

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

COMPLAINT OF GAMEFLY, INC.

Docket No. C2009-1

MOTION OF THE UNITED STATES POSTAL SERVICE
FOR LATE ACCEPTANCE OF ITS RESPONSES TO
GFL/USPS-116, 158, 212-213
(November 6, 2009)

The Postal Service hereby moves for the late acceptance of its responses to the following discovery requests of GameFly, Inc.: GFL/USPS-116, 158, 212, and 213. The responses to GFL/USPS-116 and 158 were due on October 2, 2009, while the responses to GFL/USPS-212-213 were due on November 2, 2009. The Postal Service was unable to provide responses to these institutional discovery requests within the 14-day timeframe established by the Commission's rules for a number of reasons. With respect to GFL/USPS-116 and 158, the responses required extensive cross-functional consultation, on issues that occurred several years ago, in order to provide full, accurate responses. This effort was further complicated by the need to also work on the large number of other discovery requests that have also been submitted by GameFly, as well as the press of other business. With respect to GFL/USPS-212 and 213, responses were delayed by several days due to the need to first finalize the response to GFL/USPS-102. The Postal Service regrets the delay, and wishes to assure the Commission, and all interested parties, that it is attempting to adhere to applicable discovery deadlines as diligently as possible, given current resources.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:
Daniel J. Foucheaux, Jr.
Chief Counsel, Pricing and Product
Support

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