

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

Postal Rate and Fee Changes, 2006) Docket No. R2006-1

**MOTION OF AMERICAN BUSINESS MEDIA
FOR COUNTER-DESIGNATIONS OF EVIDENCE FROM PRIOR DOCKET
(August 23, 2006)**

Pursuant to section 31(e) of the Rules of Practice, and in response to the August 9, 2006, "Motion of Time Warner Inc. to Designate Evidence From Other Commission Dockets," American Business Media hereby moves for incorporation as counter-designations the following material from the evidentiary record in Docket No. C2004-1.

Cross-Examination of Time Warner Witness Halstein Stralberg

Written:

ABM/TW et al. T2-2, Tr. 76-77

ABM/TW et al. T2-3, Tr. 78

ABM/TW el al. T2-6, Tr. 82

ABM/TW et al. T2-7, Tr. 83

ABM/TW et al. T2-11, Tr. 86

ABM/TW et al. T2-13, Tr. 88

ABM/TW et al. T2-34, Tr. 106-108

ABM/TW et al. T2-36, Tr. 109-11

ABM/TW et al. T1-3 (redirected), Tr. 112-127

ABM/TW et al. T3-42, Tr. 129-131

MH/TW et al. T2-2, Tr. 133

USPS/TW et al. T2-11, Tr. 182

Oral:

Tr. 210, Line 8, through Tr. 226, Line 19

Tr. 229, Line 9, through Tr. 231, Line 8

Tr. 263, Line 1 through Line 23

Cross-Examination of Time Warner et al. Witness Robert Mitchell

Written:

ABM/TW et al. T1-1, Tr. 878-881

ABM/TW et al. T1-5, Tr. 885

ABM/TW et al. T1-6, Tr. 886

ABM/TW et al. T1-10, Tr. 890

ABM/TW et al. T1-11, Tr. 891

ABM/TW et al. T1-12, Tr. 892

ABM/TW et al. T1-13, Tr. 893

ABM/TW et al. T1-18, Tr. 912

ABM/TW et al. T1-21, Tr. 915

ABM/TW et al. T1-22, Tr. 916

ABM/TW et al. T1-33, Tr. 926

ABM/TW et al. T1-36, Tr. 929

ABM/TW et al. T1-37, Tr. 930

ABM/TW et al. T1-40, Tr. 933

ABM/TW et al. T1-41, Tr. 934

ABM/TW et al. T1-42, Tr. 935
ABM/TW et al. T1-43, Tr. 936
ABM/TW et al. T1-44, Tr. 937
ABM/TW et al. T1-45, Tr. 938
ABM/TW et al. T1-46, Tr. 939
ABM/TW et al. T1-47, Tr. 940
ABM/TW et al. T1-48, Tr. 941
ABM/TW et al. T1-49, Tr. 942
ABM/TW et al. T1-50, Tr. 943
ABM/TW et al. T1-51, Tr. 944
ABM/TW et al. T1-52, Tr. 945
ABM/TW et al. T1-53, Tr. 946
ABM/TW et al. T1-60, Tr. 953-954
ABM/TW et al. T1-61, Tr. 955
ABM/TW et al. T1-69, Tr. 964
ABM/TW et al. T1-70, Tr. 965
ABM/TW et al. T1-71, Tr. 966
ABM/TW et al. T1-76, Tr. 971
ABM/TW et al. T1-79, Tr. 972
ABM/TW et al. T1-83, Tr. 976
ABM/TW et al. T1-84, Tr. 977-979
ABM/TW et al. T1-87, Tr. 982
ABM/TW et al. T1-88, Tr. 983

ABM/TW et al. T1-89, Tr. 984
ABM/TW et al. T1-91, Tr. 987
ABM/TW et al. T1-93, Tr. 989
MH/TW et al. T1-6, Tr. 1010
MH/TW et al. T1-8, Tr. 1012
MH/TW et al. T1-19, Tr. 1030-1032
MH/TW et al. T1-20, Tr. 1033-1034
MH/TW et al. T1-21, Tr. 1035
MH/TW et al. T1-22, Tr. 1036-1039
NNA/TW et al. T1-2, Tr. 1059
NNA/TW et al. T1-3, Tr. 1060
NNA/TW et al. T1-13, Tr. 1070
NNA/TW et al. T1-14, Tr. 1071
NNA/TW et al. T1-18, Tr. 1074
USPS/TW et al. T1-1, Tr. 1095
USPS/TW et al. T1-2, Tr. 1096
USPS/TW et al. T1-4, Tr. 1098
USPS/TW et al. T1-5, Tr. 1099
USPS/TW et al. T1-7, Tr. 1101
USPS/TW et al. T1-8, Tr. 1102
USPS/TW et al. T1-10, Tr. 1104-1105
USPS/TW et al. T1-15, Tr. 1109
MH/TW et al. T1-39, Tr. 1120-1122

MH/TW et al. T1-40, Tr. 1123

Oral:

Tr. 1142, Line 21 through Tr. 1152, Line 20

Tr. 1162, Line 13 through Line 24

Tr. 1164, Line 4 through Tr. 1165, Line 1

Tr. 1183, Line 18 through Tr. 1186, Line 19

Tr. 1211, Line 24 through Tr. 1213, Line 5

Tr. 1214, Line 12 through Tr. 1218, Line 22

Tr. 1241, Line 21 through Tr. 1242, Line 2

ABM Witness Lou Bradfield:

Direct Testimony:

Tr. 1686 through 1688, line 10

Tr. 1691, line 22, through Tr. 1695, line 14

Tr. 1697, line 4, through Tr. 1701

ABM Witness Nick Cavnar

Written cross-examination:

Tr. 1714-15

Direct testimony:

Tr. 1721, lines 1-5

Tr. 1722, line 1, through Tr. 1725, line 10

Tr. 1739, line 9, through Tr. 1742, line 16

Tr. 1743, line 3, through Tr. 1746

ABM Witness Joyce McGarvy

Written cross-examination:

Tr. 1766-67

Direct testimony:

Tr. 1775-87

Time Warner has taken the odd but not objectionable step of designating from Docket No. C2004-1 portions of the direct testimony of witnesses Halstein Stralberg and Robert Mitchell, even though it intends to call both as witnesses in this docket. In its motion, Time Warner suggests (at page 3) that, by doing so, it will spare other parties, and the Commission, from “needlessly duplicative efforts,” in part by providing such parties the opportunity to move for counter-designations.

The purpose of the responsive counter-designations identified above is to assure that the record contains not only the direct testimony of witnesses Stralberg and Mitchell but also relevant portions of both written and oral cross-examination of these witnesses and of the testimony of witnesses responding to that direct testimony. Like the Time Warner motion, these further designations will expedite the proceeding and minimize duplication of effort.

Two copies of the designated material are today being provided to the Secretary of the Commission. As an accommodation, a complete copy is also being provided to counsel for Time Warner.

Respectfully submitted,

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