

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

Repositionable Notes Market Test)

Docket No. MC2004-5

OFFICE OF THE CONSUMER ADVOCATE
PREHEARING CONFERENCE STATEMENT
(August 11, 2004)

Commission Order No. 1413¹ scheduled a prehearing conference for August 11, 2004. In the Order, the Commission decided to consider the Postal Service's proposal for a non-permanent Repositionable Notes (RPN) rate category under the rules applicable to provisional service changes (i.e., 39 C.F.R. §3001.171 – 3001.176), as contrasted with the rules applicable to market tests (§3001.161 – 3001.166), which were a feature of the Postal Service's original request.

At the prehearing conference, participants are expected to address whether there are any issues of material fact, requiring a hearing.² OCA hereby informs the

¹ "Notice and Order Concerning Postal Service Request for a Market Test of Repositionable Notes Service Feature," issued July 21, 2004.

² *Id.* at 8, and ordering paragraph 11 at 10.

Commission that it does not seek a hearing. Furthermore, OCA does not oppose the Postal Service's Conditional Motion for Waiver of Commission filing requirements.³

OCA notes that the National Newspaper Association (NNA) indicated an interest in submitting discovery through August 16, 2004.⁴ OCA supports the NNA motion.

Respectfully submitted,

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³ "Statement of the United States Postal Service Concerning Compliance with Filing Requirements and Conditional Motion for Waiver," filed July 16, 2004.

⁴ An NNA motion was filed on August 10, 2004.