

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

COMPLAINT OF CAPITAL ONE SERVICES, INC.

Docket No. C2008-3

**RESPONSE OF THE UNITED STATES POSTAL SERVICE TO
P.O. RULING NO. C2008-3/23, PROVIDING SIXTH STATUS REPORT
REGARDING SUPPLEMENT TO PRIVILEGE LOG
(October 31, 2008)**

The United States Postal Service hereby provides its sixth status report in response to P.O. Ruling No. C2008-3/23, regarding the supplement to the privilege log for the e-mails on Jessica Dauer Lowrance's computer. This week, the Postal Service has continued the task of reviewing the e-mail files of Ms. Lowrance and further supplementing its privilege log. Last week, Capital One provided the Postal Service with a list of specific entries in the partial privilege log of Ms. Lowrance's e-mails where Capital One has identified the need for additional information. The Postal Service is this week continuing the process of reviewing those highlighted entries, and identifying which of the entries are also contained in the documents obtained via an electronic search based on agreed-upon Boolean search terms. The parties have continued their ongoing informal communications, and made additional progress this week toward narrowing the scope of discovery in this docket. The Postal Service will file an

additional status report next Friday, November 7, 2008, to apprise the Commission of further developments.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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