

PRESIDING OFFICER'S  
RULING NO. MC2004-3/9

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

Rate and Service Changes To Implement  
Functionally Equivalent Negotiated Service  
Agreement With Bank One Corporation

Docket No. MC2004-3

PRESIDING OFFICER'S RULING  
GRANTING THE POSTAL SERVICE MOTION FOR A STAY  
AND ESTABLISHING A DATE FOR REPLIES TO THE  
J.P. MORGAN CHASE PETITION

(Issued September 15, 2005)

On August 23, 2005, the Commission issued Order No. 1443, which established a procedural framework for reconsideration of the Opinion and Recommended Decision in regard to the Bank One Negotiated Service Agreement. The Order indicated that initial comments in regard to the reconsideration would be due on September 16, 2005, with reply comments due on September 30, 2005.

On September 14, 2005, J.P. Morgan Chase & Co. petitioned the Commission to reopen the record to consider additional evidence as part of its reconsideration and recommended decision on the Bank One Negotiated Service Agreement.<sup>1</sup> Subsequent to this petition, the Postal Service filed United States Postal Service Motion for a Stay of Time in Which to File Comments Regarding Reconsideration. This motion requests that the Commission stay the time in which to file comments in order to allow parties time to comment on the J.P. Morgan Chase & Co. petition. The Postal Service also

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<sup>1</sup> Petition of J.P. Morgan Chase & Co. to Reopen Record, September 14, 2005. J.P. Morgan Chase & Co. merged with Bank One Corporation on July 1, 2004. The company now refers to itself as J.P. Morgan Chase & Co.

cites the active involvement of the parties in the omnibus rate case as a basis for needing additional time to file comments.

The Postal Service motion is granted. The filing of initial comments and reply comments shall be stayed until consideration is given to the petition to reopen the record. Because of the time commitments of the omnibus rate case participants shall be given until September 29, 2005, to reply to the J.P. Morgan Chase & Co. petition.

#### RULING

1. United States Postal Service Motion for a Stay of Time in Which to File Comments Regarding Reconsideration, filed September 15, 2005, is granted.
2. Responses to the Petition of J.P. Morgan Chase & Co. to Reopen Record, filed September 14, 2005, are due on September 29, 2005.

George Omas  
Presiding Officer