

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

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COMPLAINT OF TIME WARNER INC. ET AL.  
CONCERNING PERIODICALS RATES

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Docket No. C2004-1

**COMMENTS OF AMERICAN BUSINESS MEDIA  
IN RESPONSE TO PRESIDING OFFICER'S RULING C2004-1/23  
(December 14, 2004)**

American Business Media hereby submits its comments in response to Presiding Officer's Ruling No. C2004-1/23, which, *inter alia*, required parties to file statements by today if they intend to oppose the inclusion in the record of a data analysis prepared by witness Stralberg and submitted by the complainants on December 8<sup>th</sup>.

As stated in American Business Media's comments in response to POR C2004-1/22, filed today, American Business Media submitted interrogatories related to that analysis on December 10<sup>th</sup>. Responses have not yet been received. Until American Business Media has the opportunity to review those responses, it cannot state definitively whether or not it will oppose entry of witness Stralberg's analysis into the record.

If, however, the Presiding Officer requires American Business Media's position today, in order to protect its interests American Business Media must at this time oppose inclusion of witness Stralberg's analysis into the record, since without the responses to the interrogatories, it is incomplete and not fully supported. That position might and probably will change once American

Business Media is able to obtain full responses to its interrogatories. American Business Media pledges that it will provide the Commission with its final views in this regard within two business days of the receipt of the complainants' interrogatory responses.<sup>1</sup>

The undersigned is authorized by intervenor The McGraw-Hill Companies to state that it concurs in the positions set forth above.

Respectfully submitted,

/s/ David R. Straus  
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<sup>1</sup> Although we have no reason to believe that the responses will be less than fully responsive to the questions, this pledge, of course, depends upon them being so.