

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

COMPLAINT OF CAPITAL ONE SERVICES, INC.

Docket No. C2008-3

**MOTION OF THE UNITED STATES POSTAL SERVICE FOR
FURTHER EXTENSION OF DEADLINES PURSUANT TO ORDER NO. 208**
(May 6, 2009)

In its Order No. 208,¹ the Commission required the Postal Service to file privilege logs and certain other information by May 5, 2009. Yesterday, the Postal Service requested an extension of this and other deadlines set forth in that Order, because counsel with the requisite knowledge of the relevant documents and privilege logs was on unscheduled leave.² Today, the Presiding Officer granted the Postal Service's request and extended the May 5 deadline by one day.³ The Presiding Officer further advised that if knowledgeable counsel remains unavailable, the Postal Service should accompany any request for a further extension with an estimate of when adequate resources can be assigned to these matters.⁴

Because knowledgeable counsel unexpectedly remains on unscheduled leave today, the Postal Service respectfully requests a further extension pending counsel's ability to resume work on these matters. Counsel has advised the Postal Service that

¹ PRC Order No. 208, Order on Capital One Motion to Compel and Extension of Deadlines Certified to the Commission by Presiding Officer's Ruling No. C2008-3/38, Docket No. C2008-3, April 29, 2009, at 4-5.

² Motion of the United States Postal Service for Extension of Deadlines Pursuant to Order No. 208, Docket No. C2008-3, May 5, 2009.

³ P.O. Ruling No. C2008-3/41, Presiding Officer's Ruling Granting Extension, Docket No. C2008-3, May 6, 2009, at 1.

⁴ Id.

she may return tomorrow, although it is possible that she may require additional leave. Accordingly, the Postal Service proposes to submit an update tomorrow as to her status and, if counsel has returned from leave, the Postal Service's estimate as to when it can prepare an appropriate filing.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

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

Jacob Howley

475 L'Enfant Plaza, S.W.
Washington, D.C. 20260-1135
(202) 268-3179; Fax -6187
May 6, 2009