

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton;
Dan G. Blair; and
Tony L. Hammond

Competitive Product Prices
Global Expedited Package Services 1 (CP2008-4)
Negotiated Services Agreement

Docket No. CP2008-24

ORDER GRANTING MOTION FOR TEMPORARY RELIEF

(Issued September 30, 2009)

The Global Expedited Package Services 1 (GEPS 1) contract approved in this proceeding is set to expire September 30, 2009, at midnight.¹ The Postal Service requests that the contract be permitted to remain in effect pending completion of the Commission's review of the successor contract currently being analyzed by the Postal Service to be filed at a later date.²

In support of its Motion, the Postal Service indicates that extenuating circumstances have made it impossible for the new agreement to be filed 15 days prior to October 1, 2009. *Id.* at 1. More specifically, it notes that in reviewing results in a

¹ See Docket Nos. CP2008-18 through CP2008-24, Order Concerning Expedited Package Services 1 Negotiated Services Agreements, September 16, 2008.

² United States Postal Service Motion for Temporary Relief, September 25, 2009, at 2 (Motion).

companion proceeding (Docket No. CP2009-19) “managers responsible for GEPS agreements became aware of certain operational practices that may have a bearing on their cost coverage.” *Id.* at 1-2. The Postal Service has been unable to determine as yet whether the operational practices affect the instant contract. Thus, it requests temporary relief.

The Motion is granted. The Postal Service has demonstrated extenuating circumstances. The Postal Service is granted an extension of the instant contract, until November 30, 2009, without prejudice to seek additional relief if warranted, to complete its analysis and file the successor contract with the Commission. Allowing the existing contract to remain in effect pending completion of the Postal Service’s analysis and subsequent Commission review, including time for the Postal Service to notify the shipper of the outcome, will enable the ongoing commercial arrangement to continue and, moreover, will not prejudice any person. Thus, under the circumstances, the Commission finds the extension to be in the public interest.

It is ordered:

1. The United States Postal Service Motion for Temporary Relief, filed September 25, 2009, is granted.
2. The instant contract may remain in effect as set forth in this Order.

By the Commission.

Judith M. Grady
Acting Secretary