

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

COMPLAINT OF GAMEFLY, INC.

)  
)  
)

Docket No. C2009-1

**NOTICE OF GAMEFLY, INC.'S DESIGNATION  
OF CERTAIN DISCOVERY RESPONSES AS  
LIBRARY REFERENCES  
(June 14, 2010)**

Pursuant to Rule 3001.31, 39 C.F.R. § 3001.31(b)(2), GameFly, Inc. ("GameFly") files this notice of its designation of the following discovery responses, filed June 14, 2010, as library references: Library Reference GFL-LR-C2009-1-9-Compelled Response to USPS/GFL-8 and Library Reference GFL-LR-C2009-1-10 Compelled Response to USPS/GFL-38 and 46.

These materials, which fall under Category 4, Material Provided in Response to Discovery, are responsive to discovery requests USPS/GFL-8, 38, and 46. Library Reference GFL-LR-C2009-1-9 contains a number of proposals from a mailer vendor provided to GameFly. Library Reference GFL-LR-C2009-1-10 contains internal correspondence regarding meetings between GameFly and Postal Service employees and regarding emails between GameFly and Postal Service employees. In accordance with Rule 3001.31(b)(2)(ii)(A), designation of these materials as library references is appropriate because the number of pages and format of the documents render compliance with the service requirements unduly burdensome, and the materials are filed in compliance with a discovery

request for production of documents. GameFly has made electronic files of these materials available to the Postal Service.

Respectfully submitted,

/s/

David M. Levy  
Matthew D. Field  
Alexandra Megaris  
VENABLE LLP  
575 7<sup>th</sup> Street, N.W.  
Washington, DC 20004  
(202) 344-4800

*Counsel for GameFly, Inc.*

June 14, 2010