

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

MODIFICATION OF MAIL CLASSIFICATION SCHEDULE FOR
INTERNATIONAL MAIL SEALED AND UNSEALED AGAINST
INSPECTION

Docket No. MC2009-23

**COMMENTS OF THE UNITED STATES POSTAL SERVICE
IN RESPONSE TO ORDER NO. 213
(May 12, 2009)**

On May 11, 2009, the Commission issued Order No. 213, which established that certain classification changes proposed by the Postal Service are consistent with 39 U.S.C. § 3642. In that Order, the Commission noted that the Postal Service's filing initiating this docket advised that the changes would be effective on May 11, 2009. The Order also noted that at 74 Fed. Reg. 18,297 (April 22, 2009), the Postal Service issued a final rule amending 39 C.F.R. Part 233 to revise definitions of mail sealed and unsealed against inspection, and that rule would become effective on June 1, 2009.

As clarification, several sets of regulations are revised consistent with the classification changes at issue in this docket. As a consequence of Order No. 213, the Administrative Support Manual and International Mail Manual regulations that give effect to the proposed change became effective on May 11, 2009, to coincide with the publication of Issue 36 of the International Mail Manual, which incorporates the rate changes from Docket Nos. R2009-2 and CP2009-23.¹ Because the International Mail Manual is incorporated into the Postal Service's regulations via 39 C.F.R. § 20.1, the

¹ See Postal Bulletin 22,258 (May 7, 2009), at 27-28, 31-33, *available at* <http://www.usps.com/cpim/ftp/bulletin/pb.htm>.

Postal Service regulations implementing these changes take effect with issuance of the new International Mail Manual, even though other conforming changes to Postal Service regulations will become effective at a slightly later date due to *Federal Register* timing guidelines.

Respectfully submitted,

UNITED STATES POSTAL SERVICE
By its attorneys:

Anthony F. Alverno
Chief Counsel, Global Business

Jacob Howley

475 L'Enfant Plaza, S.W.
Washington, D.C. 20260-1137
(202) 268-8917; Fax -6187
jacob.d.howley@usps.gov
May 12, 2009