

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

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POSTAL RATE COMMISSION  
OFFICE OF THE SECRETARY

Mailing Online Experiment

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Docket No. MC2000-2

OFFICE OF THE CONSUMER ADVOCATE  
RESPONSE TO MOTION OF THE POSTAL SERVICE TO DESIGNATE  
THE TESTIMONY AND CROSS-EXAMINATION OF WITNESS ROTHSCHILD  
FROM PREVIOUS DOCKET AS EVIDENCE IN DOCKET NO. MC2000-2

(December 16, 1999)

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The Postal Service accompanied its Request for a Mailing Online ("MOL") Experimental Classification<sup>1</sup> with a Motion for Designation of Testimony and Cross-Examination from Previous Docket as Evidence in Commission Docket No. MC2000-2.<sup>2</sup> In the previous consideration of MOL, in Docket No. MC98-1,<sup>3</sup> witness Rothschild was responsible for providing "estimates of the volume that NetPost could realize under various product configuration and pricing scenarios."<sup>4</sup> The Postal Service contends that the participants' due process rights will not be abridged by the requested designation since the participants most likely to be interested in MOL had a full opportunity to evaluate witness Rothschild's testimony (and conduct written and oral cross-

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<sup>1</sup> "Request of the United States Postal Service for a Recommended Decision on an Experimental Classification and Fee Schedule Mailing Online," November 16, 1999.

<sup>2</sup> Filed November 16, 1999.

<sup>3</sup> On May 5, 1999, the Postal Service notified the Commission that it had determined to withdraw the MC98-1 Request and moved to close the docket.

<sup>4</sup> At the time that witness Rothschild collected the information used to generate volume estimates, the Postal Service was using the name "Netpost" for an MOL-like service.

examination) in the previous docket. With respect to the strength of the estimates, the Postal Service states that there is "really . . . nothing new to add."<sup>5</sup>

The Office of the Consumer Advocate ("OCA") does not oppose the Postal Service's motion to designate the Rothschild testimony and cross-examination. Other participants have indicated an interest in designating evidence from Docket No. MC98-1, as well.<sup>6</sup> The OCA may avail itself of this procedure if it judges designations to be advantageous.

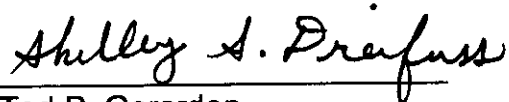
In the Statement of Issues filed today, the OCA has identified potential infirmities in the volume estimates and may wish to use evidentiary or legal means to bring any deficiencies to the Commission's attention. Nevertheless, the OCA does not find it objectionable if the Postal Service designates the estimates as evidence.

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<sup>5</sup> Postal Service motion at 2.

<sup>6</sup> Tr. 1/22-24.

Wherefore, the OCA does not oppose the Postal Service's motion to designate as evidence the Rothschild testimony and cross-examination from Docket No. MC98-1 in the instant proceeding.



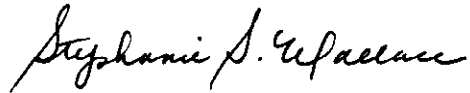
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CERTIFICATE OF SERVICE

I hereby certify that I have this date served the foregoing document upon all participants of record in this proceeding in accordance with section 12 of the rules of practice.

A handwritten signature in cursive script that reads "Stephanie S. Wallace".

STEPHANIE S. WALLACE

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December 16, 1999