

VIA ECFS AND IBFS

July 24, 2017

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: **Notice of Ex Parte – WC Docket No. 17-126; ITC-T/C-20170511-00094; ITC-T/C-20170511-00095 - Securus Investment Holdings, LLC; Securus Technologies, Inc.; T-NETIX, Inc.; and T-NETIX Telecommunications Services, Inc.**

Dear Ms. Dortch:

Dennis Reinhold, Vice President, General Counsel, and Secretary of Securus Investment Holdings, LLC, Securus Technologies, Inc., T-NETIX, Inc., and T-NETIX Telecommunications Services, Inc. (collectively “STI”); Paul C. Besozzi and Koyulyn K. Miller, counsel to STI; and William Wilhelm, counsel for SCRS Acquisition Corporation (“SCRS”) (collectively, “Applicants”), met with several Federal Communications Commission (“FCC” or “Commission”) staff regarding the pending request for approval of the indirect transfer of control of STI’s domestic and international Section 214 authority¹

¹ *Joint Application of Securus Investment Holdings, LLC, Transferor, Securus Technologies, Inc., Licensee T-NETIX, Inc., Licensee T-NETIX Telecommunications Services, Inc., Licensee, and SCRS Acquisition Corporation For Grant of Authority Pursuant to Section 214 of the Communications Act of 1934, as amended, and Sections 63.04 of the Commission’s Rules to Transfer Indirect Ownership and Control of Licensees to SCRS Acquisition Corporation, WC Docket 17-126 (filed May 11, 2017), ITC-T/C-20170511-00094, ITC-T/C-20170511-00095 (filed May 11, 2017) (“Joint Application”).*

through a parent-level transaction (“Transaction”). The primary purpose of the meetings was to discuss issues raised by petitioners seeking to deny or delay approval of the pending Joint Application (“Petitioners”).²

Specifically, on July 20, 2017, Messrs. Reinhold, Besozzi, and Wilhelm, and Ms. Miller met with Madeline Findley, Deputy Chief, Wireline Competition Bureau, as well as staff in the Competition Policy Division of the Wireline Competition Bureau: Daniel Kahn, Division Chief; Jodie May, Assistant Division Chief; and Sherwin Siy, Special Counsel.

On the same day, Messrs. Reinhold, Besozzi, and Wilhelm, and Ms. Miller met with Jay Schwarz, Wireline Advisor, and Kristine Fargotstein, Acting Legal Advisor in the Office of Chairman Ajit Pai.

By and through the undersigned counsel, and pursuant to Section 1.1206(b) of the Commission’s rules,³ the Applicants hereby report that during the meetings the following issues were discussed:

1. Review Of Applicants’ July 20 Ex Parte – Applicants reviewed the points made in their July 20, 2017 Ex Parte, including Petitioner’s continued assertion that STI violated FCC rule Sections 64.6080⁴ (per-call, per-connection charges) and 64.6090⁵ (flat rate calling) because “inmates and their families in more than 200 correctional facilities are charged significantly less for the second minute and subsequent minutes of each intrastate ICS call.” Specifically, Applicants discussed how, even if such rules were applicable to intrastate rates,

² *Petition To Deny By The Wright Petitioners, Citizen United For Rehabilitation Of Errants, Prison Policy Initiative, Human Rights Defense Center, The Center For Media Justice, Working Narratives, United Church Of Christ, OC, Inc., and Free Press*, dated June 16, 2017, WC Docket 17-126; ITC-T/C-20170511-00094; ITC-T/C-20170511-00095 (“Petition”); *See Opposition To Petition To Deny By The Wright Petitioners, Citizen United For Rehabilitation Of Errants, Prison Policy Initiative, Human Rights Defense Center, The Center For Media Justice, Working Narratives, United Church Of Christ, OC, Inc., and Free Press*, dated June 16, 2017, WC Docket 17-126; ITC-T/C-20170511-00094; ITC-T/C-20170511-00095, filed June 26, 2017 (“Opposition”); *Reply To Opposition By The Wright Petitioners, Citizen United For Rehabilitation Of Errants, Prison Policy Initiative, Human Rights Defense Center, The Center For Media Justice, Working Narratives, United Church Of Christ, OC, Inc., and Free Press*, dated June 16, 2017, WC Docket 17-126; ITC-T/C-20170511-00094; ITC-T/C-20170511-00095 (“Reply”).

³ 47 C.F.R. § 1.1206(b).

⁴ 47 C.F.R. § 64.6080.

⁵ 47 C.F.R. § 64.6090.

such rate structures did not fit the definitions of per-call and flat rate calling in Section 64.6000 of the Commission's rules.⁶

2. Wright Petitioners Already Raised The Same Assertions In Rulemaking Proceedings – Applicants noted that the Wright Petitioners had lodged the same assertions regarding Sections 64.6080 and 64.6090⁷ in July of last year in rulemaking WC Docket No. 12-375 and again in that Docket and rulemaking GN Docket No. 13-111 in January of this year.⁸ Applicants noted that despite that fact, Petitioners, as some did in 2013, were attempting to use an indirect transfer of control proceeding to raise the issue yet again.

3. Impact Of Further Delay – Applicants addressed the negative impact of Petitioners' request that Commission action on the Joint Application be delayed until final disposition of the *Global Tel*Link v. F.C.C.* case, including specifically delay beyond August 1, 2017, which the Applicants had discussed with Wireline Competition Bureau staff during their meeting on July 6. Applicants reiterated points made in their opposition and July 10 Ex Parte about these impacts and asked the Commission to approve the Joint Application by August 1.

4. Prospective And Existing Securus Programs – The Applicants reviewed a number of the programs subsequently outlined in the Applicants' July 21 Ex Parte submission, such as the Securus Foundation and Correctional Officer Memorial Fund.

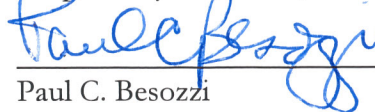
⁶ 47 C.F.R. § 64.6000.

⁷ 47 C.F.R. §§ 64.6080-64.6090.

⁸ Wright Petitioners, Ex Parte Submission, Rates For Interstate Inmate Calling Services, WC Docket No. 12-375, July 29, 2016, p. 3 (the solution is to cap all ICS rates); *see also* Wright Petitioners, Prison Policy Initiative, New Jersey Advocates for Immigrant Detainees and United Church of Christ, OC Inc., Ex Parte Submission, Rates For Inmate Calling Services, WC Docket No. 12-375, Promoting Technological Solutions to Combat Contraband Wireless Device Use in Correctional Facilities, January 17, 2017, p. 2.

5. Other Points Made In Opposition And Ex Parte Notices – Applicants reiterated points concerning the compliance record of Securus, the qualifications of the transferee, and the lack of merit of other arguments previously made by Petitioners in their Petition and Reply.

Respectfully submitted,



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