Postal Regulatory Commission
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BEFORE THE POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

Periodic Reporting
(Proposal Two)

Docket No. RM2018-5

CONSENT MOTION OF AMAZON.COM SERVICES, INC., FOR ACCESS TO NONPUBLIC MATERIALS USPS-RM2018-5/NP4

(July 12, 2018)

Pursuant to 39 C.F.R. § 3007.301, Amazon.com Services, Inc. ("ASI"), respectfully requests access to nonpublic materials USPS-RM2018-5/NP4 which the United States Postal Service filed under seal in this docket on July 11, 2018. The Postal Service, the source of the material designated as commercially sensitive, has stated that it does not object to this motion. *See* Notice of Filing of USPS-RM2018-5/NP4 and Application for Nonpublic Treatment (July 11, 2018).

ASI is requesting access to this material to aid its evaluation of the proposal in the above-captioned proceeding. Access to the nonpublic materials filed in this proceeding is directly relevant to ASI's ability to evaluate the proposal. The five reviewing representatives proposed by ASI are Lawrence G. Buc and Sander Glick (consultants with SLS Consulting, Inc.); Debra J. Aron and Justin Lenzo (consultants with Navigant Economics); and Michael Scanlon (partner at K&L Gates LLP). These are the same ASI reviewing representatives who received access under Commission Order No. 4701 to other commercially sensitive material previously filed by the Postal Service under seal in this docket.

Pursuant to 39 C.F.R. § 3007.301(b)(6), attached is the executed Protective Conditions

Statement and executed certificates for each of the five individuals certifying that each will comply with the Protective Conditions Statement.

Respectfully submitted,

_____/s/_____

Michael F. Scanlon
Elle Marie Stuart
K&L GATES LLP
1601 K Street N.W.
Washington, D.C. 20006
Telephone: (202) 661-3764
Email: michael.scanlon@klgates.com

Counsel for Amazon.com Services, Inc.

PROTECTIVE CONDITIONS STATEMENT

The United States Postal Service requests confidential treatment of non-public materials identified as USPS-RM2018-5/NP4 (hereinafter "these materials") in Commission Docket No. RM2018-5.

Amazon.com Services, Inc. ("ASI") (hereinafter "the movant") requests access to these materials related to RM2018-5 (hereinafter "this matter").

The movant has provided to each person seeking access to these materials:

- this Protective Conditions Statement,
- the Certification to Comply with Protective Conditions,
- the Certification of Compliance with Protective Conditions and Termination of Access; and
- the Commission's rules applicable to access to non-public materials filed in Commission proceedings (subpart C of part 3007 of the U.S. Code of Federal Regulations).

Each person (and any individual working on behalf of that person) seeking access to these materials has executed a Certification to Comply with Protective Conditions by signing in ink or by typing /s/ before his or her name in the signature block. The movant attaches the Protective Conditions Statement and the executed Certification(s) to Comply with Protective Conditions to the motion for access filed with the Commission.

The movant and each person seeking access to these materials agree to comply with the following protective conditions:

1. In accordance with 39 CFR 3007.303, the Commission may impose sanctions on any person who violates these protective conditions, the persons or entities on whose behalf the person was acting, or both.

2. In accordance with 39 CFR 3007.300(b), no person involved in competitive decision-making for any individual or entity that might gam competitive advantage from using these materials shall be granted access to these materials. Involved in competitive decision making includes consulting on marketing or advertising strategies, pricing, product research and development, product design, or the competitive structuring and composition of bids, offers or proposals. It does not include rendering legal advice or performing other services that are not directly in furtherance of activities in competition with an individual or entity having a proprietary interest in the protected material.

3. In accordance with 39 CFR 3007.302(a), a person granted access to these materials may not disseminate these materials in whole or in part to any person not allowed access pursuant to 39 CFR 3007.300(a) (Commission and court personnel) or 3007.301 (other persons granted access by Commission order) except in compliance with:

a) Specific Commission order,
b) Subpart B of 39 CFR 3007 (procedure for filing these materials in Commission proceedings), or
c) 39 CFR 3007.305 (production of these materials in a court or other administrative proceeding).

4. In accordance with 39 CFR 3007.302(b) and (c), all persons granted access to these materials:

a) must use these materials only related to this matter; and
b) must protect these materials from any person not authorized to obtain access under 39 CFR 3007.300 or 3007.301 by using the same degree of care, but no less than a reasonable degree of care, to prevent the unauthorized disclosure of these materials as those persons, in the ordinary course of business, would be expected to use to protect their own proprietary material or trade secrets and other internal, confidential, commercially sensitive, and privileged information.

5. The duties of each person granted access to these materials apply to all:

a) Disclosures or duplications of these materials in writing, orally, electronically, or otherwise, by any means, format, or medium;
b) Excerpts from, parts of, or the entirety of these materials;
c) Written materials that quote or contain these materials; and
d) Revised, amended, or supplemental versions of these materials.

6. All copies of these materials will be clearly marked as "Confidential" and bear the name of the person granted access.

7. Immediately after access has terminated pursuant to 39 CFR 3007.304(a)(1), each person (and any individual working on behalf of that person) who has obtained a copy of these materials must execute the Certification of Compliance with Protective Conditions and Termination of Access. In compliance with 39 CFR 3007.304(a)(2), the movant will attach the executed Certification(s) of Compliance with Protective Conditions and Termination of Access to the notice of termination of access filed with the Commission.

8. Each person granted access to these materials consents to these or such other conditions as the Commission may approve.

Respectfully submitted,

_____/s/_____

Michael F. Scanlon
Elle Marie Stuart
K&L GATES LLP
1601 K Street N.W.
Washington, D.C. 20006
Telephone: (202) 661-3764
Email: michael.scanlon@klgates.com

Counsel for Amazon.com Services, Inc.

CERTIFICATION TO COMPLY WITH PROTECTIVE CONDITIONS

The United States Postal Service requests confidential treatment of non-public materials identified as USPS-RM2018-5/NP4 (hereinafter "these materials") in Commission Docket No. RM2018-5.

Amazon.com Services, Inc. requests that the Commission grant me access to these materials to use related to RM2018-5 (hereinafter "this matter").

I certify that:

1. I have read and understand the Protective Conditions Statement and this Certification to Comply with Protective Conditions;

2. I am eligible to receive access to these materials because I am not involved in competitive decision-making for any individual or entity that might gain competitive advantage from using these materials; and

3. I will comply with all protective conditions established by the Commission.

Lawrence G. Buc
President
SLS Consulting, Inc.

DATE: July 12, 2018

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Sander Glick
Vice President
SLS Consulting, Inc.

DATE: July 12, 2018

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Debra J. Aron, Ph.D.
Principal and Managing Director
Navigant Economics

DATE: July 12, 2018

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Justin Lenzo
Director and Principal
Navigant Economics

DATE: July 12, 2018

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Michael F. Scanlon
Partner
K&L Gates LLP

DATE: July 12, 2018