

BEFORE THE
POSTAL RATE COMMISSION

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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

COMPLAINT ON POST E.C.S.

DOCKET NO. C99-1

MOTION OF UNITED PARCEL SERVICE TO
SUSPEND PROCEEDINGS
(November 8, 2001)

United Parcel Service ("UPS") hereby moves that further proceedings in this case be suspended until the omnibus rate case, Docket No. R2001-1, is concluded.

As stated in its recent filing in the rate case, UPS believes that suspension of proceedings in this case is necessary to allow the Commission and the parties to focus on the rate case.¹ The Presiding Officer's comments at the prehearing conference in the rate case support the view that a delay in other proceedings is warranted, as the circumstances in which the Postal Service presently finds itself and the measures the participants will be expected to undertake to address those circumstances by working towards a settlement of the rate case potentially make Docket No. R2001-1 even more significant and more involved than usual. Omnibus rate cases always present daunting

1. Comments of United Parcel Service on the Impact of Cases Pending Before the Commission on the Omnibus Rate Case, Docket No. R2001-1, filed October 29, 2001.

challenges to the participants and the Commission. The need to engage in settlement negotiations adds to those challenges.²

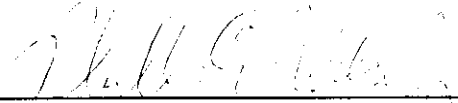
Although the this complaint proceeding has been on the Commission's docket for an extended period, the present circumstances are exceptional. Moreover, this is an opportune time for this necessary delay. UPS has not yet filed its direct case, and therefore hearings would necessarily not come for several months anyway. If this case were to go forward, however, conflicts between the two proceedings would be almost inevitable.

Given the other demands confronting the Commission and the parties to this case, suspension of the proceedings seems appropriate. Suspending further proceedings here will enable the participants in this case to devote their time and resources to the more urgent issues confronting the Commission and the parties in the rate case.

2. It appears from its filing in Docket No. R2001-1 that the OCA also supports a delay in this complaint case as long as settlement discussions are ongoing in the omnibus rate case. Office of the Consumer Advocate Comments on the Effect of Docket No. R2001-1 on Pending Cases, Docket No. R2001-1, filed October 29, 2001.

WHEREFORE, United Parcel Service respectfully requests that the Commission suspend further proceedings in this docket until the conclusion of Docket No. R2001-1.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on this date I have caused to be served the foregoing document on all parties to this proceeding by first class mail, postage prepaid, in accordance with Section 12 of the Rules of Practice.



Phillip E. Wilson, Jr.

Dated: November 8, 2001
Philadelphia, PA

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