

ORIGINAL

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

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POSTAL RATE COMMISSION
OFFICE OF THE SECRETARY

Mailing Online Service, 1998)

Docket No. MC98-1

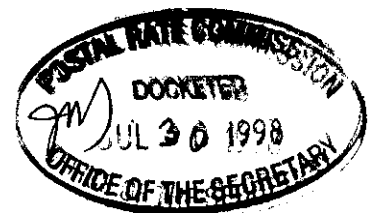
OFFICE OF THE CONSUMER ADVOCATE
INTERROGATORIES TO UNITED STATES POSTAL SERVICE
WITNESS: LEE GARVEY
(OCA/USPS-T1-20-22)
(July 30, 1998)

Pursuant to sections 25 and 26 of the Rules of Practice of the Postal Rate Commission, the Office of the Consumer Advocate hereby submits interrogatories and requests for production of documents. Instructions included with OCA interrogatories OCA/USPS-T1-1-7 to witness Lee Garvey, dated July 21, 1998, are hereby incorporated by reference.

Respectfully submitted,

Gail Willette
Acting Director
Office of the Consumer Advocate

Kenneth E. Richardson
Attorney



OCA/USPS-T1-20. Will the Mailing Online data or information received via the internet into the custody of the Postal Service at its "computer network control center" have the status of mail prior to its transmittal to commercial print sites? If so, what will be the mail classification of the Mailing Online data?

OCA/USPS-T1-21. Will the Mailing Online data or information received by the commercial printers from the Postal Service "computer network control center" have the status of mail between the time it reaches the commercial print site and when it is entered at a local post office? If so, what will be the mail classification of the Mailing Online data?

OCA/USPS-T1-22. Please refer to the attached copy of the Federal Register notice of a new Postal Service system of records styled "Customer Programs-Customer Electronic Document Preparation and Delivery Service Records" (63 FR 28016-18, May 21, 1998).

- a. Please confirm that this new system of records relates to materials submitted by customers of the Mailing Online Service. If not, please explain.
- b. Please provide a copy or copies of the license agreement or agreements between the Postal Service and the commercial printers referred to in the notice under which the commercial printers will be operating when printing and mailing "Mailing Online" materials.
- c. The notice indicates the Postal Service will retain one copy of each address list for a period of 30 days and which will be retained longer than 30 days only at the

customer's request. Does this procedure also apply to the master document submitted by the customer? If not, please explain.

- d. In cases where the customer requests the Postal Service to retain mailing lists for longer than 30 days, how long will such material be retained and what procedures will be followed to determine when and how to dispose of the information?
- e. In cases where the customer requests the Postal Service to retain master documents for longer than 30 days, how long will such material be retained and what procedures will be followed to determine when and how to dispose of the information?
- f. Will the commercial printers retain address lists or master documents for longer than 30 days? If so how long will such material be retained and what procedures will be followed to determine when and how to dispose of the information?
- g. Please confirm that inasmuch as no comments on the notice were received, the proposal to establish a system of records as provided in the notice became effective June 30, 1998. If you do not confirm, please explain.

1. Hand deliver to: 11555 Rockville Pike, Rockville, MD between 7:45 a.m. and 4:15 p.m., Federal workdays; or

2. Send to: Secretary, U.S. Nuclear Regulatory Commission, Washington, DC, 20555-0001. Attention: Docketing and Services Branch.

In addition to meeting other applicable requirements of 10 CFR Part 2 of the NRC's regulations, a request for a hearing filed by a person other than the applicant must describe in detail:

1. The interest of the requestor in the proceeding;
2. How that interest may be affected by the results of the proceeding, including the reasons why the requestor should be permitted a hearing, with particular reference to the factors set out in § 2.1205(h);
3. The requestor's areas of concern about the licensing activity that is the subject matter of the proceeding; and
4. The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(d).

