

1. Petitioner filed a petition on September 20, 2006 containing several allegations.

COMES NOW Petitioner, Bessie Russ, who avers and alleges:

GENERAL FACTS AND ALLEGATIONS

E-MAILS

PETITIONER, BESSIE RUSS/S, SWORN MOTION FOR ORDER GRANTING ACCESS TO

In re: Bessie Russ,  
 Petitioner,  
 vs.  
 Evercom Systems, Inc. d/b/a  
 Correctional Billing Services and  
 BellSouth Corporation, jointly and  
 severally,  
 Respondents

Case No.: *060610-TR*

DATE FILED

COMMUNICATIONS COMMISSION

TO THE PUBLIC SERVICE COMMISSION OF FLORIDA AND THE FEDERAL

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2. Petitioner spoke with both Respondents simultaneously around lunchtime or noon on September 28, 2008.
3. Bellsouth Corporation (BSC) denied placing any block on Petitioner's line.
4. Respondent Correctional Billing Services (CBS) stated that the probable cause of the disconnection of the service came from a balance in dispute by Petitioner.
5. CBS later stated that it had not conducted an investigation of the said charges in dispute nor had it notified Petitioner via telephone, facsimile, e-mail or by any other means of communication of the results, or status. CBS also failed to give notice that such services would be disconnected.
6. CBS has had nearly four months to conduct an investigation into the disputed charges and has failed to do so. To the best of Petitioner's knowledge CBS has no intent on doing so.
7. CBS previously informed Petitioner that BSC had sent several e-mails instructing CBS to disconnect the service.
8. Petitioner seeks these e-mails by this motion and such e-mails are not protected as company trade secrets nor protected by privacy legislation as the e-mails, to the best of Petitioner's knowledge, only contain information about an account and not the operation of

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2. Petitioner spoke with both Respondents simultaneously around lunchtime or noon on September 25, 2006.
3. BellSouth Corporation (BSC) denied placing any block on Petitioner's line.
4. Respondent Correctional Billing Services (CBS) stated that the probable cause of the disconnection of the service came from a balance in dispute by Petitioner.
5. CBS later stated that it had not conducted an investigation of the said charges in dispute nor had it notified Petitioner via telephone, facsimile, e-mail or by any other means of communication of the results, or status. CBS also failed to give notice that such services would be disconnected.
6. CBS has had nearly four months to conduct an investigation into the disputed charges and has failed to do so. To the best of Petitioner's knowledge CBS has no intent on doing so.
7. CBS previously informed Petitioner that BSC had sent several e-mails instructing CBS to disconnect the service.
8. Petitioner seeks these e-mails by this motion and such e-mails are not protected as company trade secrets nor protected by privacy legislation as the e-mails, to the best of Petitioner's knowledge, only contain information about an account and not the operation of

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said company. Furthermore, the Petitioner only seeks information relevant to Petitioner's own account.

9. If such order is not granted it will be prejudicial to Petitioner, Petitioner will be unable to prove the allegations in said Petition, and such service will not be restored.
10. To the date of this motion, service has not been restored and Respondents have no intent of doing.

WHEREFORE, Petitioner prays that the Public Service Commission or the Federal Trade Commission to grant this sworn motion for an order directed at Respondents to turn over copies of such e-mails with an affidavit stating said e-mails are authentic, complete, unaltered and that all e-mails have been turned over to Petitioner; or otherwise grant Petitioner reasonable access to such e-mails.

Dated this 26<sup>th</sup> day of September,  
2006



Bessie Russ  
745 Orange Street  
Chipley, Florida 32428  
Telephone: (850) 638-9695

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STATE OF FLORIDA

COUNTY OF Washington

SWORN AFFIDAVIT

I, Bessie R Russ, declare to the officer taking my acknowledgment of this instrument, that I signed this instrument of my own volition and that the above averments are true and correct to the best of my ability. Furthermore, I do so under the pains and punishment of perjury.

Dated this 29<sup>th</sup> day of September, 2006

Bessie R Russ

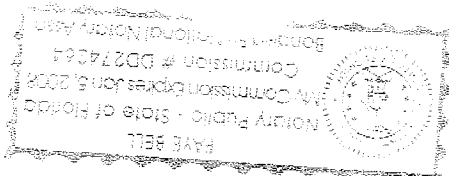
Bessie Russ  
745 Orange Street  
Chipley, Florida 32428  
Telephone: (850) 638-9695

Acknowledged and subscribed before me by the petitioner, Bessie Russ who is

personally known to me or who has produced FID# R200-076-53-889-0 as identification, and sworn to

Print, type, or stamp commissioned name and affix official seal

Faye Bell



Signature of Notary Public

*Faye Bell*

of September 2006

and subscribed before me, in my presence as the officer administering said oath, all on this day

*9/26/06*

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