

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, DC 20268-0001

ANNUAL COMPLIANCE REPORT, 2009 )  
 )  
 ) Docket No. ACR2009

**VALPAK DIRECT MARKETING SYSTEMS, INC. AND  
VALPAK DEALERS' ASSOCIATION, INC.  
NOTICE OF WITHDRAWAL OF MOTION FOR ISSUANCE OF COMMISSION  
INFORMATION REQUEST AND WITHDRAWAL OF OPPOSITION TO  
APPLICATION FOR NONPUBLIC TREATMENT  
(February 11, 2010)**

For the reasons stated below, Valpak Direct Marketing Systems, Inc. and Valpak  
Dealers' Association, Inc. (hereinafter "Valpak"), hereby withdraw its:

(i) Motion for Issuance of Commission Information Request Concerning Certain Costs  
Related to Negotiated Service Agreements (Jan. 15, 2010), and

(ii) Opposition to Postal Service Application for Nonpublic Treatment<sup>1</sup> (Jan. 26, 2010).

**(i) Motion for Issuance of Commission Information Request. Questions 1 and 2**

raised in Valpak's Motion were essentially granted when they were substantially incorporated  
into Commission Information Request No. 2 (Feb. 2, 2010). Although the Commission never  
expressly ruled on the Valpak motion, the requested questions have been asked by the  
Commission and responded to by the Postal Service,<sup>2</sup> causing Valpak's original motion to have  
been mooted, and Valpak now withdraws those two questions.

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<sup>1</sup> Valpak's Opposition was treated by the Commission as a Motion for Early  
Termination of Nonpublic Status. *See* Commission Order No. 401 (Jan. 29, 2009).

<sup>2</sup> Responses of the United States Postal Service to Questions 1-4 of Commission  
Information Request No. 2 (Feb. 9, 2010).

Further, the Postal Service's response to Commission Information Request No. 2, question 2, essentially provided the information that Valpak was seeking in its proposed **question 3** in its Motion. Therefore, Valpak also withdraws its proposed question 3 in its Motion for Issuance of a Commission Information Request.

**(ii) Opposition to Postal Service Application for Nonpublic Treatment.** The Postal Service's public response to Commission Information Request No. 2 also addressed the information of interest to Valpak (and the public) raised in its Opposition to Postal Service Application for Nonpublic Treatment (Jan. 26, 2010) with respect to the Postal Service's previously redacted responses to proposed questions 2 and 3. The Postal Service's public response obviates the need for Valpak's opposition to nonpublic treatment of the previously filed information. Therefore, Valpak withdraws its Opposition to the Application for Nonpublic Treatment.

Respectfully submitted,

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