

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Robert G. Taub, Acting Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton; and
Tony Hammond

Competitive Product Prices
Priority Mail Contract 60 (MC2013-54)
Negotiated Service Agreement

Docket No. CP2013-70

ORDER GRANTING MOTION FOR TEMPORARY RELIEF

(Issued September 2, 2016)

The negotiated service agreement approved in this proceeding (Existing Agreement) is set to expire September 7, 2016.¹ On September 1, 2016, the Postal Service filed a motion for temporary relief, seeking a fifteen (15) day extension to allow

¹ The referenced expiration date reflects two extensions of the original expiration date of July 8, 2016. Docket Nos. MC2013-54 and CP2013-70, Order No. 1773, Order Adding Priority Mail Contract 60 to the Competitive Product List, July 8, 2013, at 5; *see also* Order No. 3392, Order Granting Motion for Temporary Relief, June 28, 2016; Order Granting Motion for Temporary Relief, August 2, 2016 (Order No. 3455). In its Motion of September 1, 2016, the Postal Service indicates the Existing Agreement is set to expire September 8, 2016, however, pursuant to Order No. 3455, the Existing Agreement is set to expire September 7, 2016. Motion of the United States Postal Service for Temporary Relief, September 1, 2016, at 1 (Motion); *see also* Order No. 3455 at 2. Due to this oversight, the Postal Service failed to file its Motion at least one week prior to the Existing Agreement's expiration date and is reminded that limited notice may compromise the Commission's ability to act prior to an agreement's expiration. *See* Docket No. CP2009-38, Order No. 1523, Order Granting Motion for Temporary Relief and Providing Guidance Regarding Future Motions of Temporary Relief, November 1, 2012, at 2.

the existing contract to remain in effect, or until such time as the successor contract has been approved by the Commission. Motion at 1.

The Postal Service states that it expects to file a successor to the Existing Agreement in a new docket and, pending the initiation of that docket, seeks a brief extension of the Existing Agreement to maintain continuity of pricing and other terms and conditions. *Id.* at 1-2.

The Commission grants the Motion. The brief extension is in the public interest, as it will not impair the ability of the Existing Agreement to comply with 39 U.S.C. § 3633, will avoid disruption in contract administration, and will not prejudice any person. Consequently, the Existing Agreement will expire on September 22, 2016, unless terminated earlier pursuant to contractual terms.

It is ordered:

The Motion of the United States Postal Service for Temporary Relief concerning Priority Mail Contract 60, filed September 1, 2016, is granted as discussed in the body of this Order.

By the Commission.

Stacy L. Ruble
Secretary