supplemental Memoranda of the parties* the pleadings and records in this action, and the Court having heard oral argument of counsel and being otherwise fully informed with respect to this matter,

IT IS HEREBY ORDERED that Defendant T-Netix' Motion to Dismiss *is granted in part only and the matter is referred to the Washington* ~~the First Amended Complaint - Class Action~~ is hereby ~~DISMISSED~~ with prejudice.

Utilities and Transportation Commission (WOTC) for further proceeding to determine if T-Netix has violated WOTC regulations. CPA claims and any award of monetary damages are stayed pending WOTC action.

ORDER OF DISMISSAL - 1

BADGLEY - MULLINS

LAW GROUP

5100 Washington Mutual Tower
1201 Third Avenue
Seattle, WA
Telephone **Page 409**
Fax (206) 621-7000

Further, T-Netix's Motion to Dismiss claims related to
interstate & inc are dismissed now in federal pre-emptive,
class action issues are stayed pending WUTC action
DONE IN OPEN COURT this 6 day of ~~August~~
November, 2000.

J. Kathleen Learned
The Honorable J. Kathleen Learned

5 Presented by:

6 BADGLEY ~ MULLINS LAW GROUP

PATTON BOGGS LLP

8 By Diana P. Danzberger
Donald H. Mullins, WSBA #4966
Diana P. Danzberger, WSBA # 24818
Attorneys for Defendant T-Netix, Inc.

Glenn B. Manishin
Stephanie A. Joyce
2550 M Street, N.W., Suite 2550
Washington, D.C. 20037
Attorneys for Defendant T-Netix, Inc.

12 Approved as to form;
13 Approved for entry:

14 SIRIANNI & YOUTZ

16 By _____
17 Chris R. Youtz, WSBA # _____
18 Attorneys for Plaintiffs

19 STOKES LAWRENCE, P.S.

21 By _____
22 Kelly Twiss Noonan, WSBA # _____
23 Attorneys for Defendant AT&T

24 STOEL RIVES LLP

26 By _____
Timothy J. O'Connell, WSBA # _____

ORDER OF DISMISSAL - 2

1 Attorneys for Defendant Verizon (formerly GTE)

2

3 PRESTON GATES & ELLIS LLP

4

5 By Carol S. Arnold, WSBA 18474
6 Attorneys for Defendants
7 CenturyTel of Washington, Inc.,
8 d/b/a/ Centurytel, on behalf of named defendants
9 CenturyTel Telephone Utilities, Inc. and
10 North-West Communications, Inc.

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ORDER OF DISMISSAL - 3