



GameFly's counsel and experts can review the material over the weekend, and determine whether a further response, or a motion to strike, warranted.

Pursuant to Appendix A to Part 3007 of 39 C.F.R., GameFly designates the following individuals as its reviewing representative:

David M. Levy, Partner, Venable LLP (legal counsel for GameFly)

Matthew D. Field, Of Counsel, Venable LLP (legal counsel for GameFly)

Robert P. Davis, Of Counsel, Venable LLP (legal counsel for GameFly)

Lawrence Buc, President, SLS Consulting (economic consultant to GameFly)

Sander Glick, Vice President, SLS Consulting (economic consultant to GameFly)

David Hodess, CEO, GameFly, Inc.

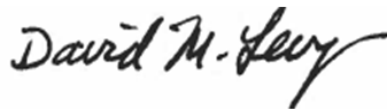
These are the **same** reviewing representatives that received access to nonpublic library reference USPS-MC2013-57/NP1 in Order No. 1801 (issued August 8, 2013). Copies of their executed certificates of compliance are attached.

We are authorized to state that the Postal Service does not oppose allowing GameFly's reviewing representatives to gain access to the nonpublic material.

GameFly requested Netflix's consent earlier today, but Netflix has not yet responded. The only Netflix-proprietary material identified by the Postal Service in its application for protective treatment consists of data on Netflix volumes in some of the Excel workpapers underlying the Postal Service's costing analysis. GameFly's reviewing representatives have already received access—with Netflix's consent—to Netflix-specific volume data in nonpublic library reference USPS-MC2013-57/NP1, and in earlier phases of Docket No. C2009-1.

If the Commission is unwilling to grant access to the latest iteration of Netflix volume data without first hearing from Netflix, GameFly asks that the Commission at least grant GameFly's reviewing representatives immediate access, subject to the protective conditions prescribed by the Commission in 39 C.F.R. Part 3007, to the IBISWorld report on the "DVD, game, and video rental market in the United States." The only proprietary interests identified by the Postal Service in that report are those of IBISWorld, the market research firm from which the Postal Service purchased the report. The Postal Service has not contended that Netflix has any proprietary interest in the report.

Respectfully submitted,

A handwritten signature in black ink that reads "David M. Levy". The signature is written in a cursive, flowing style.

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*Counsel for GameFly, Inc.*

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