

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
Global Expedited Package Services 3 (MC2010-28)
Negotiated Service Agreement

Docket No. CP2015-143

ORDER GRANTING MOTION FOR TEMPORARY RELIEF AND APPROVING
MODIFICATION THREE

(Issued October 25, 2016)

The Postal Service seeks to modify a Global Expedited Package Services 3 negotiated service agreement.¹ For the reasons discussed below, the Commission approves the Modification.

In Order No. 2745, the Commission approved the Global Expedited Package Services 3 negotiated service agreement (Existing Agreement).² On October 24, 2016,

¹ Motion of the United States Postal Service for Temporary Relief and Notice of the United States Postal Service of Filing Modification Three to a Global Expedited Package Services 3 Negotiated Service Agreement, October 24, 2016 (Notice). The modification is an attachment to the Notice (Modification).

² See Order Approving Additional Global Expedited Package Services 3 Negotiated Service Agreement, October 7, 2015 (Order No. 2745). The contract was later modified twice. See Order No. 3040, Order Approving Modification to Global Expedited Package Services 3 Negotiated Service Agreement, January 20, 2016; Order No. 3224, Order Approving Second Modification to Global Expedited Package Services 3 Negotiated Service Agreement, April 8, 2016.

the Postal Service filed notice that it has agreed to the Modification to the Existing Agreement.

The Postal Service states that the Existing Agreement, as modified, is scheduled to expire on October 31, 2016. Notice at 1. The Postal Service further asserts that it has filed a signed renewal agreement with the Commission in Docket No. CP2017-18. *Id.* However, because of the possibility that the Existing Agreement may expire before the successor agreement goes into effect, the Postal Service and the contract partner have signed Modification Three, which states that the Existing Agreement will remain in effect until 11:59 p.m. on November 30, 2016, or the sooner of: (a) 11:59 p.m. on the business day after the Commission concludes its review of the successor agreement filed in Docket No. CP2017-18; or (b) 11:59 p.m. on October 31, 2016, if the Commission concludes its review of the successor agreement filed in Docket No. CP2017-18 by October 31, 2016. *Id.* at 1-2.

The Postal Service requests that the Commission approve Modification Three to maintain continuity of pricing and other terms and conditions of the agreement. *Id.* at 2. It also requests that the Commission list the agreement that is the subject of this docket on the Mail Classification Schedule according to the terms of Modification Three. *Id.*

The Commission grants the Motion and approves Modification Three. Allowing the Existing Agreement to remain in effect temporarily is in the public interest and will not prejudice any person. The Existing Agreement is authorized to continue until 11:59 p.m. on November 30, 2016, or the sooner of: (a) 11:59 p.m. on the business day after the Commission concludes its review of the successor agreement filed in Docket No. CP2017-18; or (b) 11:59 p.m. on October 31, 2016, if the Commission concludes its review of the successor agreement filed in Docket No. CP2017-18 by October 31, 2016. The Postal Service shall notify the Commission of the final expiration date of the Existing Agreement, as modified.

It is ordered:

1. The Motion of the United States Postal Service for Temporary Relief, filed on October 24, 2016, is granted.
2. The Commission approves Modification Three, filed by the Postal Service on October 24, 2016.
3. The Postal Service shall notify the Commission of the final expiration date of the Existing Agreement, as modified.

By the Commission.

Stacy L. Ruble
Secretary