

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

**Complaint of Time
Warner Inc. et al.
Concerning Periodicals Rates**

) **Docket No. C2004-1**

**FIRST INTERROGATORIES AND
REQUESTS FOR PRODUCTION OF DOCUMENTS
OF AMERICAN BUSINESS MEDIA
TO TIME WARNER INC., ET AL.
ABM/TW et al.-T1-1-3
(April 28, 2004)**

Pursuant to Rules 25 through 28 of the Rules of Practice, American Business Media hereby submits interrogatories and requests for production of documents to Time Warner, Conde Nast, Newsweek, Readers Digest and TV Guide ("complainants"). American Business Media asks that, in responding to these requests, the complainants follow the guidelines set forth below. If any request is deemed burdensome or seeks information which the complainants reasonably believe is confidential, please contact the undersigned counsel for American Business Media to discuss possible limitations or alternative requests.

If Mr. Mitchell is unable to provide a complete response, please provide a response by another employee or representative of the complainants.

If information, data or documents requested are not available in the exact format or level of detail requested, please provide responsive material in such different format or level of detail as is available.

If a privilege or confidentiality is claimed with respect to any information, data or documents that are responsive to these requests, please describe the

precise nature of any privilege claimed and describe any document(s) or information being withheld, including sufficient detail to enable a reasonable assessment of the claim of privilege or confidentiality.

The term “documents” includes, but is not limited to: memoranda, reports, notes of conversations, studies, letters, speeches, testimony, tabulations, and workpapers. The term “documents” also includes all means by which information is recorded or transmitted, including printouts of emails.

“Relating to” means discussing, describing, containing, analyzing, studying, commenting on, or pertaining to, in whole or in part. Responses to requests for explanations or the derivation of numbers should be accompanied by workpapers sufficient to enable a third party to identify source documents and understand the nature of any calculations made.

If any data or documents that would have been provided in response to these requests have been destroyed, please describe such data or documents and explain the circumstances under which they were destroyed.

Respectfully submitted,

/s/ David R. Straus
David R. Straus
Attorney for American Business Media

Law Offices of:

Thompson Coburn LLP
1909 K Street, NW
Suite 600
Washington, DC 20006-1167
(202) 585-6921

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TO TIME WARNER INC., ET AL. WITNESS MITCHELL
ABM/TW et al-T1-1-3

ABM/TW et al.-T1-1. Please provide a narrative detailing Mr. Mitchell's experience in or with the periodical publishing industry, including employment by periodical publishers or analysis of that industry.

ABM/TW et al.-T1-2. Please describe in detail all of Mr. Mitchell's experience that is relevant to his discussion in Appendix A of the sources of and possible variations in revenues received (a) by *Pit & Quarry* and (b) by publications similar to *Pit & Quarry*.

ABM/TW et al.-T1-3. For each Periodical published by each of the five complainants and by every parent, subsidiary or affiliate of each complainant, please provide the following information for calendar year 2003 (or any other 12-month period since the present postal rates took effect), if the data are available for a 12-month period, or for a single, actual, representative issue of each Periodical if annual data are not available: (a) title, (b) frequency, (c) average weight, (d) percentage mailed to zone 3 or higher (e) average editorial percentage, (f) percentage palletized (including co-palletization), (g) percentage co-palletized or co-mailed, (h) average weight per pallet, (i) average pieces per sack, (j) average pieces per bundle (k) average per copy postage and (l) average per copy postage at the "Proposed Rate Schedule" found at page 43 of Mr. Mitchell's testimony.

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of April, 2004, a copy of the foregoing document was served in accordance with Section 12 of the Commission's Rules of Practice.

/s/ David R. Straus
David R. Straus
Attorney for American Business Media

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Suite 600
Washington, DC 20006-1167
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