In accordance with 10 CFR 2.1205(f), each request for a hearing must also be served, by delivering it personally or by mail, to:

1. The licensee, Alliant Techsystems, Inc., Attention: Francisco L. Lisbona III, Radiation Safety Officer, Building 502, Twin Cities Arsenal, New Brighton, MN 55112;
2. The NRC staff, by delivery to the Executive Director for Operations, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738; or,
3. By mail, addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

For further details with respect to this action, the application for amendment request is available for inspection at the NRC's Public Document Room, 2120 L Street NW, Washington, DC 20555 or at NRC's Region III offices located at 801 Warrenville Road, Lisle, IL 60532-4351. Persons desiring to review documents at the Region III office should call Mr. George McCann at (630) 829-9856 several days in advance to assure that the documents will be readily available for review.

Dated at Lisle, Illinois, this 8th day of May 1998.

For the Nuclear Regulatory Commission,
Roy J. Caniano,
Deputy Director, Division of Nuclear Materials Safety, Region III.
[FR Doc. 98-13510 Filed 5-20-98; 8:45 am]
BILLING CODE 7590-01-P

POSTAL RATE COMMISSION

Sunshine Act Meetings

NAME OF AGENCY: Postal Rate Commission.

TIME AND DATE: 3:00 p.m., May 14, 1998.
PLACE: Commission Conference Room, 1333 H Street, NW, Suite 300, Washington, DC 20268-0001.
STATUS: Closed.

MATTERS TO BE CONSIDERED: Emergency meeting to discuss issue in Docket No. R97-1.

CONTACT PERSON FOR MORE INFORMATION: Stephen L. Sharfman, General Counsel, Postal Rate Commission, Suite 300, 1333 H Street, NW, Washington, DC 20268-0001, (202) 789-6830.

Dated: May 18, 1998.
Margaret P. Crenshaw,
Secretary.
[FR Doc. 98-13687 Filed 5-18-98; 4:41 pm]
BILLING CODE 7710-FW-M

UNITED STATES POSTAL SERVICE BOARD OF GOVERNORS

Sunshine Act Meeting

TIMES AND DATES: 1:00 p.m., Monday, June 1, 1998; 8:30 a.m., Tuesday, June 2, 1998.

PLACE: Washington, D.C., at U.S. Postal Service Headquarters, 475 L'Enfant Plaza, S.W., in the Benjamin Franklin Room.

STATUS: June 1 (Closed); June 2 (Open).
MATTERS TO BE CONSIDERED:

Monday, June 1—1:00 p.m. (Closed)

1. Briefing on Postal Rate Commission Opinion and Recommended Decision in Docket No. R97-1.
2. Corporate Credit Rating.
3. Compensation Issues.
4. Corporate Call Management.
5. Tray Management System.

Tuesday, June 2—8:30 a.m. (Open)

1. Minutes of the Previous Meeting, May 4-5, 1998.
2. Remarks of the Postmaster General/Chief Executive Officer.
3. Capital Investment.
 - a. 175 Next Generation Flat Sorting Machines.
4. Tentative Agenda for the June 29-30, 1998, meeting in Washington, D.C.

CONTACT PERSON FOR MORE INFORMATION: Thomas J. Koerber, Secretary of the Board, U.S. Postal Service, 475 L'Enfant Plaza, S.W., Washington, D.C. 20260-1000. Telephone (202) 268-4800.

Thomas J. Koerber,
Secretary.
[FR Doc. 98-13813 Filed 5-19-98; 3:39 pm]
BILLING CODE 7710-12-M

POSTAL SERVICE *

Privacy Act of 1974, System of Records

AGENCY: Postal Service.

ACTION: Notice of new system of records.

SUMMARY: The purpose of this document is to publish notice of a new Privacy Act system of records, USPS 040.050, Customer Programs-Customer Electronic Document Preparation and Delivery Service Records. The new system contains information provided by customers who use the Postal Service's electronic-to-paper document printing and mailing service. Customers using this service electronically send a master document and mailing list to a postal control center, which electronically routes the documents to print sites for printing and mailing for Postal Service delivery.

