



February 8, 2024

VIA E-FILING

William Lesser

Direct Phone 212-453-3808
Direct Fax 646-588-1450
wlesser@cozen.com

Administrative Law Judge Alphonso Arnold III
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
Harrisburg, PA 17120

**Re: Kenneth Dade, Complainant v. Securus Technologies, LLC, Respondent;
Docket No. C-2023-3043524**

Dear Administrative Law Judge Arnold:

This firm represents Securus Technologies, LLC ("Securus") in connection with the above-referenced proceeding.

A Telephonic Prehearing Conference has been scheduled before Your Honor on February 12, 2024. In preparing for this conference, and in consideration of such issues as discovery and settlement, Securus has determined that it seeks to file a motion for judgment on the pleadings pursuant to 52 Pa Code § 5.102. Consistent with the explanation provided in Securus's Answer and New Matter, filed on November 6, 2023, Complainant Kenneth Dade lacks standing to pursue his claim on behalf of Ms. Maya Bankston, who is the owner of the account at issue in this proceeding. Securus has significant concerns with the Commission's jurisdiction in this matter and with Securus being required to produce confidentially-protected documents that Mr. Dade should not have access to because he is not the owner of the account. Securus respectfully contends that the timing of this forthcoming motion should be taken into account when creating a procedural schedule for this proceeding, including scheduling an evidentiary hearing. Securus will meaningfully participate in the February 12 conference, but Securus wishes to advise Your Honor and Complainant of this forthcoming motion and the implications this filing will have on the matter pending before Your Honor.

Please contact me if you have any questions or concerns about this filing.

Sincerely,

COZEN O'CONNOR

By: William Lesser (PA I.D. No. 332951)
Counsel for Securus Technologies, LLC
WL

cc: Rosemary Chiavetta, Secretary
Kenneth Dade, Complainant

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Kenneth Dade,	:		
Complainant		:	
		:	
v.		:	Docket No. C-2023-3043524
		:	
Securus Technologies, LLC		:	
Respondent		:	

CERTIFICATE OF SERVICE

I hereby certify that I have this 8th day of February, 2024 served the foregoing correspondence to Administrative Law Judge Alphonso Arnold III from Securus Technologies, LLC upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

File with (via E-Filing):

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

With a copy to (via FedEx and E-Mail):

Kenneth Dade, Complainant
7125 Churchland Street
Pittsburgh, PA 15206
kennyadadeII@gmail.com



William A. Lesser (PA I.D. No. 332951)
Cozen O'Connor
Counsel for *Securus Technologies, LLC*

Date: February 8, 2024