

ORIGINAL 005201

BEFORE THE
POSTAL RATE COMMISSION
WASHINGTON, D.C. 20268-0001

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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

SPECIAL SERVICES FEES AND CLASSIFICATIONS, 1996)

Docket No. MC96-3

SEATTLE FILMWORKS, INC.
MOTION FOR LEAVE TO FILE
NOTICE OF INTERVENTION OUT OF TIME
(September 6, 1996)



Seattle FilmWorks, Inc. (hereinafter "Seattle"), through its undersigned counsel, pursuant to Rule 16 of the Rules of Practice (39 C.F.R. section 3001.16), respectfully seeks leave to file its Notice of Intervention out of time.

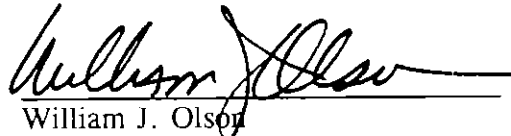
For reasons therefor, Seattle avers that it was not aware of the pendency of this docket as of the date that notices of interventions were required to be filed (July 9, 1996) under Commission Order No. 1115 (issued June 12, 1996) commencing the docket. Seattle subsequently became aware of the docket and Commission Order No. 1129 (issued August 8, 1996) granting the motion for enlargement of the docket to consider a proposal by Nashua Photo Inc. (hereinafter "Nashua") and Mystic Color Lab (hereinafter "Mystic") regarding non-automatable, non-barcoded bulk Business Reply Mail. Seattle also became aware of the subsequent publication of that Order in the *Federal Register* on August 15, 1996. Seattle consulted with Nashua and Mystic and their counsel, as well as its own corporate counsel, and earlier this week decided to seek intervention.

Seattle is informed and avers that it is similarly situated to both Nashua and Mystic in that it is a substantial user of non-automatable, non-barcoded bulk Business Reply Mail, for which it pays the standard 10-cent Business Reply Mail fee, rather than the 2-cent BRMAS fee. Seattle believes that this treatment is unfair and discriminatory, and intends to join with

and support the proposal advanced herein by Nashua and Mystic. Seattle would be litigating this docket in coordination with Nashua and Mystic, and therefore it does not believe that its participation would result in a delay of these proceedings.

Seattle appreciates the Commission's invitation for additional parties to intervene in this docket, and its comments published in the *Federal Register* that "[i]nterested parties wishing to participate in this matter will be considered to have good cause for not submitting a notice of intervention prior to this date, and may request intervention pursuant to Commission Rules...." (61 FR 42449.) Accordingly, Seattle has submitted herewith its Notice of Intervention, and respectfully requests that it be permitted to intervene in this docket.

Respectfully submitted,



William J. Olson

John S. Miles

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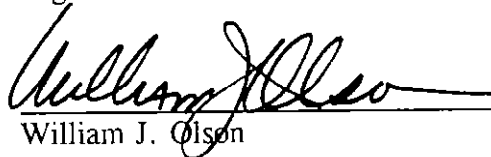
McLean, Virginia 22102-3823

(703) 356-5070

Counsel for Seattle FilmWorks, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon all participants of record in this proceeding in accordance with Section 12 of the Rules of Practice.



William J. Olson

September 6, 1996