

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

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In the Matter of:

Delaware Station Post Office
Albany, New York 12209
(Delaware Area Neighborhood
Association, Petitioner)

Docket No. A2011-1

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

**Delaware Area Neighborhood Association Motion for
Late Acceptance of Two Documents
(January 20, 2011)**

The Delaware Area Neighborhood Association (DANA) moves for permission to file, one day late, two documents concerning the above docket. January 20, 2011 is the due date for the supplemental briefs authorized by the Postal Regulatory Commission (Commission) in Order No. 620 on December 22, 2010. DANA submitted its supplemental brief by overnight express mail, sent on January 18, 2011 (tracking number EG 684506047 US). The two additional documents are or pertain to materials that did not become available to DANA until January 19, 2011. It is unlikely that late acceptance of these documents would delay the proceeding or adversely affect any party.

The first document, enclosed as Attachment 1, is a document from the United States Postal Service concerning Delaware Station. The closure had been temporarily postponed, but is now scheduled for January 25, 2011.

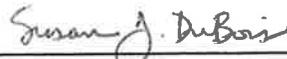
The second document (Attachment 2) is DANA's response to portions of the record to which DANA's treasurer was granted access by the Commission in Order No. 651 on January 18, 2011. These are items 2, 3, 9, 15, 19 and 43 of

the record, which include non-public materials. DANA's treasurer, Susan J. DuBois, received these items on January 19, 2011, after the date on which DANA's supplemental brief was mailed. DANA's response does not quote or contain any materials protected under the protective conditions associated with the grant of access.

These documents are being filed by overnight express mail on January 20, 2011. DANA received a waiver of electronic filing (Order No. 585, at 2).

Although DANA's supplemental brief was mailed by overnight express mail on January 18, 2011, as of 3:45 PM on January 20, 2011 the track-and-confirm information for this mailing only showed it as "Out for delivery" ⁱ on ^{5:00} Washington, D.C. and it was not on the Commission's web site. An additional copy of the supplemental brief is enclosed, in case the first copy does not arrive.

Respectfully submitted,



Susan J. DuBois, Treasurer
Delaware Area Neighborhood
Association

Post Office Box 9085
Albany, New York 12209
518-465-9646

Attachment 1



Attention:

This is to inform you a final decision has been made concerning the recent study to cease operations at Delaware Station.

Effective January 25, 2011
Delaware Station
will be officially closed.

Local mail delivery will not be affected by this move. Post Office Box Customers will retain their address and can retrieve their mail at the Albany Main Station located at 45 Hudson Ave, Albany NY. Full retail service is available at neighboring Post Office locations.

If you have any questions or need additional information, please contact the USPS Consumer Affairs at 518-452-2306.

Date posted 1/19/2011

Attachment 2

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

In the Matter of:

Delaware Station Post Office
Albany, New York 12209
(Delaware Area Neighborhood
Association, Petitioner)

Docket No. A2011-1

**Delaware Area Neighborhood Association Response to Record Items
Received by its Treasurer
(January 20, 2011)**

On January 6, 2011, the United States Postal Service (Postal Service) filed the record concerning closure of Delaware Station with the Postal Regulatory Commission (Commission) and applied for non-public status of portions of the record. The Postal Service also provided a redacted copy of the record for the Commission's web site. The Delaware Area Neighborhood Association (DANA) mailed a supplemental brief on January 18, 2011 by overnight express mail. This supplemental brief was written using the public version of the record.

On January 12, 2011, DANA's treasurer requested to review six items in the record as filed with the Commission, under protective conditions attached with the request. The Commission granted this motion on January 18, 2011. DANA's treasurer received the six items (Nos. 2, 3, 9, 15, 19 and 43) on January 19, 2011, and moved on January 20, 2011 for late acceptance of the present document.

The following comments pertain to portions of the non-public version of the six items listed above, but do not quote or contain materials protected under the protective conditions. Any redacted numbers from those materials are discussed in

general, qualitative terms.

Item 9 of the record (AR Item 9), as filed with the Commission, is a handwritten list of addresses that has no heading or identification of what it is intended to be. It might be a response to AR Item 8, a memo to the station/branch manager that asked for the names and addresses of businesses, religious institutions, civic organizations and local government offices and schools, that are served by the "Delaware Post Office," although that memo might have related to post office box customers. Some of these names appear on a shorter list of religious institutions and businesses in the community, that is non-public material in Item 43, at 4. If the list in AR Item 9 was intended to give an idea of the number of businesses and institutions in the area served by Delaware Station, it is an underestimate in that it does not include numerous businesses and institutions located on Delaware Avenue and adjacent streets (including the section of Hackett Boulevard that runs parallel to Delaware Avenue about two blocks northwest of it).

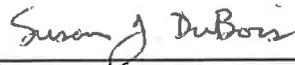
Additional businesses and institutions (schools, churches, etc.) that are not on the list in AR 9 but are as close or closer to the Delaware Station post office than those listed include more than ten restaurants or food-take out establishments, two additional food stores, five houses of worship, four hair or nail salons, a hotel, two convenience stores, at least six other miscellaneous stores, a bank branch, two veterans' organizations, several medical buildings with an unknown number of individual offices in them, and at least two other professional offices. Five additional (public) schools and a secular private school are in this area. Albany Medical Center and a Veterans Administration Hospital are located about as close or closer to the

Delaware Station post office than is the graduate school that is on the list in AR Item 9. While some of these businesses and institutions might use post office boxes at other post offices, their physical addresses are within the area near Delaware Station and it is unlikely that they all have post office boxes at other post offices. Although DANA has a post office box at Delaware Station, and purchases substantial numbers of stamps there for mailings, DANA is not on the list in AR Item 9.

The estimates of annual savings associated with closing Delaware Station that were being used at the times when AR Item 15 and AR Item 43 were prepared were larger than those in the Final Determination.

DANA's supplemental brief included some discussion of the public portions of AR Item 19. An additional section, in the non-public materials, is noted here, without discussing its contents. With regard to one of the arguments in the Postal Service's December 6, 2010 Answer, DANA respectfully calls the Commission's attention to the non-public material in the first paragraph of page 2 of AR Item 19.

Respectfully submitted,



Susan J. DuBois, Treasurer
Delaware Area Neighborhood
Association

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