

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

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

APPLICATION OF THE UNITED STATES POSTAL SERVICE
CONCERNING NONPUBLIC STATUS OF ITS
RESPONSES TO DISCOVERY REQUESTS OF GAMEFLY, INC.
(GFL/USPS-108 AND 144)
(October 29, 2009)

The Postal Service has today filed responses to several discovery responses of GameFly, Inc. under seal: GFL/USPS-108 and 144. First, GFL/USPS-108 asks about specific policies regarding the handling by the Postal Service of the mail of a specific customer. Second, GFL/USPS-144 requests further information regarding actions taken by the Postal Service following an internal PowerPoint presentation recommending that various tasks be performed regarding DVD mail.

The Postal Service considers this customer-specific and internal deliberative information inherently confidential, for the reasons discussed in the pleading it filed on October 19, 2009. See Opposition of the United States Postal Service to the Motion of GameFly, Inc. to Unseal Certain Documents Produced in Discovery. The Postal Service hereby incorporates that document by reference.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

Daniel J. Foucheaux, Jr.
Chief Counsel, Pricing and Product
Support

Jacob D. Howley
Kenneth N. Hollies
Elizabeth A. Reed
Keith E. Weidner

475 L'Enfant Plaza West, S.W.
Washington, D.C. 20260-1137
(202) 268-6252, Fax -6187