

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Complaint of GameFly, Inc. :
: Docket No. C2009-1
:

NOTICE OF INTERVENTION OF TIME WARNER INC.
AS A LIMITED PARTICIPATOR
(July 22, 2009)

Pursuant to Order No. 235 (issued July 1, 2009) and section 20a of the Rules of Practice, Time Warner Inc. (Time Warner) hereby gives notice of its intervention in the above-captioned proceeding as a limited participator. In support of its intervention, Time Warner states:

1. The names and addresses of the persons who are to receive service of any document related to this proceeding are:

John M. Burzio
Timothy L. Keegan
Burzio McLaughlin & Keegan
Canal Square, Suite 540
1054 31st Street, N.W.
Washington, DC. 20007-4403
Telephone: (202) 965-4555
Fax: (202) 965-4432
E-mail: bmklaw@verizon.net
timothy.keegan@verizon.net

James R. O'Brien
Vice President, Distribution & Postal
Affairs
Time Inc.
Time & Life Building, Room 7-219
Rockefeller Center
New York, NY 10020-1393
Telephone: (212) 522-3036
Fax: (212) 522-1619
E-mail: jim_o'brien@timeinc.com

2. Time Warner provides Internet service, publishes and distributes books and magazines, and is actively engaged in the fields of filmed entertainment, recorded music, music publishing, cable television programming, and cable television systems.

3. Time Warner is a large user of all major classes of mail and a

competitor of various similarly situated mail users. As such, it has a substantial interest in the resolution of legal issues of first impression raised in this proceeding, in particular the standards by which the Commission will determine "whether . . . actions . . . of the Postal Service violate 39 U.S.C. 101(d) or 403(c), either by (a) rising to the level of undue discrimination or preferences among users of the mails, or (b) charging rates inequitably among such." Order No. 235 at 6.

4. Time Warner expects that its participation will be limited to briefing or other argument respecting such legal issues.

Respectfully submitted,

s/ _____
John M. Burzio
Timothy L. Keegan

Counsel for
TIME WARNER INC.

Burzio McLaughlin & Keegan
Canal Square, Suite 540
1054 31st Street, N. W.
Washington, DC 20007-4403