

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

NOTICE OF PRICE ADJUSTMENT

Docket No. R2009-2

RESPONSE OF THE UNITED STATES POSTAL SERVICE
TO PLATINUM COALITION MOTION FOR ACCESS
TO USPS-R2009-2/NP1
(March 11, 2009)

On March 2, in response to Chairman's Information Request No. 3, Question 7, the Postal Service filed customer-specific information on Confirm under seal as USPS-R2009-2/NP1. On March 10, counsel for a coalition of Confirm users (Platinum Coalition) filed a motion seeking access to USPS-R2009-2/NP1 under protective conditions. The Postal Service hereby responds to that motion.

As the Postal Service indicated in its March 2 Notice of Filing of USPS-R2009-2/NP1, the material in question was filed under seal to protect the interest of its customers. If the Platinum Coalition consisted of all potentially interested Confirm users, the Postal Service would have no hesitation in supporting the motion. That is not the case, however, so the Postal Service has attempted to consult some Confirm users who are not part of the Coalition, but are most likely to have a material interest in the matter. Having received no expressions of objection from representatives of those users, the Postal Service is prepared to state its provisional support of the motion. Specifically, there may still be other non-Coalition Confirm users whose views have not been stated, and the Postal Service does not wish to foreclose their opportunity to be

heard. On the other hand, the Postal Service would note to any such Confirm users that the protective conditions would strictly limit access to the information. Thus, for example, the Postal Service does not anticipate that any individual Coalition members would be privy to the information regarding other Confirm users who are their potential competitors, but rather access to such information is sought only for the outside counsel to the Coalition. Presumably, Coalition members are no more eager to share their own proprietary information with other Coalition members than they are to share it with non-Coalition members.

The Postal Service also notes that, while undoubtedly important to Confirm users, the issues relating to the charges for Confirm are only an extremely small part of the much larger set of price adjustments which are the subject of this proceeding. The Postal Service hopes that any controversy regarding Confirm, including any issues relating to the customer-specific information which is the focus of the instant motion, will not be allowed to impede timely completion of the broader pending Commission review. With those caveats, the Postal Service does not oppose either the requested establishment of protective conditions, or access to USPS-R2009-2/NP1 by counsel for

the Coalition pursuant to such protective conditions.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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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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