

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

Experimental Premium Forwarding Service

Docket No. MC2005-1

PRESIDING OFFICER'S RULING DENYING
MOTION TO COMPEL

(Issued January 26, 2005)

On January 12, 2005, David B. Popkin filed a motion seeking to compel a response to his interrogatory 51 to Postal Service witness Cobb.¹ Popkin noted that the Postal Service had filed a partial objection to this interrogatory on January 5, 2005, but had yet to file any response so that he was unable to determine to what extent information would not be provided. Popkin explained that the purpose of the interrogatory was to allow evaluation of the differences between "normal forwarding" and the proposed new service.

On the same date, January 12, 2005, Postal Service witness Cobb provided a response. That response was followed, on January 19, 2005, by a more lengthy pleading contending that additional details would be largely irrelevant and should be unnecessary for the evaluation of the Postal Service request.

I will deny the motion to compel. The answer provided by Postal Service witness Cobb fairly responds to subparts (a) – (d). Subpart (e) is answered only in a general fashion; however, additional detail does not seem likely to provide information that would lead to the production of material evidence.

¹ David B. Popkin Motion to Compel Response to DBP/USPS-T1-51, January 12, 2005.

RULING

The David B. Popkin Motion to Compel Response to DBP/USPS-T1-51 is denied.

Dawn A. Tisdale
Presiding Officer