

DOCKET SECTION

ORDER NO. 1200

UNITED STATES OF AMERICA  
POSTAL RATE COMMISSION  
WASHINGTON, D.C. 20268-0001

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POSTAL RATE COMMISSION  
OFFICE OF THE SECRETARY

Before Commissioners: Edward J. Gleiman, Chairman;  
George W. Haley, Vice Chairman;  
W.H. "Trey" LeBlanc, III;  
H. Edward Quick, Jr., and George A. Omas

Postal Rate and Fee Changes

Docket No. R97-1

ORDER PROVIDING FOR WRITTEN DISCOVERY

(October 27, 1997)

Order No. 1198, issued October 17, 1997, accepted certification of motions related to whether certain library references filed by the Postal Service may be, or should have been, sponsored as evidence. Responses to these motions were filed October 24, 1997.

Issues before the Commission include whether and when the Postal Service should be allowed to provide witnesses to sponsor certain library references so that they can be admitted in the evidentiary record. The Commission intends to evaluate all arguments promptly.

One of the considerations mentioned is that the Postal Service has offered to sponsor materials as evidence in this case after the close of written discovery on the direct case of the Postal Service. See *Nashua Photo Inc.*, *District Photo Inc.*, *Mystic Color Lab* and *Seattle Filmworks, Inc. Motion to Strike Specific Portions of the Testimony of Various Postal Service Witnesses and Certain Library References and for Other Relief*, filed October 16, 1997, at 11. In order to minimize any delay which might result from actions which led to the current controversy, participants are advised that written discovery on the materials identified in the United States Postal Service

Response to Presiding Officers Ruling No. R97-1/42, filed October 14, 1997, is permitted as of the date of this order. Interested participants should prepare and file discovery as though these materials will be admitted into evidence, and the Postal Service should endeavor to prepare and submit responses within seven days.

If the final resolution of the issues before the Commission prevents some or all of these materials from being admitted as evidence, discovery requests submitted in the interim may be viewed as moot.

It is ordered:

Written discovery may be conducted concerning library references identified in the United States Postal Service Response to Presiding Officers Ruling No. R97-1/42, filed October 14, 1997, and any supplemental testimony provided in support of those materials.

By the Commission.

(S E A L)

A handwritten signature in cursive script, reading "Margaret P. Crenshaw". The signature is written in black ink and is positioned above the printed name and title.

Margaret P. Crenshaw  
Secretary