

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

COMPETITIVE PRODUCT PRICES  
GLOBAL EXPEDITED PACKAGE SERVICES 1 (CP2008-4)  
NEGOTIATED SERVICES AGREEMENT

Docket No.  
CP2009-60

**MOTION OF THE UNITED STATES POSTAL SERVICE  
FOR TEMPORARY RELIEF**  
(August 26, 2010)

In PRC Order No. 85, the Postal Regulatory Commission (Commission) noted that it “stands ready to act quickly on requests for temporary relief based on extenuating circumstances” that threaten to interrupt the provision of rates to a customer as a result of the regulatory process and the statutory requirement of 39 U.S.C. § 3632(b)(3).<sup>1</sup> The customer whose competitive product rates were established in this docket wishes to renew its commitment to sending large volumes of Express Mail International and Priority Mail International for the next year at negotiated rates. By the terms of the contract filed in this docket, the current rates will expire on August 31, 2010.

The Postal Service had intended to file a successor contract with ample time for the Commission to complete its 15-day review by August 31, 2010. Although the Postal Service took steps to avoid any interruption in its ability to provide this customer access to negotiated rates, the customer was unable to confirm its new commitment until August 19, 2010. The Postal Service is now preparing and certifying the financial

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<sup>1</sup> PRC Order No. 85, Order Concerning Global Plus Negotiated Service Agreements, Docket Nos. CP2008-8, CP2008-9, and CP2008-10, June 27, 2008, at 10 (Order No. 85). In relevant part, 39 U.S.C. § 3632(b)(3) requires that rates not of general applicability established for competitive provides be filed with the Commission at least 15 days in advance of their effective date.

work papers in support of its request to add the new contract to the competitive products list of the Mail Classification Schedule. There will be a gap between the expiration of the existing contract in this docket and the effective date of the new contract, while the Commission completes its review. Thus, the customer faces the prospect of an interruption in its access to negotiated rates as a result of the processes that it must participate in when it does business with the Postal Service, rather than with one of the Postal Service's competitors.

To avoid this result, the Postal Service respectfully requests that the Commission grant an extension to allow the existing contract to remain on the competitive products list until such time as the Postal Service is able to notify the customer that the Commission has reviewed the customers' renewal agreement and acted on the Postal Service's request to add the new agreement to the competitive products list as a GEPS 3 product.

### ***Conclusion***

For the reasons discussed and in consideration of the customers' business continuity, the Postal Service asks the Commission to grant its request for temporary relief and allow the negotiated service agreement in this docket to remain on the competitive products list until such time as the effective date for the new agreement may be established.

Respectfully submitted,

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