

**March 4, 2010**

**NOTICE OF BENCH REQUEST  
(T-Netix's filing due by Thursday, March 11, 2010)**

RE: *Sandy Judd and Tara Herivel, Complainants, v. AT&T Communications of the Pacific Northwest, Inc., and T-Netix, Inc.*, Docket UT-042022

The Washington Utilities and Transportation Commission (Commission) seeks information in the form of the following bench request from T-Netix, Inc. (T-Netix) relating to the Amended Motions for Summary Determination (Amended Motions) filed by T-Netix and AT&T Communications of the Pacific Northwest, Inc. (AT&T):

**BENCH REQUEST NO. 4:**

AT&T filed its Amended Motion on August 24, 2009. T-Netix filed its Amended Motion on August 27, 2009. Both Amended Motions allege that each movant was not the operator service provider (OSP) for any of the calls Sandy Judd and Tara Herivel (Complainants) received and that neither company violated the Commission's regulations.

The Commission's regulation, WAC 480-120-141, required the OSP to provide the consumer with rate disclosure information. As T-Netix states, it provided the P-III Premise software platform for the calls in question.<sup>1</sup> T-Netix also explains that the platform verbalized some information to the consumer.<sup>2</sup>

Please indicate whether, from June 1996 through December 2000, the P-III Premise platform was capable of: 1) providing consumers with instructions on how to receive rate quotes and 2) providing consumers with rate quotes.

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<sup>1</sup>*Sandy Judd and Tara Herivel, Complainants, v. AT&T Communications of the Pacific Northwest, Inc., and T-Netix, Inc., Respondents*, T-Netix's Amended Motion, ¶ 11, Docket UT-042022 (August 27, 2009).

<sup>2</sup>*Id.* T-Netix's Motion, ¶ 30, Docket UT-042022 (July 28, 2005).

Please respond to this Bench Request no later than Thursday, **March 11, 2010**, with an original and **five (5)** copies. If you have any questions concerning these requests, please contact Administrative Law Judge Marguerite E. Friedlander at 360-664-1285, or via e-mail at [mfriedla@utc.wa.gov](mailto:mfriedla@utc.wa.gov).

Sincerely,

MARGUERITE E. FRIEDLANDER  
Administrative Law Judge

cc: All Parties