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POSTAL RATE COMMISSION  
OFFICE OF THE SECRETARY

PRESIDING OFFICER'S  
RULING NO. C2001-1/15

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

Complaint on Sunday and Holiday Collections

Docket No. C2001-1

PRESIDING OFFICER'S RULING  
ON SCHEDULING OF PROCEEDINGS

(Issued October 26, 2001)

Presiding Officer's Ruling No. C2001-1/11 established the schedule in this proceeding through the participants' filing of rebuttal testimony.<sup>1</sup> At the time this schedule was established, it was anticipated that all discovery disputes related to the initial round of discovery would have been resolved prior to the Complainant filing direct testimony. However, a discovery dispute related to interrogatory DFC/USPS-19 still has not been resolved.<sup>2</sup> Because of this open issue, the Complainant decided to file his testimony in two parts. The first part was received on September 19, 2001.<sup>3</sup> The submission of the second part of the testimony is dependent on the resolution of the discovery dispute.

The schedule in POR No. 11 indicates a hearing date of November 5, 2001, to accept the Complainant's testimony. Because the Complainant's full testimony is pending at this time, the hearing to accept testimony shall be postponed. Upon resolution of the discovery dispute, the Complainant shall indicate the date he intends to submit part two of his testimony. At that time, the presiding officer shall establish a

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<sup>1</sup> Presiding Officer's Ruling on Scheduling of Proceedings, issued August 23, 2001 (POR No. 11).

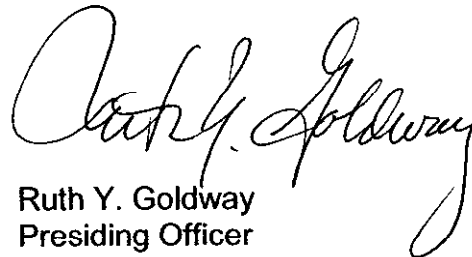
<sup>2</sup> Douglas F. Carlson Interrogatory to the United States Postal Service, filed May 25, 2001 (DFC/USPS-19).

<sup>3</sup> Direct Testimony of Douglas F. Carlson, Part I, filed September 19, 2001.

new hearing date. New dates for discovery on part two of the testimony, an indication of need for oral cross-examination, designation of written cross-examination, and intent to file rebuttal testimony also shall be established at that time.

RULING

1. The hearing to accept direct testimony scheduled for November 5, 2001 shall be postponed until further notice.
  
2. Upon resolution of the discovery dispute related to DFC/USPS-19, the Complainant shall indicate the date he intends to submit part two of his testimony. The presiding officer will then establish a new schedule for this proceeding.



Ruth Y. Goldway  
Presiding Officer