

PUBLIC (REDACTED) VERSION

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

COMPLAINT OF GAMEFLY, INC.)
) Docket No. C2009-1
)

**SECOND DISCOVERY REQUESTS OF GAMEFLY, INC.,
TO USPS WITNESS ROBERT LUNDAHL
(GFL/USPS-T4-44 to -49)**

Pursuant to Rules 25 through 27 of the Rules of Practice and Procedure of the Postal Regulatory Commission, GameFly, Inc., respectfully submits the following follow-up discovery requests to USPS witness Robert Lundahl.

Respectfully submitted,

David M. Levy
Matthew D. Field
Alexandra Megaris
VENABLE LLP
575 7th Street, N.W.
Washington, DC 20004
(202) 344-4800

Counsel for GameFly, Inc.

September 14, 2010

INSTRUCTIONS AND DEFINITIONS

1. GameFly incorporates by references the instructions and definitions set forth in its first discovery requests to the Postal Service, dated July 31, 2009.
2. These questions are directed to both the witness and the Postal Service, and call for all responsive information in the possession, custody or control of either the witness or the Postal Service.
3. If particular documents responsive to a request have already been produced to or by GameFly, it is sufficient to identify those documents by title and date (for pleadings) or by GFL Bates number (for documents produced by the Postal Service in discovery).

QUESTIONS

GFL/USPS-T4-44. Please confirm that the documents produced by the Postal Service on August 31 in ATR 1 – ATR 10, along with the document previously produced by the Postal Service and Bates numbered at GFL7178 et seq., constitute all of the studies, analyses, and reports that ATR performed under contract to Netflix regarding disc breakage and breakage mitigation efforts. If any other responsive studies, analyses, reports or other documents have not yet been produced to GameFly, please produce them.

GFL/USPS-T4-45. This question refers to the document produced by the Postal Service on or about August 31, 2010, and Bates numbered by the Postal Service as USPS091816.

(a) Please provide a detailed description of the test that yielded the results shown on the cited page.

(b) Please confirm that the results shown on the cited page were the final results of this test. If not confirmed, please provide an update to the tables presented on this page.

GFL/USPS-T4-46. (c) Please define the following terms as used on this page: **[BEGIN NETFLIX PROPRIETARY]**

[END NETFLIX PROPRIETARY]