DATES: Any interested party may submit written comments on the proposed new system of records. This proposal will become effective without further notice on June 30, 1998, unless comments received on or before that date result in a contrary determination.

ADDRESSES: Written comments on this proposal should be mailed or delivered to: Payroll Accounting/Records, United States Postal Service, 475 L'Enfant Plaza SW Rm 8831, Washington, DC 20260-5243.

Copies of all written comments will be available at the above address for public inspection and photocopying between 8 a.m. and 4:45 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Betty Shariff, (202) 268-2608.

SUPPLEMENTARY INFORMATION: The proposed system of records will collect information related to a new electronic-to-paper mailing and delivery service offered by the Postal Service. The service will facilitate increased use of the mail while providing a means for small-volume customers to have quality mailings promptly prepared and delivered.

Customers who use the service will create documents on their desktop computers and, using a postal icon on their computer screen, transmit that document and an associated address file through the Internet to a network

control center. The network control center electronically routes the digital documents to commercial print sites where they are printed, assembled, and entered into the mailstream for Postal Service delivery, often on the next day.

Before transmission to a print site, addresses on the list will be standardized and updated with any forwarding information that has been provided by customers. The product is a complete, correct, and standardized address that can be read by automation equipment and matched to a ZIP Code resulting in savings to the Postal Service through more effective operations and savings to the customer who has avoided duplication and remailings. Address correction is limited to notification to the customer of any addresses that are invalid and the Postal Service will not otherwise supplement or verify name or address information on the list. In providing these services, the Postal Service does not compile or disclose any mailing list.

The original list submitted by the customer will not be copied and may be returned to the customer after conversion. One copy of the converted list will be maintained under secured conditions for a period of 30 days to confirm quality handling of the order and to serve the customer who wishes to make a follow-up mailing using the same document and/or list. The list will be retained longer than 30 days or updated only at the customer's request.

System design provides for maintenance of information by the name of the customer requesting the service and not by the names of persons or entities on that customer's mailing list. The customers requesting the service will be primarily small businesses to which the Privacy Act will not apply. Nevertheless, to the extent records are covered by the Privacy Act, measures have been taken to protect them. The measures, discussed below, are intended also to ensure compliance with the Postal Reorganization Act (39 U.S.C. 412), which prohibits the Postal Service from releasing lists of the names or addresses of its customers or other persons.

Printing and mailing will be performed by commercial printers operating under a license agreement with the Postal Service. These licensees will not be maintaining records and, consequently, not operating a system of records. Nevertheless, because of the sensitive nature of the information, under the terms of a license agreement, the licensees must agree that any information received from the Postal Service in the course of the agreement must be kept in strict confidence and

not disclosed to any person; must not be used by the licensee for any purpose other than to satisfy the conditions of the agreement; and must be provided with safeguards to prevent unauthorized access, disclosure, or misuse. Licensee sites will be subject to impromptu compliance inspections by the Postal Inspection Service.

Rather than apply all of its general routine uses (authorized third party disclosures) considered applicable to most Postal Service systems of records, the Postal Service has limited the application of routine uses to four situations. The first allows disclosure to the Department of Justice relative to litigation in which the Postal Service has an interest. The second allows disclosure to a law enforcement agency for criminal or civil law enforcement purposes. The third allows a disclosure to a congressperson that would occur only at the prompting of the records subject. The third allows disclosure to a contractor to perform an agency function, a disclosure that will be necessary as discussed above. Each of these is relevant and necessary to accomplish the system's purpose.

The terms of agreements with customers who use this new service will provide that the mailing lists transmitted to the Postal Service will remain the property of the customer. Consequently, routine uses within the proposed system will not apply to these lists.

