

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

COMPETITIVE PRODUCT PRICES  
PRIORITY MAIL CONTRACT 12 (MC2009-28)  
NEGOTIATED SERVICE AGREEMENT

Docket No. CP2009-38

**EMERGENCY MOTION OF THE UNITED STATES POSTAL SERVICE  
FOR TEMPORARY RELIEF**  
(November 30, 2012)

In Order No. 1523, issued November 1, 2012, the Commission granted the Postal Service's request for a temporary extension of the contract in the instant docket. In recent weeks, the Postal Service had not heard from the customer regarding its intent to renew the contract in the instant docket. Based on this lack of communication, the Postal Service assumed that the contract would terminate as of today, November 30, 2012. However, in an unexpected development, today the Postal Service received final word from the customer that they are willing to continue their contractual relationship with the Postal Service, and will sign a replacement contract within the next week. The customer has requested that the Postal Service file an emergency motion with the Commission to extend the existing contract for an additional 30-days, or until the new agreement has been approved by the Commission.

The Postal Service acknowledges that, regrettably, this request falls well short of the Commission's guidance in Order No. 1523, which stated that "absent compelling circumstances, motions for temporary relief such as the instant Motion should be filed at

least one week prior to the contract's expiration date."<sup>1</sup> However, in the instant docket, the unique circumstances surrounding the Postal Service's belief that negotiations had failed and that the contract would be allowed to expire, hopefully serve to provide the Commission with a basis for granting the Postal Service's request for an emergency extension.

For the reasons discussed above, and in consideration of the customers' business continuity, the Postal Service hereby moves for temporary relief to allow the existing contract to remain on the competitive products list for 30 additional days.

Respectfully submitted,

UNITED STATES POSTAL SERVICE  
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November 30, 2012

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<sup>1</sup> Docket No. CP2009-38, Order No. 1523: Granting Motion for Temporary Relief, at 2 (November 1, 2012).