

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 REVISING PROCEDURAL SCHEDULE

(Issued December 9, 2004)

Time Warner Inc. et al. (Complainants) move for a short extension of the briefing schedule in this case, citing developments related to data on low-circulation Periodicals publications provided in response to Notice of Inquiry No. 1 Concerning Periodicals Data. These include a proffer of Time Warner Inc. et al. witness Stralberg's analysis of these data on low-circulation Periodicals publications and the possibility that other participants may want to respond to the Stralberg analysis. Time Warner Inc. et al. Motion to Revise Procedural Schedule, December 7, 2004 (Motion) at 1.

The proposed extension would move the deadline for initial briefs from December 13, 2004 to December 23, 2004, and the deadline for reply briefs from December 23, 2004 to January 10, 2005. Motion at 1. Complainants assert that they are authorized to state that American Business Media, the McGraw-Hill Companies, Inc., and the National Newspaper Association support their motion. Motion at 2.

Based on the reasons Complainants have cited and the extensive support for the proposed extension, the Motion is granted. The revised deadline for initial briefs is December 23, 2004; the revised deadline for reply briefs is January 10, 2005. In addition, participants are directed to file a statement by December 14, 2004 indicating whether they anticipate filing a response to the new Stralberg analysis and, if so, the earliest possible date such response could be submitted.

RULING

1. Participants shall file a statement by December 14, 2004 indicating:
 - a. whether they anticipate filing a response to the Stralberg analysis referenced in the body of this ruling; and, if so,
 - b. identifying the earliest possible date such response could be submitted.

2. The Time Warner Inc. et al. Motion to Revise Procedural Schedule, filed December 7, 2004, is granted; therefore,
 - a. the revised deadline for filing initial briefs is December 23, 2004;
and
 - b. the revised deadline for filing reply briefs is January 10, 2005.

George Omas
Presiding Officer