

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 TO MODIFY ORDER OF
WITNESSES FOR HEARING**
(August 31, 2010)

The United States Postal Service ("Postal Service") respectfully requests that the Presiding Officer modify the order of witnesses to face oral cross-examination at the hearing originally scheduled for September 1-2, 2010. Presiding Officer's Ruling C2009-1/33 invites the parties to "confer as to whether an alternative sequence of witnesses would more efficiently develop the record." In an effort to more efficiently develop the record, the Postal Service proposes modification to the order of witnesses by switching the T1 and T4 witnesses as set forth below.

1. Rob Lundahl (USPS-T4)
2. Larry J. Belair (USPS-T2)
3. Troy R. Seanor (USPS-T3)
4. Nicholas F. Barranca (USPS-T1)

The Postal Service conferred with GameFly counsel and confirmed that GameFly does not oppose this modification. The Postal Service regrets the timing of this motion. The delay occurred due to the Postal Service's efforts in providing the documents sought in GameFly's motion to compel to GameFly counsel by the evening of August 30, 2010. GameFly counsel conditioned his acquiescence to the Postal Service's

proposed modification of the witness order on the Postal Service's delivery of the documents last night.

Respectfully submitted,

UNITED STATES POSTAL SERVICE
By its attorneys:

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