

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

Retail Access Optimization Initiative

Docket No. N2011-1

PRESIDING OFFICER'S RULING ON DESIGNATIONS FILED AFTER THE  
SEPTEMBER 8, 2011 HEARING AND MISCELLANEOUS MOTIONS

(Issued October 5, 2011)

*Designations.* During the hearing held September 8, 2011, the Presiding Officer announced that due to delays in the case, participants would be allowed to designate responses to interrogatories for inclusion in the record after the conclusion of that hearing and the witnesses' testimony. See, e.g., Tr. 1/16-18. Several participants filed such designations and motions to admit interrogatory responses into the record.<sup>1</sup> Additionally, the Postal Service filed responses to several questions posed in Presiding Officer Information Requests and oral questions asked by Commissioners at the

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<sup>1</sup> American Postal Workers Union, AFL-CIO, Designation of Institutional Responses of United States Postal Service, September 9, 2011; Corrected Designations of Interrogatories by the National Newspaper Association, September 13, 2011; National League of Postmasters' Designation of Responses for Inclusion in the Record, September 14, 2011; Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association, Inc. to Admit Into Evidence the Responses of United States Postal Service to Interrogatories VP/USPS-3-4 and VP/USPS-T1-1-3, 7, and 9, September 16, 2011; Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association Inc. to Admit Into Evidence the Responses of United States Postal Service Witness James J. Boldt (USPS-T-1) to Interrogatories VP/USPS-T1-5, 6, 8, and 11, September 16, 2011; Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association, Inc. to Admit Into Evidence the Responses of United States Postal Service Witness James J. Boldt (USPS-T-1) to Interrogatories VP/USPS-T1-4 and 12, September 28, 2011; Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association, Inc. to Admit Into Evidence the Responses of United States Postal Service to Interrogatories VP/USPS-1(a-b), (d), 2(a) and VP/USPS-T1-10, September 28, 2011.

hearing.<sup>2</sup> Based on these filings, the Presiding Officer hereby grants such motions and designates for inclusion in the evidentiary record the responses itemized in the Attachment to this Ruling.

*Miscellaneous motions.* Numerous unopposed motions either for late acceptance or for leave to file have been submitted in this proceeding. Granting the motions will not prejudice any participant. The motions identified in the Ruling paragraphs below are granted.

The Postal Service filed a Motion to Revise a Response of Witness Boldt to a Public Representative Interrogatory.<sup>3</sup> No objection to the motion was filed. Accordingly, the motion is granted. The revised response will be included in the record.

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<sup>2</sup> Responses of the United States Postal Service to Questions 1, 2(b-c) and 3 through 5 of Presiding Officer's Information Request No. 4, September 7, 2011; Responses of the United States Postal Service to Questions 1 through 6 and 9 of Presiding Officer's Information Request No. 3, September 7, 2011; Updated Response of United States Postal Service Witness Boldt to Presiding Officer's Information Request No. 3, September 13, 2011; Updated Response of the United States Postal Service Witness Boldt to Presiding Officer's Information Request No. 1, September 13, 2011; Response of United States Postal Service Witness Boldt to a Question Posed By Commissioner Hammond During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 557, Line 16), September 14, 2011; Response of the United States Postal Service to Question 4 of Presiding Officer's Information Request No. 4, September 14, 2011; Revised Response of the United States Postal Service to Question 2 of Presiding Officer's Information Request No. 4 [Errata], September 15, 2011; Response of United States Postal Service Witness Granholm to a Question Posed By Vice-Chairman Acton and Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 608, Line 6), September 19, 2011; Response of United States Postal Service Witness Granholm to a Question Posed By Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 613, Line 21), September 19, 2011; United States Postal Service Response to Presiding Officer's Information Request No. 2, Question 12, September 19, 2011; Response of United States Postal Service Witness Boldt to a Question Posed By Vice-Chairman Acton During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 403, Line 12), September 19, 2011; Response of United States Postal Service Witness Boldt to a Question Posed By Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 595, Line 18), September 21, 2011.

<sup>3</sup> Motion of the United States Postal Service to File Revised Responses of United States Postal Service Witness Boldt to Public Representative Interrogatory PR/USPS-T1-13(c) [Errata], September 23, 2011.

