

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Removal From the Competitive Product List
Parcel Return Service

Docket No. MC2022-95

PUBLIC REPRESENTATIVE MOTION
FOR ISSUANCE OF INFORMATION REQUEST

(August 29, 2022)

In accordance with 39 CFR 3010.170(e), the Public Representative respectfully requests that an Information Request be issued to the Postal Service to obtain answers to the following questions. The questions are meant to help the Commission and interested parties present constructive comments and views concerning the proposal in this proceeding.

Proposed Questions:

1. The Postal Service states that three customers currently utilize the competitive Parcel Return Service at published rates which the Postal Service proposes to eliminate from its Competitive Product List. In accordance with 39 CFR 3040.12(g):
 - a. Has the Postal Service obtained the views of the three customers using Parcel Return Service at published rates regarding the “appropriateness of the proposed modification” to eliminate Parcel Return Service from the Competitive Product List?
 - b. Has the Postal Service obtained the views of any other customers that have used Parcel Return Service at published rates during FY 2022 or FY 2021 regarding the “appropriateness of the proposed modification” to eliminate Parcel Return Service from the Competitive Product List?
 - c. If any views requested in a. or b. above have been obtained by the Postal Service, please provide the information the Postal Service has obtained regarding the proposed modification to eliminate Parcel Return Service from the competitive Product List.

2. How many customers have utilized Parcel Return Service at published competitive rates in FY 2022, FY 2021, and FY 2020?
3. Please provide the volumes and revenue associated with Parcel Return Service at published competitive rates in FY 2022, FY 2021, and FY 2020.
4. Has the Postal Service negotiated unsuccessfully for a negotiated service agreement in FY 2022 with any of the three customers currently utilizing Parcel Return Service at published competitive rates?
5. Has the Postal Service negotiated unsuccessfully for a negotiated service agreement in FY 2022 with any customers or potential customers other than the three customers currently utilizing Parcel Return Service at published competitive rates?
6. The Annual Compliance Determination for FY 2021 indicates there were six negotiated service agreements for Parcel Return Service and seven such agreements for Parcel Select & Parcel Return Service, and that the Annual Compliance Determination for FY 2020 indicates there were seven negotiated service agreements for Parcel Return Service and six for Parcel Select & Parcel Return Service. Annual Compliance Determinations, FY 2021 and FY 2020, Tables IV-1 at 79 and 72, respectively. Please provide the comparable number of negotiated service agreements in FY 2022 and the volumes and revenue associated with those agreements.
7. Please explain the Postal Service's statement in its Statement of Supporting Justification that elimination of Parcel Return Service from the competitive product list will "minimize customer confusion" and please explain the source of the customer confusion. Request, Attachment B, at 1, section a.

8. If the complexity of the competitive Parcel Return Service published rates has been a source of customer confusion, please explain why a less detailed rate schedule structured like the market dominant rate schedule for Ancillary Service, Bulk Parcel Return Service, MCS Section 1504.4, would not satisfactorily reduce or eliminate the customer confusion.
9. The Postal Service Request indicates that it intends to continue to offer competitive Parcel Return Service Product to customers via negotiated service agreements. Request at 1. Please explain why the competitive Product List in the Mail Classification Schedule (MCS) should not continue to include competitive Parcel Return Service as a Product offering as required by the Commission's regulations at 39 CFR 3040.101 with an indication the Product is available through negotiated service agreements.
10. Please confirm that if the Postal Service's Request in this proceeding is granted, and that if a competitive customer is unable to reach agreement with the Postal Service for a negotiated service agreement on the price and conditions of service for competitive Parcel Return Service, a potential customer would not otherwise have access to the Postal Service's competitive Parcel Return Service.
11. If Parcel Return Service is removed from the MCS as a Product, please explain how a new customer would be expected to be assured that competitive Parcel Return Service is an available Product and the terms and conditions of the Product.

12. If Parcel Return Service is removed from the MCS as Product, please explain whether and how the Postal Service would report Parcel Return Service data to the Commission in its Annual Compliance Report.

13. If competitive Parcel Return Service is removed from the MCS as a Product, what would prevent the Postal Service from discontinuing offering that product without further notifying the Commission?

Respectfully submitted,

Kenneth E. Richardson
Public Representative

901 New York Avenue, N.W.
Suite 200
Washington, D.C. 20268-0001
(202) 789-6859