

ORDER NO. 5883

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

Before Commissioners:

Michael Kubayanda, Chairman;
Ashley E. Poling, Vice Chairwoman;
Mark Acton;
Ann C. Fisher; and
Robert G. Taub

Transfer of Bound Printed Matter
Parcels to the Competitive Product List

Docket No. MC2021-78

ORDER GRANTING MOTION FOR ACCESS TO NON-PUBLIC MATERIALS

(Issued May 3, 2021)

On March 26, 2021, the Postal Service filed a notice with the Commission pursuant to 39 U.S.C. § 3642 and 39 C.F.R. § 3040.130 *et seq.*, requesting that Bound Printed Matter Parcels be transferred from the Market Dominant product list to the Competitive product list.¹ On April 29, 2021, the Postal Service filed an under seal attachment to its response to question 9.b. of Chairman's Information Request (CHIR) No. 1, along with a motion for non-public treatment of that attachment.² Also on April

¹ United States Postal Service Request to Transfer Bound Printed Matter Parcels to the Competitive Product List, March 26, 2021 (Request).

² United States Postal Service Notice of Filing Attachment Under Seal and Motion for Non-Public Treatment of Response to Question 9b of Chairman's Information Request No. 1, April 29, 2021 (Response to CHIR No. 1, question 9.b.).

29, 2021, the Postal Service filed an under seal attachment to its response to question 7 of CHIR No. 3, along with a motion for non-public treatment of that attachment.³ In both filings the Postal Service indicated that, in addition to the Postal Service, The Colography Group, Inc. has a proprietary interest in the materials filed under seal.⁴

On April 30, 2021, the Parcel Shippers Association (PSA) filed a motion under 39 C.F.R. § 3011.301 requesting access to the under seal attachments.⁵ PSA indicates that the materials are for its outside counsel and consultants, represents that its use will be to evaluate issues in the instant docket, and attaches executed protective conditions statements for the parties to be given access. Motion at 1-2. PSA states that actual notice of the Motion was provided to the Postal Service, and that the Postal Service does not object to the granting of the Motion. *Id.* at 1.

On May 3, 2021, PSA filed notice that the Postal Service has indicated that The Colography Group, Inc. does not object to the granting of the Motion.⁶

The Motion is granted.

It is ordered:

1. Parcel Shippers Association's Third Motion Requesting Access to Non-Public Materials Under Protective Conditions, filed April 30, 2021, is granted.

³ United States Postal Service Notice of Filing Attachment Under Seal and Motion for Non-Public Treatment of Response to Question 7 of Chairman's Information Request No. 3, April 29, 2021 (Response to CHIR No. 3, question 7).

⁴ Response to CHIR No. 1, question 9.b., Application for Non-Public Treatment at 1; Response to CHIR No. 3, question 7, Application for Non-Public Treatment at 1-2.

⁵ Parcel Shippers Association's Third Motion Requesting Access to Non-Public Materials Under Protective Conditions, April 30, 2021 (Motion).

⁶ Parcel Shippers Association's Notice Concerning Its Third Motion Requesting Access to Non-Public Materials Under Protective Conditions, May 3, 2021, at 1.

2. The four representatives identified in the Motion shall be granted access to non-public material identified as Attachment A to the Response to CHIR No. 1, question 9.b., and Attachment A to the Response to CHIR No. 3, question 7.

By the Commission.

Erica A. Barker
Secretary