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VIA ECFS AND IBFS

August 4, 2017

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

Re: **Ex Parte Submission – 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:

Securus Investment Holdings, LLC, Securus Technologies, Inc., T-NETIX, Inc., and T-NETIX Telecommunications Services, Inc. (collectively “STI”) and SCRS Acquisition Corporation (“SCRS”) (collectively, with STI, the “Applicants”), by and through the undersigned counsel, and pursuant to Section 1.1206(b) of the Commission’s rules, hereby submit this Ex Parte Submission in connection with the pending indirect transfer of control application filed by the Applicants.¹

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*

Through this Ex Parte Submission, the Applicants respond to the numerous recent ex parte submissions filed by the Wright Petitioners (“Petitioners”) and provide certain relevant facts.²

First, in the case of STI’s Location Based Services (“LBS”) software program, as described in greater detail to FCC staff in July 27 meetings, law enforcement/correctional personnel use of the LBS software to gain access to location information is subject to prior informed consent of the called mobile party or a warrant, subpoena, or other legal authorization. The Petitioners claim that the alleged actions of a former sheriff, who was authorized to use the program in accordance with specific LBS terms and conditions regarding privacy, is somehow a Section 222 violation by STI.³ As the very Complaint submitted by the Petitioners plainly shows (see pages 3-4),⁴ in this case the sheriff used facially valid but allegedly false legal authorizations to satisfy the requirement for access to the requested data.

Second, STI has acted with candor. As of August 1, Applicants had obtained all state approvals required by the Stock Purchase Agreement as a condition to closing the transaction; STI’s letter indicating that it had all required approvals was intended to be read and should be read as referring only to these contractual obligations.

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”).

² Wright Petitioners’ Ex Parte Submissions (filed July 31, 2017; Aug. 2, 2017; Aug. 3, 2017; Aug. 4, 2017). *See also 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 July 3, 2017, WC Docket 17-126; ITC-T/C-20170511-00094; ITC-T/C-20170511-00095 (“Reply”).*

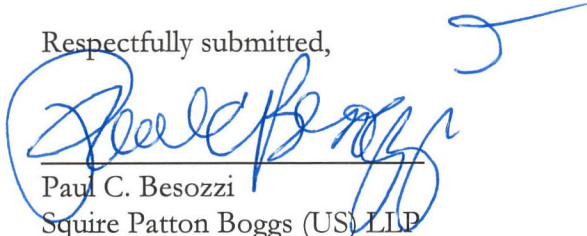
³ 47 U.S.C. § 222.

⁴ Complaint at 3-4, *Cooper v. Hutcheson*, No. 1:17-cv-00073-ACL (E.D. Mo. Southeastern Div. filed May 9, 2017).

Third, Petitioners have alleged that both STI and SCRS's parent have misled the Commission, which is false.

In light of the above, the Applicants respectfully reiterate their request that the Joint Application be processed expeditiously.

Respectfully submitted,



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