

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

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POSTAL RATE AND FEE CHANGES, 2000

POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY
Docket No. R2000-1

STIPULATION OF THE UNITED STATES POSTAL SERVICE
REGARDING MATERIAL RELATING TO THE CONTINGENCY
SOUGHT BY THE OFFICE OF THE CONSUMER ADVOCATE

The United States Postal Service hereby stipulates that it will not rely on any of the documents requested (but not provided) in OCA Question on the Contingency (3)¹ in preparing rebuttal testimony on the contingency, and that it will not voluntarily give access to such materials to any other intervenor for use in this proceeding. This stipulation is made as part of an informal agreement with the OCA resolving the heretofore unresolved issues pending as a result of the OCA's April 10 motion to compel a response to interrogatory OCA/USPS-TS-43(b) to witness Tayman.

As the OCA had noted in its May 24 Notice Concerning Postal Service Responses To Questions Regarding The Provision For Contingencies, the OCA was not completely satisfied with the Postal Service's May 17 responses to the OCA's questions. Those questions had been provided informally by the OCA as part of the continuing discussions between the OCA and the Postal Service to resolve the pending dispute without further motions practice. Based on the filing of this stipulation, the OCA has agreed to withdraw its motion to compel.

The Postal Service recognizes that this stipulation is limited to disposition of the OCA's motion to compel in this proceeding only. The stipulation does bind or prejudice

¹ See Responses of United States Postal Service to Questions of the Office of the Consumer Advocate Regarding the Provision for Contingencies, filed on May 17, 2000.

any other participant or the Commission in this or in any future proceeding, nor does it bind the OCA in any future proceeding or in any other unrelated matter in this Docket. This stipulation does not establish any principle, rule, interpretation of law, or precedent with respect to the matters addressed in, or underlying, the stipulation.

The Postal Service appreciates the OCA's cooperation throughout these discussions. This cooperative spirit enabled us to reach this mutually acceptable resolution of an ongoing discovery dispute.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

Daniel J. Foucheaux, Jr.
Chief Counsel, Ratemaking



Scott L. Reiter

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.



Scott L. Reiter

475 L'Enfant Plaza West, S.W.
Washington, D.C. 20260-1137
(202) 268-2999 Fax -5402
May 31, 2000