

**Before the
Federal Communications Commission
Washington, D.C. 20554**

Rates for Interstate Inmate Calling Services

WC Docket No. 12-375

**SECURUS TECHNOLOGIES, INC.
MOTION TO STRIKE, IN PART, OPPOSITION TO PETITIONS FOR STAY**

Securus Technologies, Inc. (“Securus”), through counsel and pursuant to 47 C.F.R. §§ 1.3 and 1.45, moves the Commission to strike the Opposition to Petitions for Stay filed out of time by Network Communications International Corp. (“NCIC”) with regard to any statements or arguments directed to the Securus Petition for Partial Stay of Order on Reconsideration Pending Appeal (FCC 16-102) (“Securus Petition”).

The Securus Petition was filed and posted on August 25, 2016. Commission Rule 1.45 states that Oppositions to any motion, petition, or request, which includes a petition for stay, are due “within 10 days after the original pleading is filed.” 47 C.F.R. § 1.45(b). NCIC’s response therefore was due September 6, 2016, but it was not filed until September 14.

NCIC does not even acknowledge that its Opposition is being filed out of time, and thus does not provide any grounds on which its lateness could be excused. Timeliness is particularly important here, because Securus has requested that its Petition for Stay be resolved by September 20, 2016 – in six days – due to the tremendous amount of work that must be done to implement the new rate caps adopted in the Order on Reconsideration.

Securus also notes that NCIC never requested the Confidential Version of the Securus Petition, and thus has little basis to address Securus’s showing of significant, irreparable harm.

CONCLUSION

For these reasons, the Commission should grant this Motion and strike the NCIC Opposition as it relates to the Securus Petition for Partial Stay of Order on Reconsideration Pending Appeal (FCC 16-102).

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Dated: September 14, 2016

CERTIFICATE OF SERVICE

I hereby certify on this 14th day of September, 2016, that the foregoing Motion to Strike, in Part, Opposition to Petitions for Stay was served via electronic mail on the following persons:

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