Security controls have been applied to protect the information during transmission and physical maintenance. The network control center to which a customer transmits its order is housed in a Postal Service computer complex with access to the building controlled by guards, access to rooms controlled by the use of card keys, and access to systems controlled by log on identifications and passwords. Industry standard security and encryption technology will be used for Internet transmission between the customer and the network control center. Dedicated lines will be used for transmission between the network control center and the licensee. As discussed above, the terms of the license agreement will provide for the protection of information received by the licensee who will be subject to audit by the Postal Inspection Service.

For the above reasons, the Postal Service is establishing this grouping of records as a system of records subject to the Privacy Act.

Pursuant to 5 U.S.C. 552a(e)(11), interested persons are invited to submit written data, views, or arguments on this proposal. A report of the following

proposed system has been sent to Congress and to the Office of Management and Budget for their evaluation.

USPS 040.050

SYSTEM NAME:

Customer Programs—Customer Electronic Document Preparation and Delivery Records, USPS 040.050.

SYSTEM LOCATION:

Marketing, Headquarters; and Information Systems Service Center, San Mateo, CA.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Customers who electronically request mail preparation and delivery service.

CATEGORIES OF RECORDS IN THE SYSTEM:

Name and address of customer requesting service, USPS-assigned order number, and billing information; address list provided by the customer.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

39 U.S.C. 403, 404.

PURPOSE(S):

To promote increased use of the mail by providing electronic document preparation and mailing services for customers.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Note: Mailing lists contained within this system are owned by the customer submitting the mailing list; consequently, no routine uses apply to these mailing lists.

1. Records from this system may be disclosed to the Department of Justice or to other counsel representing the Postal Service, or may be disclosed in a proceeding before a court or adjudicative body before which the Postal Service is authorized to appear, when (a) the Postal Service; or (b) any postal employee in his or her official capacity; or (c) any postal employee in his or her individual capacity whom the Department of Justice has agreed to represent; or (d) the United States when it is determined that the Postal Service is likely to be affected by the litigation, is a party to litigation or has an interest in such litigation, and such records are determined by the Postal Service or its counsel to be arguably relevant to the litigation, provided, however, that in each case, the Postal Service determines that disclosure of the records is a use of the information that is compatible with the purpose for which it was collected. This routine use specifically contemplates that information may be released in response to relevant

discovery and that any manner of response allowed by the rules of the forum may be employed.

2. When the Postal Service becomes aware of an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule, or order issued pursuant thereto, or in response to the appropriate agency's request on a reasonable belief that a violation has occurred, the relevant records may be referred to the appropriate agency, whether federal, state, local, or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

3. Disclosure may be made to a congressional office from the record of an individual in response to an inquiry from the congressional office made at the prompting of that individual.

4. Records or information from this system may be disclosed to an expert, consultant, or other person who is under contract to the Postal Service to fulfill an agency function, but only to the extent necessary to fulfill that function. This may include disclosure to any person with whom the Postal Service contracts to reproduce, by typing, photocopy, or other means, any record for use by Postal Service officials in connection with their official duties or to any person who performs clerical or stenographic functions relating to the official business of the Postal Service.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Name and address of customer will be automated during conversion and then stored off-line on magnetic media.

RETRIEVABILITY:

Postal Service-assigned job number and customer name and customer identification number.

SAFEGUARDS:

Access to these records is limited to those persons whose official duties require such access. Access to automated records is restricted by the use of encryption technology, dedicated lines, and authorized access codes. Licensees who have access to information are required by the terms of the license agreement to protect the information from unauthorized access; to limit its use to that provided by the license agreement; and to apply

appropriate administrative and physical safeguards to protect the information.

RETENTION AND DISPOSAL:

Records supporting a customer order will be destroyed 30 days from completion of order, unless maintained longer at customer's request. Disposal will be by data deletion from magnetic media.

