

BEFORE THE
POSTAL RATE COMMISSION
WASHINGTON, DC 20268-0001

Postal Rate and Fee Changes, 2005

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Docket No. R2005-1

**FIRST DISCOVERY REQUESTS
OF ALLIANCE OF NONPROFIT MAILERS
TO VALPAK WITNESS ROBERT W. MITCHELL
(ANM/VP-T1-1)
(July 26, 2005)**

Pursuant to sections 25 and 26 of the Commission's Rules of Practice, the Alliance of Nonprofit Mailers ("ANM") respectfully submits the attached interrogatories and requests for production of documents to Valpak Direct Marketing Systems, Inc., and Valpak Dealers' Association, Inc. ("Valpak"). These requests concern the direct testimony of Valpak witness Robert W. Mitchell (VP-T-1).

Respectfully submitted,

David M. Levy
SIDLEY AUSTIN BROWN & WOOD LLP
1501 K Street, N.W.
Washington DC 20005-1401
(202) 736-8214
dlevy@sidley.com

Counsel for Alliance of Nonprofit Mailers

July 26, 2005

DISCOVERY REQUESTS

ANM/USPS-T1-1. This question concerns the carryover sentence on pp. 87-88 of the direct testimony of Valpak witness Robert W. Mitchell: “My experience has been that phrases like ‘as nearly as practicable’ are always meant to allow the practicalities of rounding to be accommodated, and nothing more.”

- (a) Please specify the experience on which Mr. Mitchell is relying.
- (b) If the experience consists, wholly or part, of Mr. Mitchell’s understanding of one or more prior interpretations of the Postal Reorganization Act, another statute, a regulation, or another text by a court, agency or other decisionmaker, please provide a citation to the statute, regulation or other text that was construed and the decision or other document that construed it. (If a document is not readily available to the public, please produce a copy of the document as well.)