

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

COMPLAINT OF GAMEFLY, INC.

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Docket No. C2009-1

**APPLICATION OF GAMEFLY, INC.,
FOR NON-PUBLIC TREATMENT OF
MOTION TO COMPEL
(September 21, 2009)**

Pursuant to Rule 3007.22, 39 C.F.R. § 3007.22, GameFly, Inc. ("GameFly") applies for nonpublic treatment of a portion of the Motion to Compel that GameFly is filing under seal with the Commission today. GameFly is also separately filing a redacted version of the discovery requests electronically on the Commission's website.

The material that GameFly is filing under seal consists of a description of three documents that the Postal Service produced at Postal Service headquarters on August 25 for review by representatives of GameFly, but subsequently refused to produce to GameFly in hard copy form. GameFly does not believe that the description of the documents in the Motion to Compel satisfies the standards for protection established by the Commission in Order No. 225, and we intend to file a motion under Rule 3007.31 to unseal the material (along with other material that has been filed under seal) in a day or so. Because the Postal Service has designated the documents as confidential under the protective conditions in this case, however, we are filing the full version of the Motion to Compel under seal out of an abundance of caution.

CONCLUSION

For the reasons stated above, GameFly respectfully submits this Application under Rule 3007.22 to file the non-redacted version of its Motion to Compel under seal.

Respectfully submitted,

David M. Levy
Matthew D. Field
VENABLE LLP
575 7th Street, N.W.
Washington, DC 20004
(202) 344-4800

Counsel for GameFly, Inc.

September 21, 2009