

ORDER NO. 1484

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

Before Commissioners: George Omas, Chairman;
 Dawn A. Tisdale, Vice Chairman;
 Mark Acton; Ruth Y. Goldway; and
 Tony Hammond

Complaint on Electronic Postmark

Docket No. C2004-2

ORDER GRANTING MOTION OF
DIGISTAMP TO WITHDRAW COMPLAINT AND
TERMINATE THE DOCKET WITHOUT PREJUDICE

(Issued December 19, 2006)

On December 14, 2006, DigiStamp moved to withdraw the complaint it filed on February 25, 2004, regarding the Postal Service's unilateral offering of Electronic Postmark (EPM) service.¹ The central issue presented by DigiStamp's complaint is whether EPM is a postal service under the Postal Reorganization Act, 39 U.S.C. § 101 *et seq.* In support of its Motion, DigiStamp states that new legislation, the Postal Accountability and Enhancement Act (PAEA),² revamps Title 39 and the existing regulatory framework, and that DigiStamp believes it is in its best interests to withdraw its complaint and pursue whatever remedies it may have under the PAEA.

The Motion is granted. The Commission expresses its appreciation to the participants for their efforts in this docket.

It is ordered:

¹ Motion of DigiStamp to Withdraw Complaint and Terminate the Docket Without Prejudice, December 14, 2006 (Motion).

The Motion of DigiStamp to Withdraw Complaint and Terminate the Docket Without Prejudice, filed December 14, 2006, is granted.

By the Commission
(SEAL)

Steven W. Williams

Secretary

² H.R. 6407, 109th Cong. (2006).