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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

**PRESIDING OFFICER'S
RULING NO. C99-1/12**

**UNITED STATES OF AMERICA
POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268-0001**

Complaint on Post E.C.S.

Docket No C99-1

**PRESIDING OFFICER'S RULING GRANTING
MOTION OF UNITED STATES POSTAL SERVICE
FOR RECONSIDERATION OF RULING WITH RESPECT TO
MATERIALS RESPONSIVE TO INTERROGATORY UPS/USPS-5(D)**

(August 26, 1999)

In Presiding Officer's Ruling No. C99-1/11, I granted a Postal Service motion for an extension of time in which to file materials responsive to seven enumerated interrogatories of United Parcel Service. In response to a further request of the Service for reconsideration or clarification of an instruction to prepare an item-by-item index, as that requirement would apply to Interrogatory UPS/USPS-5(d), my ruling also directed Complainant and other interested parties to answer that request on an expedited basis.

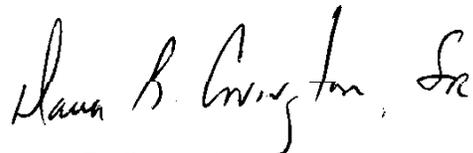
In a Response filed on August 24,¹ Complainant states that it has no objection to the Postal Service's request to proceed with its index of privileged documents on a "category" basis, rather than preparing an entry for each responsive document, provided that this treatment is limited to the documents and e-mails responsive to subpart (d) of Interrogatory UPS/USPS-5. No other party has submitted a response to the Postal Service's request.

¹ Response of United Parcel Service to Motion of the United States Postal Service for Clarification or Reconsideration Regarding Subpart 5(d) of UPS Interrogatories, August 24, 1999.

In view of the anticipated difficulty and duration of preparing an item-by-item index for a large number of responsive e-mails and other documents, and of the Complainant's agreement with the suggested alternative approach, I shall grant the Postal Service's request. I expect the Service to complete this portion of the index, together with other tasks, by the August 30 deadline established by Ruling No. 11.

RULING

1. The Motion of the United States Postal Service for Reconsideration Regarding Subpart (D) of Interrogatory UPS/USPS-5, filed August 20, 1999, is granted.



Dana B. Covington, Sr.
Presiding Officer