

RULING NO. C2008-3/11

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

Complaint of Capital One Services, Inc.

Docket No. C2008-3

RULING GRANTING EXTENSION OF TIME
TO FILE MOTIONS TO COMPEL

(Issued September 2, 2008)

Capital One Services, Inc. (Capital One) filed a motion requesting an extension of time to file motions to compel concerning interrogatories COS/USPS-1-11 and document requests COS/USPS-DR-1-17.¹ The Postal Service filed objections to those discovery requests on August 18, 2008 and August 19, 2008, respectively.² Capital One asserts that the deposition of Jessica Dauer Lowrance occurring on August 27-28, 2008, has shed light on the discovery requests. As the deposition transcripts will not be available until approximately September 2 or 3, 2008, Capital One requests one week from when the transcripts are available to file the motions to compel. Capital One states that Postal Service counsel does not oppose this request.

The motion for extension of time is granted. Motions to compel concerning interrogatories COS/USPS-1-11 and document requests COS/USPS-DR-1-17 are due 7 days from when transcripts become available.

¹ Consent Motion for Extension of Time to File Motions to Compel Related to the Documents Requests and Interrogatories of Capital One Services, Inc., August 29, 2008.

² Motion for Late Acceptance of Objection of the United States Postal Service to Document Requests of Capital One Services, Inc. (COS/USPS-DR-1-17) was filed on August 19, 2008. This motion is granted.

RULING

1. Consent Motion for Extension of Time to File Motions to Compel Related to the Documents Requests and Interrogatories of Capital One Services, Inc., filed August 29, 2008, is granted. Motions to compel concerning interrogatories COS/USPS-1-11 and document requests COS/USPS-DR-1-17 are due 7 days from when transcripts become available.

2. Motion for Late Acceptance of Objection of the United States Postal Service to Document Requests of Capital One Services, Inc. (COS/USPS-DR-1-17), filed August 19, 2008, is granted.

Dan G. Blair
Presiding Officer