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September 26, 2005

VIA E-MAIL AND FEDERAL EXPRESS

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

Ann E. Rendahl
Administrative Law Judge
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. S.W.
Olympia, WA 98504-7250

Re: Judd and Herivel v. AT&T and T-Netix,
WUTC Docket No. UT-042022

Dear Ms. Washburn and Judge Rendahl:

On September 7, 2005, T-Netix moved to dismiss this proceeding on the ground that the King County Superior Court granted T-Netix's motion for summary judgment, finding that Complainants lack standing to pursue their claims. Pursuant to Judge Rendahl's Notice of Opportunity to Respond to T-Netix's Motion to Dismiss, AT&T filed its response on September 19. In its response, AT&T explained that it would file with the Superior Court a motion to clarify the order granting T-Netix's motion for summary judgment, asking the Superior Court to explicitly state the effect of its no-standing finding, *i.e.*, that Complainants' claims against both T-Netix and AT&T must be dismissed. I have attached the motion to clarify that AT&T filed with the Superior Court on September 22.

Please feel free to contact me if you have any questions or require further information. Thank you for your cooperation.

Sincerely,

David C. Scott



Carol J. Washburn
Ann E. Rendahl
September 26, 2005
Page 2

Enclosure

cc: Jonathan P. Meier
Glenn B. Manishin
Stephanie A. Joyce
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