

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

Periodic Reporting
(Proposal Four)

Docket No. RM2016-12

ORDER GRANTING MOTION, IN PART, FOR ACCESS
TO NON-PUBLIC MATERIALS FILED UNDER SEAL

(Issued September 14, 2016)

On September 7, 2016, United Parcel Service, Inc. (UPS) filed a motion which requests access to non-public materials, specifically non-public Library Reference USPS-RM2016-12/NP1, August 22, 2016, pursuant to 39 C.F.R. § 3007.40.¹ Within that motion, UPS also seeks access to other non-public materials that are only generally identified: datasets, programs, and analytical results referenced in the Postal Service's filing that appear to have formed the basis of the Postal Service's conclusions and recommendations. Motion at 1.

The Postal Service did not file during the time identified in rule 3007.40 to oppose the request for access. See 39 C.F.R. § 3007.40(b)(1).

¹ United Parcel Service, Inc.'s Motion for Access, September 7, 2016 (Motion).

The Commission will first address the request for access to non-public library reference USPS-RM2016-12/NP1. UPS attached certifications for access signed by 12 individuals. Motion at 6; Exhibit 1. These certifications generally request access for material associated with Docket No. RM2016-12. The specific material for which access is granted must be identified on the certificate. UPS shall refile the certificates (limited to the same 12 individuals) specifying that access shall be granted only to non-public Library Reference USPS-RM2016-12/NP1.² Once the certificates are filed, the identified persons are granted access to non-public Library Reference USPS-RM2016-12/NP1.

The request for access to other non-public materials that are only generally identified is too wide in scope for the Commission to act upon. If UPS seeks non-public information filed in other dockets, UPS may identify the specific information that it seeks and file additional access requests. If UPS seeks specific information that has not been provided in previous dockets, UPS may, by motion, request that the Commission obtain specifically identifiable information from the Postal Service. See 39 C.F.R. § 3007.3.

It is ordered:

1. Upon the filing of appropriately completed certificates, the 12 individuals identified in the Motion shall be granted access to non-public Library Reference USPS-RM2016-12/NP1.
2. The request to provide access to other materials is denied consistent with the body of this Order.

By the Commission.

Stacy L. Ruble
Secretary

² An example of a certification can be found at 39 C.F.R. part 3007, Appendix A.