

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

**JOINT MOTION FOR PERMISSION
TO FILE REPLY**

1. Complainants Judd and Herivel and Respondents AT&T Communications of the Pacific Northwest, Inc. ("AT&T) and T-Netix, Inc. request permission to file replies to various responses filed on December 12, 2008. Specifically, Complainants request permission to file a reply to T-Netix's response to Complainants' Motion to Compel; AT&T requests permission to file a reply to T-Netix's response to AT&T's Motion to Compel; and T-Netix requests permission to file a reply to Complainants' response to T-Netix's Motion for Protective Order.

2. In support of its request, Complainants say that its requested reply memorandum is necessary to address issues raised by T-Netix in its response, including its claim that Complainants did not request information regarding rate disclosure and did not specifically request emails.

3. In support of its request, AT&T says that its requested reply memorandum is

necessary to address issues raised by T-Netix in its response, including its claim that the equipment and services provided by T-Netix at each institution is not relevant to determining which party, if any, served as the OSP within the meaning of the WUTC's rules for interLATA calls from the institutions at issue.

4. In support of its request, T-Netix says that its requested reply memorandum is necessary to address issues raised by Complainants, including, among other things, (1) whether the fact that the Complainants filed a motion for class certification affects the scope of the referral to the Commission; (2) whether the reinstatement of the referral limits the referral to only those issues originally referred to the Commission in November 2000 and to the institutions from which Complainants allegedly received inmate calls; (3) whether it would be inefficient for the Commission to consider only information relating to the four institutions from which Complainants allegedly received inmate calls; (4) whether the information sought by Complainants in their discovery requests directed to T-Netix goes to class certification issues that are beyond the issues that directly affect the Complainants; and (5) whether past T-Netix responses to discovery requests limit T-Netix's right to object to Complainants' requests for information related to all institutions in the State even though Complainants allege they received inmate calls from only four of those institutions.

5. All of the parties believe that their respective replies they have requested permission to file would be helpful to the Commission in resolving the underlying motions, and none of the parties object to the requests for permission to file replies made by the other parties.

6. Accordingly, Complainants, AT&T, and T-Netix request that the Commission grant their respective requests and order that replies be filed within five business days of the order granting this Joint Motion.

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Respectfully Submitted: December 16, 2008.

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CERTIFICATE OF SERVICE

I hereby certify that I have this 16th day of December, 2008, 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 (4), of the foregoing document will be delivered to the WUTC, via the method(s) noted below, properly addressed as follows:

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I hereby certify that I have this 16th day of December, 2008, 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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