

ORDER NO. 6597

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

Before Commissioners:

Michael Kubayanda, Chairman;
Mark Acton, Vice Chairman;
Ann C. Fisher;
Ashley E. Poling; and
Robert G. Taub

Public Inquiry on Classification
of First-Class Package Service Product

Docket No. PI2023-3

ORDER GRANTING MOTION FOR ACCESS TO NON-PUBLIC MATERIALS

(Issued August 3, 2023)

On July 18, 2023, the Association for Postal Commerce (PostCom) filed a motion for access to non-public materials provided with the Postal Service's responses to Chairman's Information Request No. 1 on July 12, 2023.¹ Specifically, PostCom requested access for two of its outside counsel and its president to the unredacted responses to questions 1, 3, 5, 6, 8, and 9 and the two accompanying attachments.²

¹ Motion of the Association for Postal Commerce for Access to Nonpublic Materials, July 18, 2023 (PostCom July 18 Access Motion).

² PostCom July 18 Access Motion at 1. See Responses of the United States Postal Service to Chairman's Information Request No. 1, July 12, 2023 (Response to CHIR No. 1); Response to CHIR No. 1, Attachment 1; Supplemental Application of the United States Postal Service for Non-Public Treatment of Materials, July 13, 2023.

The Postal Service did not oppose the motion.³ On July 25, 2023, the Commission granted PostCom's motion.⁴

On August 2, 2023, PostCom filed a motion requesting authorization for an additional outside counsel to access the same non-public materials.⁵ The motion includes a statement of protective conditions and executed certification for that individual in accordance with Commission rules regarding motions for access to non-public materials.⁶ PostCom represents that the Postal Service does not oppose the motion. PostCom August 2 Access Motion at 3. Accordingly, the Commission grants PostCom's motion for access to the non-public materials.

It is ordered:

The Motion of the Association for Postal Commerce for Access to Nonpublic Materials, filed August 2, 2023, is granted.

By the Commission.

Mallory Richards
Attorney-Advisor

³ See Motion for Expedited Action and Supplemental Motion of the Association for Postal Commerce for Access to Nonpublic Materials, July 20, 2023 (PostCom Expedition Motion).

⁴ Order Granting Motions for Access to Non-Public Materials and Extending Comment Deadlines, July 25, 2023 (Order No. 6582). The Commission also granted a motion for access to the same non-public materials filed by the Package Shippers Association (PSA) and extended the comment deadlines to allow sufficient opportunity to review the materials and to formulate comments. Order No. 6582 at 1-2.

⁵ Motion of the Association for Postal Commerce for Access to Nonpublic Materials, August 2, 2023 (PostCom August 2 Access Motion).

⁶ PostCom August 2 Access Motion, PDF file "Protective PostCom Compliance Statement PI2023-3.pdf."