

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

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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

EXPERIMENTAL RATE AND SERVICE CHANGES
TO IMPLEMENT NEGOTIATED SERVICE AGREEMENT
WITH CAPITAL ONE SERVICES, INC.

Docket No. MC2002-2

NOTICE OF UNITED STATES POSTAL SERVICE REGARDING
NEGOTIATED SERVICE AGREEMENT WITH CAPITAL ONE SERVICES, INC.,
FILED AS APPENDIX G TO THE REQUEST IN THIS DOCKET

The Postal Service would like to clarify the record concerning the status of the Negotiated Service Agreement between the Postal Service and Capital One, which was filed as Appendix G to the Request. It appears that at least two parties have mistakenly assumed that the agreement is not signed or final.¹ To the contrary, the agreement filed was indeed the final agreement, signed and dated by both parties.² To assuage any remaining doubt, postal counsel will make an original copy of the agreement available for inspection at tomorrow's prehearing conference.

The Postal Service notes that this matter that could easily have been clarified informally and regrets the need to file this additional pleading. The Commission and the Postal Service have worked hard, and we thought successfully, to foster a more

¹ Comments of the Newspaper Association of America on Order No. 1348 (Oct. 17, 2002); PostCom/MFSA Response to NAA 1346 Comments (Oct. 21, 2002).

² Apparently, Ms. Bizzotto's signature in blue ink, which successfully endured photocopying, did not endure the PDF scanning done just before the Request was produced for filing and distribution.

cooperative environment in postal ratemaking proceedings. The Postal Service believes that informal efforts to resolve such matters aid the Commission in the efficient conduct of its proceedings. In this regard, the Postal Service wishes to commend the OCA for the informal efforts it has made so far to advance its understanding of the matters at issue.

The Postal Service also gives notice of three typographical errors in the Agreement. In Art. II, ¶ J.4, second-to-last line, the word "credit" is missing after "appropriate." In Art. III ¶ F line 3, the word "additional" is missing before "discounts." In Art. III ¶ G, the reference to Art. II ¶ E was meant to be to Art. III ¶ E.

The Postal Service understands that the date of the agreement does not appear at the beginning. Given that the signatures on the last page are dated (October 4 and October 9), that the agreement itself states that it is effective on the latest date of signing by both parties (Art. IV ¶ C) and that the effective date of the agreement has no real substantive effect (as opposed to the implementation date), there seems to be no basis for further concern regarding this minor omission.

Finally, the Postal Service wishes to emphasize that it will work cooperatively with any participant, regardless of its substantive positions, to attempt informally to resolve issues that need not unduly consume the Commission's time and attention or any other natural or human resources.

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

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