SYSTEM MANAGER(S) AND ADDRESS:

Chief Marketing Officer & Senior Vice President, United States Postal Service, 475 L'Enfant Plz SW, Washington DC 20260-2400.

NOTIFICATION PROCEDURE:

Individuals wanting to know whether information about them is maintained in this system of records must address inquiries in writing to the system manager. Inquiries must contain name, customer identification number, address, and order number, if known.

RECORD ACCESS PROCEDURES:

Requests for access must be made in accordance with the Notification Procedure above and the Postal Service Privacy Act regulations regarding access to records and verification of identity under 39 CFR 266.6.

CONTESTING RECORD PROCEDURES:

See Notification and Record Access Procedures above.

RECORD SOURCE CATEGORIES:

Information is furnished by record subjects (customers) requesting the service.

Stanley F. Mires,
Chief Counsel, Legislative.
[FR Doc. 98-13591 Filed 5-20-98; 8:45 am]
BILLING CODE 7710-12-P

RAILROAD RETIREMENT BOARD

Proposed Collection; Comment Request

SUMMARY: In accordance with the requirement of Section 3506 (c)(2)(A) of the Paperwork Reduction Act of 1995 which provides opportunity for public comment on new or revised data collections, the Railroad Retirement Board (RRB) will publish periodic summaries of proposed data collections.

Comments are invited on: (a) Whether the proposed information collection is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the RRB's estimate of the burden of the collection of the information; (c) ways to enhance the quality, utility, and clarity of the

information to be collected; and (d) ways to minimize the burden related to the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Title and purpose of information collection: Sick Pay and Miscellaneous Payment Report; OMB 3220-0175 Under Section 6 of the Railroad Unemployment Insurance Act (RUIA) and Section 9 of the Railroad Retirement Act (RRA), the Railroad Retirement Board (RRB) maintains for each railroad employee a record of compensation paid to that employee by all railroad employers for whom the employee worked after 1936. This record, which is used by the RRB to determine eligibility for, and amount of, benefits due under the laws it administers, is conclusive as to the amount of compensation paid to an employee during such period(s) covered by the report(s) of the compensation by the railroad employer(s). Further, the Railroad Retirement Solvency Act of 1983 added subsection 1(h)(8) to the RRA which expanded the definition of compensation for purposes of computing the Tier 1 portion of an annuity to include sickness payments and certain payments other than sick pay which are considered compensation within the meaning of Section 1(h)(8). The information reporting requirements for employers are prescribed in 20 CFR 209.

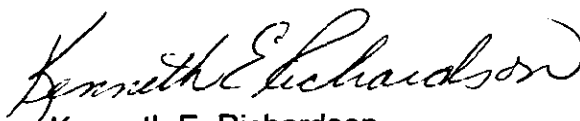
To enable the RRB to establish and maintain the record of compensation, employers are required under Section 6 of the RUIA and Section 9 of the RRA to file with the RRB, in such manner and form and at such times as the RRB by rules and regulation may prescribe, reports of compensation of employees.

The RRB utilizes Form BA-10, Report of Miscellaneous Compensation and Sick Pay, to collect information regarding sick pay and certain other types of payments, referred to as miscellaneous compensation, under Section 1(h)(8) of the Railroad Retirement Act from railroad employers. In addition, the form is used by employers to report any necessary adjustments in the amounts of sick pay or miscellaneous compensation. Employers have the option of submitting the reports on the aforementioned form, or, in like format, on magnetic tape, tape cartridges or PC diskettes. Submission of the mandatory reports is requested annually. One response is required of each respondent. No changes are proposed to Form BA-10. The completion time for Form BA-10 is estimated at 55 minutes per response.

Docket No. MC98-1

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the foregoing document upon all participants of record in this proceeding in accordance with section 12 of the rules of practice.

A handwritten signature in cursive script that reads "Kenneth E. Richardson".

Kenneth E. Richardson
Attorney

Washington, D.C. 20268-0001
July 30, 1998