

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Six-Day to Five-Day Street Delivery
and Related Service Changes

Docket No. N2010-1

PRESIDING OFFICER'S RULING SCHEDULING WITNESSES
AND OTHER PROCEDURAL MATTERS

(Issued August 17, 2010)

Hearings to receive testimony filed in response to the Postal Service request are to take place September 13 through 16, 2010. Witnesses are scheduled to appear as follows:

Hearing Date	Witness(es)	Designations Due
September 13, 2010	William H. Young (NALC-T-2) Stephen DeMatteo (NALC-T-3) Michael A. Crew (NALC-T-4) Michael J. Riley (NALC-T-5)	September 8, 2010
September 14, 2010	Kate Brown (PR-T-1) Al Cross (NNA-T-2)	September 9, 2010
September 15, 2010		
September 16, 2010	Fredric V. Rolando (NALC-T-1) Max Heath (NNA-T-1) Edward Luttrell (PR-T-2)	September 13, 2010

Designations. Pursuant to Commission rule 3001.30(e)(2), designation of written discovery responses for inclusion in the record as written cross-examination, shall be electronically filed no later than 3 working days before the scheduled appearance of a

witness. Designations shall identify the sponsoring witness and each item to be offered as evidence. For example:

Witness Jones (PR-T-1)
USPS/PR-T1-4
USPS/PR-T1-5 (as revised 12/25/12)
USPS/PR-T3-12 (redirected from witness Smith)

Participants also must provide two paper copies of the designated documents to the Secretary of the Commission on the date designations are due. The Secretary shall prepare the designated written cross-examination materials for the record, and the materials shall be entered into the transcript by the Presiding Officer after the witness verifies the answers. Counsel for the witness may object to any of the designated written cross-examination at that time, and the Presiding Officer will determine if any of the cross-examination is objectionable and should be stricken.

Motions. Several motions for late acceptance are currently pending in this case. Acceptance of these motions will not prejudice any party and will facilitate development of a full evidentiary record. For these reasons, the motions will be granted.

The Public Representative has a pending motion concerning witness availability. Consistent with the scheduling set forth in this ruling, that motion is granted.

RULING

1. Intervenors shall provide designations of written cross-examination 3 business days prior to the appearance of the witness who answered the underlying discovery, as consistent with the body of this ruling.
2. Motion for Late Acceptance of Responses of United States Postal Service Witness Neri to Interrogatories of Douglas Carlson (DFC/USPS-T4-17 and 19), filed July 20, 2010, is granted.

3. Motion for Late Acceptance of Response of United States Postal Service Witness Neri to Interrogatory of the American Postal Workers Union, AFL-CIO (APWU/USPS-T4-9), filed July 21, 2010, is granted.
4. Motion for Late Acceptance of Witness Brown's Testimony (PR-T-1), filed August 3, 2010, is granted.
5. Motion for Late Acceptance of Witness Luttrell's Testimony (PR-T-2), filed August 3, 2010, is granted.
6. Motion for Late Acceptance of Statement of Witness Availability on Behalf of National Newspaper Association, filed August 3, 2010, is granted.
7. Medco Health Solutions, Inc. Motion for Late Acceptance of Notice of Intervention, filed August 3, 2010, is granted.
8. Motion Concerning Witness Availability, filed August 3, 2010, is granted, consistent with the schedule set forth in this ruling.
9. Motion for Late Acceptance of Witness Thomas Moriarity's Testimony (Medco-T-1), filed August 3, 2010, is granted.

Ruth Y. Goldway
Presiding Officer