

UNITED STATES OF AMERICA
POSTAL RATE COMMISSION
WASHINGTON, DC 20268-0001

Complaint of Time Warner Inc. et al.
Concerning Periodicals Rates

Docket No. C2004-1

PRESIDING OFFICER'S RULING ON HEARING SCHEDULE

(Issued June 9, 2004)

Based on responses to a previous order and ruling, a schedule for hearings on Time Warner et al.'s direct case has been developed.¹ This schedule contemplates hearings on Tuesday, June 29, 2004 and Wednesday, June 30, 2004, with two witnesses appearing each day. Witnesses Steele and Stralberg are scheduled for June 29, 2004; witnesses Schick and Mitchell are scheduled for June 30, 2004. Should an additional day be needed, participants and any affected witnesses are requested to reserve Thursday, July 1, 2004 for completion of the hearings.

Pursuant to Commission Rule 30(e)(2), designations of written cross-examination are due three or more working days prior to each witness's scheduled appearance, or June 24, 2004 for witnesses Steele and Stralberg and June 25, 2004 for witnesses Schick and Mitchell. Responses to discovery filed after those dates may be designated up to seven days following their filing with the Commission.

As the first order of business at the June 29, 2004 hearings, participants should be prepared to discuss how much time should be allowed for preparation of evidence in opposition to the Complaint.

¹ See Order No. 1399 (March 26, 2004) and P.O. Ruling No. C2004-1/1 (May 25, 2004).

RULING

1. Hearings on the direct testimony of Time Warner et al. witnesses Steele and Stralberg will be held on Tuesday, June 29, 2004 beginning at 9:30 a.m. in the Commission's hearing room.
2. Hearings on the direct testimony of Time Warner et al. witnesses Schick and Mitchell will be held on Wednesday, June 30, 2004 beginning at 9:30 a.m. in the Commission's hearing room.
3. Thursday, July 1, 2004 is reserved for completion of hearing complainant's evidence. If necessary, hearings will resume at 9:30 a.m. in the Commission's hearing room.
4. Designations of written cross-examination are due June 24, 2004 with respect to the responses of witnesses Steele and Stralberg and June 25, 2004 with respect to the responses of witnesses Schick and Mitchell.

George Omas
Presiding Officer