

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Rate and Service Changes to Implement)
Baseline Negotiated Service Agreement) Docket No. MC2007-1
With Bank of America Corporation)

**MOTION OF BANK OF AMERICA CORPORATION
FOR PROTECTIVE CONDITIONS
(May 24, 2007)**

Bank of America Corporation (“BAC”) respectfully moves for leave to file portions of its answers to APWU interrogatory APWU/USPS-T1-8 and Valpak interrogatory VP/USPS-T1-32(b) under the same protective conditions imposed by the Commission in Presiding Officer’s Ruling No. MC2007-1/4 (May 2, 2007). The information at issue is commercially sensitive, and its public disclosure could subject BAC and its vendors to competitive injury.

APWU interrogatory APWU/USPS-T1-8 asked the Postal Service to specify “what percentage of BAC’s letter mail is prepared by BAC and what percentage is prepared by its contract service bureaus” and “who are the service bureaus that prepare the BAC mail”. The Postal Service does not possess this information. Although the question was not directed to BAC, BAC is willing to answer it if the responsive information is given appropriate protection. The percentage of BAC letter mail that is prepared by service bureaus and other outside vendors, and the identities of those vendors, are sensitive commercial information. Indeed, many of the vendor supply

contracts specifically forbid BAC from publicly disclosing information about the vendor-customer relationship.

Valpak interrogatory VP/USPS-T1-32(b) asked the Postal Service, *inter alia*, to “list and explain all additional investments that BAC must make in order for the Postal Service to be able to develop mailer-specific accept rates for BAC’s bulk letter mail.” The Postal Service does not possess this information. Although the question was not directed to BAC, BAC is willing to answer it if the responsive information is given appropriate protection. The amounts that BAC must invest “for the Postal Service to be able to develop mailer-specific accept rates for BAC’s bulk letter mail” are commercially sensitive, and their public disclosure could subject BAC to competitive injury.

WHEREFORE, BAC respectfully requests that the Commission extend the protective conditions established in Presiding Officer’s Ruling No. MC2007-1/4 to this information as well.

Respectfully submitted,

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