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PRESIDING OFFICER'S
RULING NO. R2001-1/53

UNITED STATES OF AMERICA
POSTAL RATE COMMISSION
WASHINGTON, DC 20268-0001

Postal Rate and Fee Changes

Docket No. R2001-1

PRESIDING OFFICER'S RULING GRANTING
REQUEST FOR SUPPLEMENTAL DESIGNATION

(Issued February 28, 2002)

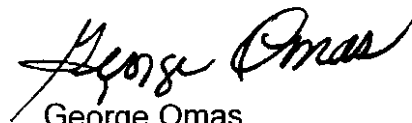
A Motion of the American Postal Workers Union, AFL-CIO for Supplemental Designation of Responses of United States Postal Service Witness Miller to Interrogatories of KeySpan Energy and Major Mailers Association (APWU Motion) was filed February 26, 2002. The APWU Motion was contingent in that no additional designations were desired if pending APWU motions to strike surrebuttal testimony were granted.

Order No. 1337, issued February 27, 2002, denied the APWU motions to strike. I shall grant the APWU Motion and direct that the designated responses of Postal Service witness Miller be incorporated into the record. APWU contends that the designated material clarifies and supports the witness Miller analysis relied on by its witness Riley. This analysis was challenged in the surrebuttal testimony that was the subject of Order No. 1337.

The APWU Motion, at 2, contends that the need to designate this material could not have been foreseen until after the deadline for designating responses under the procedural schedule established in P.O. Ruling R2001-1/1 had passed. In light of the unusual procedural status of this case I will allow the requested additional designations. See P.O. Ruling R2001-1/52.

RULING

The Motion of the American Postal Workers Union, AFL-CIO for Supplemental Designation of Responses of United States Postal Service Witness Miller to Interrogatories of KeySpan Energy and Major Mailers Association, filed February 26, 2002 is granted.

A handwritten signature in black ink that reads "George Omas". The signature is written in a cursive style with a large, sweeping initial "G".

George Omas
Presiding Officer