

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

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

**MODIFIED OBJECTION AND RESPONSE
OF AMERICAN BUSINESS MEDIA
TO "FOLLOW-UP" INTERROGATORY SUBMITTED BY MAGAZINE
PUBLISHERS OF AMERICA/ASSOCIATION OF NONPROFIT MAILERS**

MPA/ANM/ABM – 1
(October 16, 2006)

Attached please find American Business Media's modified objection and response to the interrogatory identified above. American Business Media requests that this modified objection and response be substituted for the objection and response submitted on October 11, 2006.

Respectfully submitted,

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MODIFIED OBJECTIOIN AND RESPONSE OF AMERICAN BUSINESS MEDIA
TO MPA/ANM/ABM - 1

MPA/ANM/ABM-1. Please refer to the table attached to the answer filed by ABM on October 4, 2006, to TW/ABM-5.

(a) For each co-palletized publication in the table, please provide your best estimate of the total number of pieces in the entire co-palletization pool.

(b) For each co-palletized publication in the table, please provide your best estimate of the percentage of pieces that were entered at either the DADC, the DSCF, or the DDU.

(c) For each co-palletized publication in the table, please provide your best estimate of the percentage of pieces that were palletized.

(d) For each co-palletized publication in the table, please indicate whether any of the pieces were sacked to allow their transportation by air to their destination (as opposed to being sacked because there was insufficient volume in the pool to palletize).

(e) For each co-palletized publication in the table, please provide the percentage of sacked pieces that were sacked to allow their transportation by air to their destination (as opposed to being sacked because there was insufficient volume in the pool to palletize).

(f) Please provide your best estimate of the number of postal entry points for each co-palletized publication in the table. Please also explain fully whether it would be cost effective under current rates to enter the publication at additional entry points if it were transported entirely using surface transportation.

(g) Please provide your best estimate of the rate increase under the Postal Service and the MPA/ANM proposal for each co-palletized publication or each co-palletization pool in the table, assuming that all pieces in the pool are palletized and entered at the DADC.

(h) Does ABM believe that the percentage of pieces that are palletized and the percentage of pieces that are entered at the DADC, DSCF, or DDU for the co-palletized publications in the table are typical for co-palletized publications? Please explain your answer fully.

MODIFIED OBJECTION

American Business Media's original objection to this interrogatory mistakenly believed that the question was directed to the table that American Business Media provided in response to TW/ABM – 2, rather than the different table that was provided in response to TW/ABM – 5. The substance of the objection remains the same, but the description must be modified, as it is below.

American Business Media objects to this interrogatory on the ground that it is not an appropriate follow-up interrogatory. MPA/ANM did not submit any timely interrogatories or other discovery requests to American Business Media, so that MPA/ANM cannot be said to be following up on any information that they sought individually or collectively. In addition, the table provided by ABM in response to TW/ABM – 5 was generated and provided to Time Warner in response to its request for information concerning the impact of the rate proposals on American Business Media members. The question was:

TW/ABM-5 For each of the publications referred to in the preceding two interrogatories:

- a. Has ABM estimated the percent increase in its postage that will result from witness Tang's proposed rate design in this docket? If yes, please provide the percentage.
- b. Has ABM estimated the percent increase in its postage that will result from witness Mitchell's proposed rate design in this docket? If yes, please provide the percentage.
- c. Has ABM estimated the percent increase in its postage that will result from witness Glick's proposed rate design in this docket? If yes, please provide the percentage.

The table in question provided the limited information available to American Business Media that is responsive. The mere identification (without names) of publications as to which the publisher calculated impact and the results of those calculations presented in response to an interrogatory does not serve to open up American Business Media to other parties seeking additional information with respect to those publications after the close of discovery. Finally, if MPA and/or MPA wish to accumulate information concerning each of the characteristics outlined in parts (a) through (h) of this request for a wide range of co-palletized publications, they can obtain that information from their own members.

MODIFIED RESPONSE

Notwithstanding and without waiving the objection set forth above, American Business Media provides the following response:

(a) through (h). American Business Media neither solicited nor obtained the information that would be necessary to provide any estimate, much less a “best estimate,” responsive to these requests. Nevertheless, having discussed the matter with counsel for MPA/ANM subsequent to the filing of the original response, American Business Media is in the process of determining whether the publisher is willing and able to provide additional information with respect to the publications shown in the table.

Person responsible for response: David R. Straus, counsel