

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

In the Matter of

Docket No: A 2015-3

NORTH PLATTE, NE 69101

DWIGHT LIVINGSTON Petitioner

PARTICIPANT STATEMENT

1. Petitioner is appealing the United States Postal Service's Final Determination relating to North Platte, Nebraska post office.

2. In accordance with applicable law, the Petitioner has requested the Postal Regulatory Commission to review the United States Postal Service's Final Determination on the basis of the Administrative Record in the making of the Final Determination.

3. By order dated April 21, 2015, the Postal Regulatory Commission ordered that May 1, 2015 be the deadline for the United States Postal Service to file the applicable Administrative Record in this appeal. That deadline having passed without the filing of the Administrative Record, Petitioner submits that the United States Postal Service's Final Determination relating to the North Platte, Nebraska Post Office should be remanded with instructions to the United States Postal Service to perform its statutory and regulatory duties relative to its proposed action concerning the North Platte Post Office.

4. Petitioner not having the benefit of review of the Postal Service Administrative Record in this appeal, and facing a deadline of May 21, 2015, to file with this Commission Petitioner's Form 61 or initial brief or other participant statement in support of Appellant's Petition, and not having been informed of a ruling on his Motion for an Enlargement of Time to File Form 61, Petitioner files this Participant Statement, reserving unto himself any enlargement of time to file Form 61 granted by this Commission in response to Petitioner's Motion to Enlarge Time for Filing of Form 61. Not having had an opportunity to review the Administrative Record in this appeal, Petitioner reiterates the allegations of his Letter of Appeal dated April 10, 2015, a copy of which is attached hereto and incorporated herein at length as if fully set forth at this point.

Respectfully submitted,
Douglas L. Stack, Nebraska #16377
Attorney for Dwight Livingston, Mayor
City of North Platte