

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

*IN THE MATTER OF:*  
FREISTATT POST OFFICE  
FREISTATT, MISSOURI 82929

DOCKET No. A2013-8

**UNITED STATES POSTAL SERVICE ANSWER IN OPPOSITION TO  
PETITIONER'S REQUEST FOR LATE ACCEPTANCE**  
(August 1, 2013)

By means of Order No. 1791 (July 24, 2013), the Postal Regulatory Commission docketed correspondence from Deborah Schoen ("Petitioner"), a customer of the Freistatt, Missouri Post Office and clerk of the Village of Freistatt, assigning PRC Docket No. A2013-8 as an appeal pursuant to 39 U.S.C. § 404(d). That correspondence purported to invoke the Commission's jurisdiction to consider an appeal of the Postal Service Final Determination to Close the Suspended Freistatt, MO Post Office and Establish Service by Rural Route Service (Final Determination).

For the reasons expressed in the accompanying Motion to Dismiss Proceedings, the Postal Service opposes the Petitioner's Request for Late Acceptance of the Petition for Review. As discussed in detail in the Motion to Dismiss Proceedings, the 30 day time limit embodied in section 404(d)(5) is a limit upon the jurisdiction of the Commission that must be strictly construed. Therefore, the Commission should dismiss the late appeal as untimely and moot.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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