

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

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POSTAL RATE COMMISSION  
OFFICE OF THE SECRETARY

BULK PARCEL RETURN SERVICE  
EXPEDITED MINOR CLASSIFICATION CASE

Docket No. MC99-4

STIPULATION AND AGREEMENT

This Stipulation and Agreement is submitted pursuant to Rule 29 of the Rules of Practice and Procedure of the Postal Rate Commission, 39 C.F.R. § 3001.29, by and between the undersigned parties or through their respective attorneys. It is a negotiated settlement of all issues raised in the above-captioned docket. The undersigned parties hereby stipulate and agree to the following:

**I. BACKGROUND**

On May 25, 1999, pursuant to 39 U.S.C. § 3623, the United States Postal Service filed with the Postal Rate Commission a request for a decision recommending minor classification changes for Bulk Parcel Return Service ("BPRS"). The request was designated as Docket No. MC99-4 by the Commission.

The basis for the request is explained in the Docket No. MC99-4 direct testimonies of Postal Service witnesses Mohammad Adra (USPS-T-1) and Jennifer Eggleston (USPS-T-2).

**II. TERMS AND CONDITIONS**

1. This Stipulation and Agreement represents a negotiated settlement of all issues raised by the Docket No. MC99-4 Request of the United States Postal Service

for an expedited recommended decision on a minor classification change for Bulk Parcel Return Service.

2. The undersigned parties agree, for purposes of this proceeding only, that the Docket No. MC99-4 direct testimonies of Postal Service witnesses Mohammad Adra (USPS-T-1) and Jennifer Eggleston (USPS-T-2) should be entered into the evidentiary record in this proceeding. These testimonies, together with the Postal Service's Docket No. MC99-4 Request and the attachments thereto, provide sufficient reasons and substantial evidence justifying a decision recommending the changes to the Domestic Mail Classification Schedule (DMCS) § 935 proposed by the Postal Service in Docket No. MC99-4, which are attached to this Stipulation and Agreement. The undersigned parties stipulate that any of the aforementioned materials not heretofore entered into the Docket No. MC99-4 evidentiary record be so entered.

3. On the basis of such record, for purposes of this proceeding only, the undersigned parties stipulate that the DMCS changes set forth in the Attachment to this Stipulation and Agreement are in accordance with the polices of title 39, United States Code, and in particular, the criteria and factors of 39 U.S.C. § 3623.

4. This Stipulation and Agreement is offered in total and final settlement of this proceeding. The undersigned parties agree that they will file no further pleadings or testimony with the Commission in this proceeding, with the exception of: (a) pleadings or testimony explicitly requested by the Commission or in reply to such pleadings; (b) pleadings or testimony opposing pleadings or testimony filed in opposition to this Stipulation and Agreement; or (c) pleadings, testimony or comments in support of this Stipulation and Agreement.

935.36 Mailers of parcels endorsed for Bulk Parcel Return Service may include within the parcel a return label, prepared at the mailer's expense to specifications set forth by the Postal Service, to authorize its customers to return opened, machinable parcels at the expense of the original mailer. There is no additional fee for inclusion or use of the label.

**935.4 Other Services**

935.41 The following services may be purchased in conjunction with Bulk Parcel Return Service:

	<b>Service</b>	<b>Fee Schedule</b>
a.	Address Correction Service	911
b.	Certificate of Mailing	947
c.	Shipper-Paid Forwarding	936

**935.5 Fee**

935.51 The fee for Bulk Parcel Return Service is set forth in Fee Schedule 935.

**935.6 Authorizations and Licenses**

935.61 A permit fee as set forth in Schedule 1000 must be paid once each calendar year by mailers utilizing Bulk Parcel Return Service.

935.62 The Bulk Parcel Return Service permit may be canceled for failure to maintain sufficient funds in an advance deposit account to cover postage and fees on returned parcels, or for failure to meet the specifications of the Postal Service, including distribution of return labels that do not conform to Postal Service specifications.

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**SIGNATURE PAGE FOR STIPULATION AND AGREEMENT**

\_\_\_\_\_  
Name of Intervenor

\_\_\_\_\_  
Date

\_\_\_\_\_  
[Signature of Representative]

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Daniel J. Foucheaux, Jr.  
Chief Counsel, Ratemaking  
United States Postal Service

Date