

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

RATE AND SERVICE CHANGES TO IMPLEMENT
BASELINE NEGOTIATED SERVICE AGREEMENT
WITH BANK OF AMERICA CORPORATION

Docket No. MC2007-1

**RESPONSE OF UNITED STATES POSTAL SERVICE
IN OPPOSITION TO MOTION OF AMERICAN POSTAL WORKERS UNION,
AFL-CIO, TO STAY PROCEEDINGS**

(April 30, 2007)

On April 24, 2007, the American Postal Workers Union, AFL-CIO moved the Postal Regulatory Commission to stay proceedings in this docket until the Postal Service responded to all outstanding delivery requests, especially interrogatory APWU/USPS-T1-1.

A hearing on the co-proponent's direct case is scheduled for May 8, 2007, if required. Participants are required to provide notice of intent to conduct cross-examination of witnesses on May 1, 2007, which, if filed, would indicate need for the scheduled hearing. The Postal Service submits that participants will have appropriate information on May 1, 2007, upon which to determine the need for cross examination, and ample opportunity to prepare for cross examination by May 8, 2007. Additionally, the Postal Service proposes to assist in the examination of the response to APWU/USPS-T1-1 by making available a witness to respond to further questions on the materials requested by that interrogatory.

Except for APWU/USPS-T1-1, and several other interrogatories to which responses are forthcoming, the Postal Service has responded to all outstanding interrogatories. The Postal Service will provide responsive answers to the remaining interrogatories no later than May 1, 2007. Parties, therefore, should have all the information required to evaluate their need for oral cross examination and can respond to the Commission's request for notices of intent to conduct oral

Additionally, the Postal Service is offering to make Mr. Brent Raney, Manager, Technology Development/Apps, Engineering, available during hearings on the Postal Service's direct case on May 8, 2007, for cross-examination concerning the materials requested in APWU/USPS-T1-1. APWU and other participants will have a full opportunity to cross examine Mr. Raney on these materials and related issues, including improvements in letter mail read/accept rates since 1999. Appearance by Mr. Raney will accommodate questions on the interrogatory response and any follow-up cross examination on May 8, 2007, as well as other questions participants may have on read/accept rates. The Postal Service anticipates that the attention that read/accept rates has received thus far in this proceeding positions participants with sufficient time to prepare for a hearing on these matters by May 8, 2007.

For these reasons, the Postal Service respectfully requests that the Commission deny the APWU motion to stay proceedings.

United States Postal Service

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