

September 19, 2005

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Carol J. Washburn
Executive Secretary
Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7250

Ann E. Rendahl, ALJ
Washington Utilities and Transportation Commission
1300 S Evergreen Park Drive SW
PO Box 47250
Olympia, WA 98504-7250

Re: Judd, et al. v. AT&T Communications of the Pacific Northwest, Inc. and
T-Netix, Inc.
WUTC Docket No. UT-042022

Dear Ms. Washburn and Judge Rendahl:

On September 7, 2005, T-NETIX filed a motion to dismiss this proceeding on the basis that Judge Jeffrey Ramsdell of the King County Superior Court had entered an order granting T-Netix's motion for summary judgment dismissing King County Cause No. 00-2-17565-5 SEA. T-Netix's papers filed in support of that summary judgment motion were provided to the Commission in conjunction with T-Netix's September 7 motion to dismiss. Those summary judgment motion papers asked the Court to include rescission of the WUTC referral upon which this proceeding is based. Although it is not stated explicitly in the language of the Court's order granting summary judgment, T-Netix believes that rescission of the WUTC referral was implicit in the Court's order.

Complainants, however, in their response to T-Netix's motion to dismiss, are now disputing the status of the matter before the Commission. They have asked that the Commission proceeding remain open, despite the Court's entry of summary judgment in T-Netix's favor.

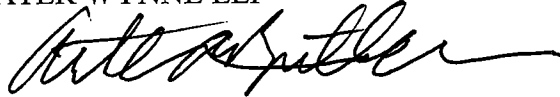
Please be advised that, in order to make it absolutely clear that the relief T-Netix sought—which included rescission of the referral to the WUTC—has been granted, T-Netix has today filed a Motion for Clarification of Order with the King County Superior Court. A copy of that motion is attached for your information.

Carol J. Washburn
The Honorable Ann E. Rendahl
September 19, 2005
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Please feel free to contact our office if you have any questions.

Sincerely,

ATER WYNNE LLP

A handwritten signature in black ink, appearing to read "Arthur A. Butler", written in a cursive style.

Arthur A. Butler

Enclosures

cc w/encl: All Parties of Record