

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

COMPLAINT OF CAPITAL ONE
SERVICES, INC.

Docket No. C2008-3

**MOTION OF CAPITAL ONE SERVICES, INC.
TO COMPEL RESPONSE TO
DOCUMENT REQUEST COS/USPS-DR-18**

(September 16, 2008)

Capital One Financial Services, Inc. (Capital One) filed Interrogatory COS/USPS-12 and Document Request COS/USPS-DR-18 on August 22, 2008. On September 2, 2008, the Postal Service filed objections both to the interrogatory and the document request on grounds of relevance and undue burden. In the accompanying Motion to Compel Response to Interrogatory COS/USPS-12, Capital One has moved to compel a response for the interrogatory under Commission Rules 26(d) and 27(d), 39 C.F.R. §§3001.26(d) and 3001.27(d). The instant motion to compel is filed separately for the related Document Request COS/USPS-DR-18, as required by docketing procedures. Capital One's Motion to Compel Response to Interrogatory COS/USPS-12 (Motion to Compel Interrogatory) is hereby incorporated by reference.

Document Request COS/USPS-DR-18 provides:

Please provide all documents that relate to or support any portion of your response to Interrogatory COS/USPS-12.

The basis for the Postal Service's objection is contained in the Motion to Compel Interrogatory to be filed concurrently with this Motion.

Capital One's arguments regarding Interrogatory COS/USPS-12 apply with equal force to the related Document Request COS/USPS-DR-18. Rather than repeat those arguments here, Capital One respectfully refers the Presiding Officer to its Motion to Compel Interrogatory.

CONCLUSION

For the reason contained in the Motion to Compel Interrogatories, incorporated by reference, Capital One respectfully requests that the Commission direct the Postal Service to respond fully to Document Request COS/USPS-DR-18.

Respectfully submitted,

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