

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

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Complaint on Sunday
and Holiday Collections

Docket No. C2001-1

RESPONSE OF THE UNITED STATES POSTAL SERVICE
TO MOTION OF DOUGLAS CARLSON TO ESTABLISH
DEADLINE FOR FILING TESTIMONY
(March 6, 2002)

On December 31, 2001, Mr. Carlson filed a response to Presiding Officer's Ruling No. C2001-1/16, and a motion to suspend proceedings in this docket until March 1, 2002. The stated purpose of the motion to suspend was to allow for possible developments that may occur before that date in his FOIA lawsuit currently pending in federal court. In Presiding Officer's Ruling No. C2001-1/17 (Jan. 7, 2002), his motion was granted. In his latest pleading, filed on March 1st and styled as a motion to establish deadline for filing testimony, Mr. Carlson now reports that the ruling he anticipated from the court in his FOIA proceeding has not materialized. Nonetheless, he wishes to delay submission of the final portion of his direct testimony until April 25th.

Ostensibly, the purpose of this delay would be to allow him to conduct research in the New York Public Library in order to augment his testimony to counteract the effects of being deprived the access to the CMBS database that he had earlier sought. The nexus between the need for research in the New York Public Library (which has not been mentioned up until now) and the CBMS database is not apparent. As it did in response to his earlier motion, the Postal Service questions the potential utility of burdening the record with any further factual information, and believes that the interest of all would be much better served by proceeding to argument on the ultimate policy

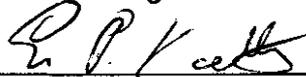
issues upon which the complaint must be evaluated. There appears to be little tangible benefit to be gained by attempting to debate this matter, however, and if Mr. Carlson wishes to further delay his case for the reason he has advanced, the Postal Service does not object. By the same token, however, given the amount of leeway that Mr. Carlson is seeking, the Postal Service hopes that, if necessary, similar leeway would be extended to all parties in scheduling the further stages of this proceeding.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

Daniel J. Foucheaux
Chief Counsel
Ratemaking



Eric P. Koetting
Attorney

CERTIFICATE OF SERVICE

I hereby certify that, in accordance with section 12 of the Rules of Practice, I have this day served the foregoing document upon:

Douglas F. Carlson
P.O. Box 7868
Santa Cruz CA 95061-7868

David B. Popkin
P.O. Box 528
Englewood NJ 07631-0528



Eric P. Koetting

475 L'Enfant Plaza West, S.W.
Washington, D.C. 20260-1137
(202) 268-2992/ FAX: -5402
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