

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

ANNUAL COMPLIANCE REPORT, 2008

Docket No. ACR2008

MOTION OF THE UNITED STATES POSTAL SERVICE
FOR LEAVE TO RESPOND TO THE REPLY COMMENTS
OF THE PUBLIC REPRESENTATIVES
(February 19, 2009)

On February 17, 2009, the Public Representatives filed Reply Comments. At the end of those comments (on page 18), the statement is made that it is “appropriate” to present further arguments in support of a motion filed by the Public Representatives on January 27th, to which the Postal Service filed its response on February 3rd. In that motion, the PR sought to make public certain materials filed by the Postal Service in the non-public annex. The Postal Service disagrees that it is “appropriate” to use unrelated reply comments, without seeking leave, to advance further arguments on a motion when the rules of practice do not allow such further arguments. See Rule 21(b). If such further arguments are permitted, however, the Postal Service seeks leave to respond. This is particularly necessary to correct misimpressions, if not outright factual misstatements, regarding the Postal Service’s treatment of sensitive nonpublic

information. The response the Postal Service seeks leave to file is provided separately.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

Daniel J. Foucheaux, Jr.
Chief Counsel, Pricing and Product
Support

Eric P. Koetting

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the foregoing document in accordance with Section 12 of the Rules of Practice and Procedure.

Eric P. Koetting

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February 19, 2009