

PRESIDING OFFICER'S
RULING NO. C2004-2/5

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

Complaint on Electronic Postmark

Docket No. C2004-2

PRESIDING OFFICER'S RULING
GRANTING MOTION TO FILE OUT-OF-TIME

(Issued June 29, 2006)

Earlier today, the Postal Service filed for late acceptance of its notice of intent to submit rebuttal testimony in this proceeding.¹ The Postal Service indicates that its oversight was inadvertent, but contends that granting the motion should not prejudice any participant since it had previously expressed the likelihood that it would file such testimony.

The failure to file the notice of intent in timely fashion was inadvertent, an oversight most probably due to the demands associated with Docket No. R2006-1. Regardless, given the Postal Service's prior statement of its then-current intention to file rebuttal testimony, no participant can reasonably claim that granting this motion will cause it any prejudice. Accordingly, the motion is granted.

RULING

The Postal Service's motion for late acceptance of its notice of intent to file rebuttal testimony is granted.

Tony Hammond
Presiding Officer

¹ Motion of the United States Postal Service for Late Acceptance of Its Notice of Intent to Submit Rebuttal Testimony, June 29, 2006.