

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

SIX-DAY TO FIVE-DAY STREET DELIVERY
AND RELATED SERVICE CHANGES, 2010

Docket No. N2010-1

MOTION OF THE UNITED STATES POSTAL SERVICE TO RESCHEDULE
SURREBUTTAL TESTIMONY HEARING AND FILING OF BRIEFS
(September 10, 2010)

For the reasons explained below, the Postal Service requests that the Postal Regulatory Commission adjust the Docket No. N2010-1 procedural schedule.

Currently, in accordance with Presiding Officer's Ruling No. N2010-1/17, September 30, 2010 is the date established for evidentiary hearings on any surrebuttal testimony that is filed on September 23, 2010. Initial briefs are then due to be filed by October 12 and reply briefs are due by October 18.

The Postal Service plans to file several pieces of written surrebuttal testimony on September 23, including one piece that will be presented by an academician whose services were only recently retained. This witness has long-standing professional commitments in Washington DC and New York NY that require his undivided attention and participation beginning the morning of Wednesday, September 29 and concluding on the night of Thursday, September 30. After fulfilling those commitments, he will return to Washington DC mid-day on Friday, October 1.

Having consulted with counsel for the parties that have actively participated in the hearings in this docket¹ regarding alternative scheduling solutions, the Postal Service is

¹ American Postal Workers Union, Greeting Card Association, National Association of Letter Carriers, National Newspaper Association, and the Public Representative.

authorized to represent that none of these parties opposes rescheduling the hearing for cross-examination of this surrebuttal witness to Monday, October 4. Out of consideration for an economical use of the time and resources of the Commission and the parties, the Postal Service accordingly proposes that the cross-examination of all surrebuttal witnesses be rescheduled for this date.

The Postal Service is sensitive to the pressure that the Commission may be under to conclude its deliberations and issue its advisory opinion as expeditiously as possible after the filing of legal briefs in this docket. Initial and reply briefs currently are scheduled to be filed on October 12 and 18, respectively. If its requested four-calendar-day postponement of the surrebuttal hearing is granted, the Postal Service considers that it also would be reasonable to adjust the briefing schedule to give the parties adequate time to address the evidence that this hearing will generate. As a result of consultation with the aforementioned parties, the Postal Service proposes that the deadlines for the filing of initial and reply briefs be adjusted (but only by three calendar days) to October 15 and 21, respectively. Such an adjustment to the briefing schedule preserves the current six-day gap between initial and reply briefs, but would mitigate some of the delay caused by the four-day postponement of the surrebuttal hearing.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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