

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

COMPLAINT OF GAMEFLY, INC.)
)
) Docket No. C2009-1

OBJECTION OF THE UNITED STATES POSTAL SERVICE
TO DISCOVERY REQUESTS OF GAMEFLY, INC.
(GFL/USPS-211(h) and (g))
(October 19, 2009)

The Postal Service hereby objects to two discovery requests of GameFly, Inc., which were submitted on October 8, 2009: GFL/USPS-211(h) and (g).

These discovery requests are as follows:

GFL/USPS-211. Please refer to your responses to GFL/USPS-90 and 91.

(g) Is the compensation of any Postal Service employee dependent in any way on the extent of damage to Netflix DVDs in the hands of the Postal Service? If so, please explain fully and provide relevant documentation.

(h) Is the compensation of any Postal Service employee dependent in any way on any other aspect of the quality of service provided to Netflix mailpieces? If so, please explain fully and provide relevant documentation.

GameFly claims that these interrogatories are follow-ups to the Postal Service's responses to GFL/USPS-90 and 91. However, the subject matter of these questions, dealing with the compensation of postal employees, in no way relates to the subject matter of GFL/USPS-90 and 91, which asked for data concerning the percentages of Netflix return pieces that received service faster than applicable service standards. As such, these questions do not constitute

proper follow-up, and were filed after the deadline for discovery established in Presiding Officer's Ruling No. 3. For this reason, the Postal Service objects to these interrogatories.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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