

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

Complaint of Capital One Services, Inc.

Docket No. C2008-3

PRESIDING OFFICER'S RULING  
ACCELERATING DATE FOR RESPONSES TO  
POSTAL SERVICE MOTION

(Issued May 8, 2009)

On May 8, 2009, a Partial Response of the United States Postal Service to Order No. 208 and Motion for Partial Reconsideration (Motion) was filed. The Motion describes the Postal Service's state of compliance with Order No. 208 and seeks relief from certain filing requirements.

Pursuant to 39 CFR 3001.21(b), answers to motions are due "within 7 days after a motion is filed, or such other period as the rules provide or the Commission or presiding officer may fix." The schedule in this proceeding has been suspended awaiting the resolution of discovery issues associated with material identified in Order No. 208.<sup>1</sup> The delays associated with discovery have compromised the procedural schedule and the timely resolution of this proceeding. Therefore, answers to the Postal Service's Motion are due May 12, 2009. Answers may address the specific relief requested by the Postal Service and any issues related to the Postal Service's approach to complying with Order No. 208.

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<sup>1</sup> See Order on Capital One Motion to Compel and Extension of Deadlines Certified to the Commission by Presiding Officer's Ruling No. C2008-3/38, April 29, 2009 (Order No. 208).

RULING

Answers to the Partial Response of the United States Postal Service to Order No. 208 and Motion for Partial Reconsideration, filed May 8, 2009, are due May 12, 2009.

Dan G. Blair  
Presiding Officer