

PRESIDING OFFICER'S
RULING NO. C2009-1/36

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

Complaint of GameFly, Inc.

Docket No. C2009-1

PRESIDING OFFICER'S RULING MODIFYING THE WITNESS ORDER

(Issued September 1, 2010)

On August 31, 2010, the Postal Service moved to modify the order of witnesses at the hearing that had been originally scheduled for September 1-2, 2010, but which was postponed under P.O. Ruling C2009-1/35.¹ The Postal Service proposes that its witnesses should be cross-examined in another sequence: (1) Rob Lundahl (USPS-T4); (2) Larry J. Belair (USPS-T2); (3) Troy R. Seanor (USPS-T3); and (4) Nicholas F. Barranca (USPS-T1).² The Postal Service adds that GameFly, Inc. does not oppose the Motion. *Id.*

RULING

The Motion of the United States Postal Service to Modify Order of Witnesses for Hearing, dated August 31, 2010, is granted.

Dan G. Blair
Presiding Officer

¹ Motion of the United States Postal Service to Modify Order of Witnesses for Hearing, August 31, 2010 (Motion).

² The Postal Service correctly observes that P.O. Ruling C2009-1/33 invited the parties to "confer as to whether an alternative sequence of witnesses would more efficiently develop the record." *Id.* at 1.