

**BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001**

**RATE AND SERVICE CHANGES TO IMPLEMENT
FUNCTIONALLY EQUIVALENT NEGOTIATED
SERVICE AGREEMENT WITH BRADFORD
GROUP**

Docket No. MC2007-4

**JOINT MOTION OF THE BRADFORD GROUP AND THE UNITED STATES
POSTAL SERVICE FOR EXTENSION OF TIME TO RESPOND TO
COMMISSION ORDER NO. 38**

(October 16, 2007)

On October 9, 2007, the Commission issued Order No.38, denying the joint motion of The Bradford Group and the Postal Service for the establishment of protective conditions for the Postal Service's responses to Office of the Consumer Advocate interrogatories OCA/USPS-T1-19(c), 20, 21(c),(f),(i), and 22. In that Order, the Commission stated, "If The Bradford Group seeks protective conditions with respect to the interrogatory responses addressed in this Order, it shall make further request to the Commission no later than October 16, 2007." Order No. 38 at 9. Pursuant to Rule 16 of the Commission's Rules of Practice, The Bradford Group and the Postal Service request permission to file a response to this Order out of time.

The workpaper sought by these interrogatories contains commercially sensitive data that Bradford does not intend to reveal publicly. Bradford Witness Steve Gustafson will prepare an affidavit explaining how the information in this workpaper, combined with publicly available information, will allow Bradford's competitors to mimic

Bradford's mailing practices and cause Bradford competitive harm. Publicly revealing this information could allow Bradford's competitors to benefit from the advantages Bradford derives through its mailing practices without expending the same resources as Bradford did in developing those practices. This inequity would place Bradford at a serious competitive disadvantage.

The exact nature of the harm, and how it could come to pass, will be described more fully in witness Gustafson's affidavit. Regrettably, witness Gustafson is currently out of the office and unable to complete this affidavit. He will, however, do so on his return this week. Accordingly, The Bradford Group and the Postal Service move for leave to file this affidavit and response to Order No. 38 out of time.

Bradford believes that no party will be prejudiced by a short delay in filing this affidavit. In fact, the party most likely to suffer from the delay is Bradford itself, as Bradford has a strong interest in the speedy resolution of these proceedings and the implementation of the negotiated rates.

Respectfully submitted,

THE BRADFORD GROUP

By its attorneys:

Ian D. Volner
Rita L. Brickman
Matthew D. Field
Venable LLP
575 7th Street, NW
Washington, DC 20004-1601
(202) 344-4814
idvolner@venable.com

UNITED STATES POSTAL SERVICE

By its attorneys:

Daniel J. Foucheaux, Jr.
Chief Counsel, Ratemaking

Elizabeth A. Reed
475 L'Enfant Plaza West, S.W.
Washington, D.C. 20260-1137
(202) 268-3179, Fax -6187

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