Postal Regulatory Commission

§ 3001.20

(a) Who may intervene. A notice of intervention will be entertained in those cases that are noticed for a proceeding pursuant to §3001.17(a) from any person claiming an interest of such nature that intervention is allowed by the Act, or appropriate to its administration.

(b) Contents. A notice of intervention shall clearly and concisely set forth the nature and extent of the intervenor’s interest in the issues to be decided, including the classifications of postal service utilized by the intervenor giving rise to his/her interest in the proceeding, and to the extent known, the position of the intervenor with regard to the proposed changes in postal rates, fees, classifications, or services, or the subject matter of the complaint, as described in the notice of the proceeding. Such notice shall state whether or not the intervenor requests a hearing or in lieu thereof, a conference, and whether or not the intervenor intends to actively participate in any proceeding prior to the issuance of the notice of prehearing conference or hearing.
§ 3001.20a Limited participation by persons not parties.

Notwithstanding the provisions of §3001.20, any person may appear as a limited participator in any case that is noticed for a proceeding pursuant to §3001.17(a), in accordance with the following provisions:

(a) Form of intervention. Notices of intervention as a limited participator shall be in writing, shall set forth the nature and extent of the intervenor’s interest in the proceeding, and shall conform to the requirements of §§3001.9 through 3001.12.

(b) Oppositions. Oppositions to notices to intervene as a limited participator may be filed by any participant in the proceeding no later than 10 days after the notice of intervention as a limited participator is filed.

(c) Scope of participation. Subject to the provisions of §3001.30(c), limited participants may present evidence which is relevant to the issues involved in the proceeding and their testimony shall be subject to cross-examination on the same terms applicable to that of formal participants. Limited participants may file briefs or proposed findings pursuant to §§3001.34 and 3001.35, and within 15 days after the release of an intermediate decision, or such other time as may be fixed by the Commission, they may file a written statement of their position on the issues. The Commission or the presiding officer may require limited participants having substantially like interests and positions to join together for any or all of the above purposes. Limited participants are not required to respond to discovery requests under §§3001.25 through 3001.28 except to the extent that those requests are directed specifically to testimony which the limited participants provided in the proceeding; however, limited participants are advised that failure to provide relevant and material information in support of their claims will be taken into account in determining the weight to be placed on their evidence and arguments.