

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

In the Matter of:

Pleasant Ridge Station
Little Rock, AR 72212
(Lou Schickel, Petitioner)

Docket No. A2011-8

UNITED STATES POSTAL SERVICE NOTICE OF FILING
(April 28, 2011)

On April 19, 2011, the Commission issued Commission Information Request No.1, requesting that “the Postal Service ... provide the Administrative Record supporting its final determination to close the Pleasant Ridge Station.” The Postal Service responded to this request on April 26, 2011, and filed a non-public version of the administrative record. United States Postal Service Notice of Filing and Application for Non-Public Status, PRC Docket No. A2011-8 (April 26, 2011). Today the Postal Service files a public version of the administrative record.

The Postal Service maintains its position that it has no obligation to provide the complete administrative record because the Commission lacks jurisdiction to hear Petitioner’s appeal.¹ The Postal Service renews its assertion,

¹ Because Pleasant Ridge Station is not a Post Office, the Postal Service submits that Commission jurisdiction under 39 U.S.C. § 404(d) does not attach. In addition, it is the Postal Service’s position that the procedural requirements of 39 U.S.C. § 404(d) do not

as stated in previous “A” series dockets,² that the content of an administrative record, or whether an administrative record exists at all, has no bearing on whether the Commission has subject matter jurisdiction to hear an appeal of a station or branch discontinuance. The Postal Service understands that the existence of subject matter jurisdiction depends upon the scope of Commission authority bestowed by Congress, and not on any activity conducted by the Postal Service.

Because this docket involves a facility classified as a station, and not a Post Office, the Postal Service did not apply the same procedures as provided for the discontinuance of Post Offices under 39 U.S.C. Part 241.3. Rather, it performed a study pursuant to specially crafted procedures for stations and branches. Nevertheless, in response to the Commission’s Information Request, the Postal Service has assembled an administrative record that it believes satisfies the § 404(d) requirements, and demonstrates a consideration of all necessary factors, including the effect on postal services, the community, and employees, and the estimated economic savings. Comments of United States Postal Service, PRC Docket No. A2011-8 (April 11, 2011) at 2-5.

apply because the discontinuance of Pleasant Ridge Station does not qualify as a closure as envisioned by 39 U.S.C. § 404(d). See Notice of United States Postal Service, PRC Docket No. A2011-8 (March 2, 2011).

² See, e.g., Reply of United States Postal Service in Response to Eugene Area Local No. 679 of the American Postal Workers Union, AFL-CIO Motion to Compel and Revise Procedural Schedule, PRC Docket No. A2011-4 (February 2, 2011).

Without waiving its position stated above and in its Notice³ and Comments,⁴ the Postal Service today files a public version of the administrative record.

Respectfully submitted,

UNITED STATES POSTAL SERVICE
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April 26, 2011

³ Notice of United States Postal Service, PRC Docket No. A2011-8 (March 2, 2011).

⁴ Comments of United States Postal Service, PRC Docket No. A2011-8 (April 11, 2011).