

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

Repositionable Notes Market Test)

Docket No. MC2004-5

OFFICE OF THE CONSUMER ADVOCATE
RESPONSE TO DMA MOTION AND STATEMENT OF INTENTIONS
REGARDING CROSS-EXAMINATION AND BRIEFING
(September 27, 2004)

The Commission's Order No. 1419¹ requested participants to file by September 27, 2004, an answer to the Direct Marketing Association's (DMA) motion to conduct cross-examination of Postal Service witnesses Holland and Keneer, and to state whether they wish to conduct discovery or oral cross-examination of National Newspaper Association (NNA) witness Tidwell and whether they wish to file briefs in this docket.

As the OCA previously indicated in its preheating conference statement,² the OCA does not seek a hearing in this docket. The OCA does not oppose the DMA motion for cross-examination of the Postal Service witnesses. Also, the OCA does not wish to conduct discovery or to cross-examine NNA witness Tidwell. Furthermore, the OCA does not at this time intend to file briefs in this proceeding and therefore does not recommend particular briefing dates.

¹ "Order Accelerating Time for Answers to DMA Motion," September 23, 2004.

² "Office of the Consumer Advocate Prehearing Conference Statement," August 11, 2004.

Respectfully submitted,

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