

June 19, 2006

Hon. Steven W. Williams, Secretary
U.S. Postal Rate Commission
Washington, DC 20268-0001

Dear Mr. Williams,

This letter concerns the Complaint filed by Daniel Ray Unger, Docket No. C2006-1, that he has been denied General Delivery Service by the Postal Service in contravention of the Postal Service's rules and regulations. As you are aware, Mr. Unger filed his Complaint on April 24, 2006. One month later, the Postal Service answered the Complaint and filed a Motion to Dismiss the Complaint as moot. Since Mr. Unger is unfamiliar with Commission procedures, I contacted him to learn whether he was aware of the Motion to Dismiss and to be sure he understood that a failure to oppose the Motion to Dismiss could result in a Commission decision to dismiss the case.

I hoped that I could be of help in facilitating an amicable resolution of the case. To that end, I contacted counsel for the Postal Service and Mr. Unger. Mr. Unger sent me an e-mail on June 14, 2006 (attached) in which he states that he does not oppose the Motion to Dismiss. He emphasizes, however, that he would like such a dismissal to be without prejudice, as he is unsure whether he will be confronted in the future with difficulties similar to the one he faced in obtaining General Delivery Service in Elkhart, Texas. If such a difficulty arises again, he would like to be able to complain to the Commission about the new circumstance. Mr. Unger's position seems eminently reasonable.

In summary, Mr. Unger's indication that he no longer needs to avail himself of the remedies available under 39 U.S.C. §3662 seems to make this case ripe for dismissal without prejudice. If I can answer any questions or furnish any other help, I would be happy to do so.

Sincerely,

Shelley S. Dreifuss
Director, Office of the Consumer Advocate

U.S. Postal Rate Commission
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Washington, D.C. 20268-0001
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Attachment to Letter

From: Dannyrunger@cs.com

Sent: Wednesday, June 14, 2006 10:31 AM

To: DREIFUSS, SHELLEY S

Subject: Resolution of Complaint

Dear Shelley:

I will not oppose the Postal Services Motion to dismiss the complaint provided that the complaint is dismissed "without prejudice" on my part, as it does resolve the immediate problem which I was having where I am temporarily located at this time. I appreciate the hard work that you and Ken have done in attempting to resolve this issue. When I begin work in Wyoming I assume that I will have no problem with regard to this matter as I have had no problems in the past. However, should this be a problem in the future I wish to reserve my right to file a complaint with the Postal Commission. However, at this time I see no reason to anticipate that this will be a problem.

Please submit this information on my behalf to the Postal Rate Commission and also to Ken with the Postal Services. If you need anymore information on my part or any further action on my part please let me know.

Respectfully

Daniel Unger