

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.
FOR AN EXTENSION OF TIME TO FILE ANSWERS
TO BANK OF AMERICA'S MOTION TO LIMIT SCOPE AND
MOTION TO STAY PROCEEDINGS PENDING RULING**

(September 17, 2008)

Capital One Financial Services, Inc. (Capital One) respectfully requests an extension of time to respond to the Motion of Bank of America Corporation to Limit the Scope of the Proceeding or, in the Alternative, to Disqualify Counsel for Complainant Capital One Services, Inc., and its Motion to Stay Proceedings Pending Ruling, both filed on September 10, 2008. Under Commission Rule 21(b),¹ Capital One's responses would be due today.

As part of Capital One's response to Bank of America's 23-page Motion to Limit and its accompanying 4-page Declaration, counsel for Capital One intends to file a Declaration. More time is needed to verify specific facts for that Declaration. Capital One's response to the Motion to Stay is linked to the underlying Motion to Limit. Capital One thus respectfully requests that the Presiding Officer set a due date of September 24, 2008, for filing of Capital One's Answers to Bank of America's Motion to Limit and Motion to Stay.

¹ 39 C.F.R. §3001.21(b).

Counsel for Bank of America has agreed to this request for a one-week extension of time.

Respectfully submitted,

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