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PRESIDING OFFICER'S
RULING NO. C2001-1/20

POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268-0001

UNITED STATES OF AMERICA
POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268-0001

Complaint on Sunday and Holiday Collections

Docket No. C2001-1

PRESIDING OFFICER'S RULING
ADMITTING TESTIMONY INTO THE RECORD

(Issued June 13, 2002)

On June 12, 2002, Carlson filed a motion requesting that the Commission accept his direct testimony into the record by affidavit.¹ The testimony, designated as DFC-T-1, consists of Direct Testimony of Douglas F. Carlson Part 1, filed September 19, 2001, Direct Testimony of Douglas F. Carlson Part 2, filed April 24, 2002, and the corrections specified in Douglas F. Carlson Notice of Filing of Corrected Cover Pages for Direct Testimony, filed June 12, 2002. The Postal Service filed a notice in concurrence with Carlson's motion.² Carlson's motion conforms to the procedures previously established by P.O. Ruling No. C2001-1/19. Therefore, the motion to accept the direct testimony of Douglas F. Carlson into the record by affidavit is granted.

P.O. Ruling No. C2001-1/19 established a June 24, 2002 hearing date to accept the Complainant's testimony, accept written cross-examination, and conduct oral cross-examination. No participant has indicated a need to conduct oral cross-examination.³ Furthermore, the Complainant's testimony is being admitted into the record by this ruling. The one remaining item, the acceptance of written cross-examination, can also

¹ Douglas F. Carlson Motion to Submit Testimony by Affidavit, filed June 12, 2002.

² Notice of the United States Postal Service Regarding Oral Cross-Examination and Rebuttal Testimony, filed June 7, 2002.

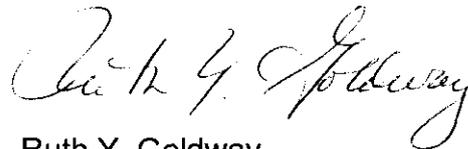
³ *Id.* Office of the Consumer Advocate Statement in Response to P.O. Ruling No. C2001-1/19, filed June 7, 2002.

be included in the record by a motion requesting that the material be placed in the record by affidavit. Consistent with Carlson's preference to avoid the time and expense of appearing at a hearing, Carlson shall file the required motion by June 21, 2002, as originally proposed in P.O. Ruling No. C2001-1/19. Therefore, the hearing scheduled for June 24, 2002 will not be necessary and is hereby cancelled.

P.O. Ruling No. C2001-1/19 established a June 11, 2001 deadline for participants to indicate whether any participant would file rebuttal testimony. No participant has indicated a need to file rebuttal testimony. Thus, participants are reminded that P.O. Ruling No. C2001-1/19 establishes dates of July 2, 2002 for filing initial briefs, and July 16, 2002 for filing reply briefs.

RULING

1. The motion to accept the direct testimony of Douglas F. Carlson into the record by affidavit is granted.
2. Carlson shall file a motion by June 21, 2002 to accept by affidavit his written cross-examination. The motion shall be consistent with the requirements of P.O. Ruling No. C2001-1/19.
3. The hearing scheduled for June 24, 2002 related to Carlson's direct testimony is hereby cancelled.



Ruth Y. Goldway
Presiding Officer