

BEFORE THE  
WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION

SANDY JUDD and TARA HERIVEL,

Complainants,

v.

AT&T COMMUNICATIONS OF THE  
PACIFIC NORTHWEST, INC., and T-NETIX,  
INC.,

Respondents.

Docket No. UT-042022

**T-NETIX, INC. MOTION FOR  
LEAVE TO FILE REPLY IN  
SUPPORT OF MOTION TO STRIKE  
AND/OR EXCLUDE EXHIBIT A TO  
COMPLAINANTS' RESPONSE TO  
BENCH REQUEST NO. 7**

Respondent T-Netix, Inc. ("T-Netix"), pursuant to WAC 480-07-375(1)(d) and through counsel, hereby moves for leave to file a brief reply in support of its Motion to Strike and/or Exclude Exhibit A to Complainants' Response to Bench Request No. 7 filed October 27, 2010 ("Motion to Strike"). T-Netix respectfully requests this leave in order to clarify the record in two respects: (1) T-Netix has not alleged any "discovery abuse" by Complainants with respect to the Columbia Legal Services purported telephone bills that comprise Exhibit A to Complainants' Responses to Bench Request No. 7; and (2) no class has been certified in the underlying civil action, and thus Columbia Legal Services' status as "putative class member" does not entitle Complainants to enter new evidence about this non-party.

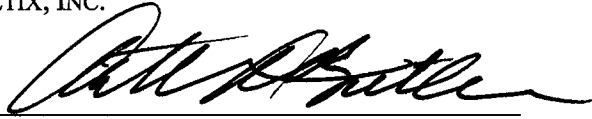
The Commission will grant parties leave to respond for "good cause." Washington Utilities and Transportation Commission v. Avista Corporation d/b/a Avista Utilities, Docket Nos. UE-080416, UG-080417, Order No. 4, 2008 WL 3845288 (Aug. 8, 2008). For example,

leave will be granted where a party offers "additional information on which to base our decision." In the Matter of the Petition of Qwest Corporation For an Alternative Form of Regulation Pursuant to RCW 80.36.135, Docket No. UT-061625, Order No. 18, 2009 WL 3939980 (Nov. 12, 1999). T-Netix wishes to ensure that the Commission is fully apprised of the posture of the underlying civil action from which this primary jurisdiction referral arose, and to ensure that T-Netix is not misconstrued to have lodged allegations of discovery misconduct with regard to the Columbia Legal Services telephone bills. This request is thus supported by good cause in keeping with Commission precedent.

The form of Reply is appended hereto as Attachment A.

DATED this 9th day of November, 2010.

T-NETIX, INC.

By: 

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## CERTIFICATE OF SERVICE

I hereby certify that I have this 9th day of November 2010, served via e-filing a true and correct copy of the foregoing, with the WUTC Records Center. The original, along with the correct number of copies (5), of the foregoing document will be delivered to the WUTC, via the method(s) noted below, properly addressed as follows:

David Danner	<input type="checkbox"/>	Hand Delivered
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I hereby certify that I have this 9th day of November 2010, served a true and correct copy of the foregoing document upon parties of record, via the method(s) noted below, properly addressed as follows:

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