## RULING

1. The responses shown on the Attachment to this Ruling are designated for inclusion in the evidentiary record.
2. The Motion of United States Postal Service for Late Acceptance of Filing of Responses to Interrogatories [PR/USPS-T1-10 and T1-13], filed on August 15, 2011, is granted.
3. The Motion of the United States Postal Service for Late Acceptance of Filing of Objections to Interrogatories, filed on August 15, 2011, is granted.
4. The Motion of United States Postal Service for Late Acceptance of Filing of Responses to Interrogatories APWU/USPS-T1-1 and T1-3 through 5, filed on August 23, 2011, is granted.
5. The Motion of the F D Foster, LLC for Late Acceptance of Filing of Notice to Intervene, filed on August 25, 2011, is granted.
6. The National Newspaper Association Notice Motion for Late Acceptance of Notice of Intent to Cross-Examine, filed on September 6, 2011, is granted.
7. The Motion of the United States Postal Service for Late Acceptance of Filing of Response to Interrogatory DBP/USPS-50-53, filed on September 6, 2011, is granted.
8. The Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association to Admit Into Evidence the Responses of United States Postal Service to Interrogatories VP/USPS-3-4 and VP-T1-1-3, 7, and 9, filed on September 16, 2011, is granted.

9. The Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association to Admit Into Evidence the Responses of United States Postal Service Witness James J. Boldt (USPS-T-1) to Interrogatories VP/USPS-T1-5, 6, 8, and 11, filed on September 16, 2011, is granted.
10. The Motion of the United States Postal Service for Late Acceptance of Filing of Response to Interrogatory DBP/USPS-71, filed on September 19, 2011, is granted.
11. The Motion of the United States Postal Service for Late Acceptance of Filing of Response to Interrogatory DBP/USPS-62, filed on September 19, 2011, is granted.
12. The Motion of the United States Postal Service for Late Acceptance of Filing of Response to Presiding Officer's Information Request No. 2, Question 12, filed on September 19, 2011, is granted.
13. The Motion of the United States Postal Service to File Revised Responses of United States Postal Service Witness Boldt to Public Representative Interrogatory PR/USPS-T1-13(c), filed on September 23, 2011, is granted.
14. The David B. Popkin Motion Number 14, filed on September 26, 2011, is granted.
15. The Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association to Admit Into Evidence the Responses of United States Postal Service Witness James J. Boldt (USPS-T-1) to Interrogatories VP/USPS-T1-4 and 12, filed on September 28, 2011, is granted.

16. The Motion of Valpak Direct Marketing Systems, Inc. and Valpak Dealers' Association to Admit Into Evidence the Responses of United States Postal Service to Interrogatories VP/USPS-1(a-b), (d), 2(a) and VP-USPS-T1-10, filed on September 28, 2011, is granted.

Ruth Y. Goldway  
Presiding Officer

### **James T. Boldt (USPS-T-1)**

VP/USPS-T1-4-5, 6, 8, 11, 12

PR/USPS-T1-13(c) [errata] revised on September 23, 2011

Response of United States Postal Service Witness Boldt to a Question Posed By Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 595, Line 18)

Response of United States Postal Service Witness Boldt to a Question Posed By Vice-Chairman Acton During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 403, Line 12)

Response of United States Postal Service Witness Boldt to a Question Posed By Commissioner Hammond During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 557, Line 16)

POIR No. 3, Question 8, revised on September 13, 2011

POIR No. 1, Question 14, revised on September 13, 2011

### **Dean Granholm**

Response of United States Postal Service Witness Granholm to a Question Posed By Vice-Chairman Acton and Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 608, Line 6)

Response of United States Postal Service Witness Granholm to a Question Posed By Chairman Goldway During Cross Examination on September 8, 2011 (Tr. Vol. 1, Page 613, Line 21)

### **Institutional (USPS)**

DBP/USPS-2-5, 7-9, 17, 20-22, 27-28, 31, 33-34, 36, 38, 41-42, 49-49, 53-58, 61-76

CSRL/USPS-1, 4, 8, 12

DBP/USPS-14, 24-25, 39, 45-46, 50-52

NAPUS/USPS-T1-36, 40 (Redirected from witness Boldt)

NAPUS/USPS-T1-42, revised on September 7, 2011 (Redirected from witness Boldt)

NAPUS/USPS-T1-45, revised on September 6, 2011 (Redirected from witness Boldt)

NLP/USPS-1-14, 17-26, 28-31, revised on September 7, 2011

NNA/USPS-1-16 (Redirected from witness Boldt)

PR/USPS-7, 15

POIR No. 2, Question 12

POIR No. 3, Questions 1-6

POIR No. 4, Questions 1, 2, 3-5

VP/USPS-1(a-b), (d), 2(a), 3-4

VP/USPS-T1-1-3, 7, 9 (Redirected from witness Boldt)

VP/USPS-T1-10 (Redirected from witness Boldt)