

**BEFORE THE POSTAL REGULATORY COMMISSION  
WASHINGTON, DC 20268-0001**

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**Review of Nonpostal Services**

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**Docket No. MC2008-1 (Phase II)**

**NOTICE OF PITNEY BOWES INC. OF FILING OF SWORN STATEMENT**

On January 9, 2009, the Commission issued Order No. 168, initiating “Phase II” of the above-captioned proceeding. In Order No. 154, the Commission authorized certain licensing activities to continue as nonpostal services, but found the record on licenses related to Postal Service operations to be insufficiently developed to allow the Commission to determine whether those licenses should be terminated or authorized to continue.<sup>1</sup> *See* Order No. 154, at 75, n.145. Accordingly, Order No. 168 directed the Postal Service and any other interested party to file statements in support of the Postal Service’s expanded commercial licensing authority, addressing among other issues the requirements of section 404(e)(3) of title 39, by January 29, 2009. *See* Order No. 168, at 2-3; 39 U.S.C. § 404(e)(3). Pinpoint LLC (Pinpoint) filed a declaration of Randall E. Hooker on January 29, 2009. The Postal Service filed a supplemental sworn statement from Gary A. Thuro on January 30, 2009.

Presiding Officer’s Ruling No. 5, dated April 17, 2009, directed Pitney Bowes Inc. (Pitney Bowes) to file any responsive statement by May 12, 2009. Pitney Bowes hereby provides the responsive statement of Peter Wragg, Vice President of Merchandising of Pitney Bowes. The Wragg Declaration responds to the statements filed by the Postal Service and

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<sup>1</sup> On January 16, 2009, Pitney Bowes filed a Petition for Review of Order No. 154 with the United States Court of Appeals for the District of Columbia Circuit, pursuant to section 3663 of title 39 and sections 702-706 of title 5. *See* 39 U.S.C. § 3663; 5 U.S.C. §§ 702-706. By Order dated May 7, 2009, the Court granted Pitney Bowes’ motion to hold its petition in abeyance pending the Commission’s resolution of the Phase II proceedings in PRC Docket No. MC2008-1.

