

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

Postal Rate and Fee Changes

Docket No. R2006-1

PRESIDING OFFICER'S RULING
CONCERNING MOTION TO COMPEL RESPONSES
TO INTERROGATORIES DBP/USPS-676, 697 AND 698

(Issued November 27, 2006)

On November 17, 2006, David B. Popkin filed a motion to compel responses to interrogatories DBP/USPS-676, 697 and 698.¹

The Postal Service filed responses to interrogatories DBP/USPS- 697 and 698 on November 24, 2006.² Thus, the Motion in regard to these interrogatories is moot.

Interrogatory DBP/USPS-676 is a follow-up interrogatory to DBP/USPS-672, which is a follow-up interrogatory to DBP/USPS-284. The interrogatories concern the availability of extended retail window service hours. The Postal Service's response to the first two interrogatories indicate that it cannot confirm the extended hour times listed in the interrogatory, but that it adjusts retail service window hours to best meet the needs of its customers. Interrogatory DBP/USPS-676 asks why the Postal Service cannot confirm the information, and again asks the Postal Service to respond to the original interrogatory.

The Postal Service, having provided two previous responses, appears to have answered the interrogatory to the best of its ability. Further, the Motion is void of any

¹ David B. Popkin Motion to Compel Response to Interrogatories DBP/USPS-676, 697, and 698, November 17, 2006 (Motion).

² Responses of the United States Postal Service to Interrogatories of David Popkin (DBP/USPS-697 and 698), November 24, 2006.

argument that might persuade the Presiding Officer that compelling a further response on this peripheral issue would add materiality to the record. The motion to compel a response to DBP/USPS-676 is denied.

RULING

The David B. Popkin Motion to Compel Response to Interrogatories DBP/USPS-676, 697, and 698, filed November 17, 2006, is moot in regard to DBP/USPS- 697 and 698, and denied in regard to DBP/USPS-676.

George Omas
Presiding Officer