

POSTAL REGULATORY COMMISSION

[Docket Nos. MC2015–28 and CP2015–37; Order No. 2339]

New Postal Product

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: The Commission is noticing a recent Postal Service filing concerning an addition of Priority Mail Contract 109 to the competitive product list. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* February 9, 2015.

ADDRESSES: Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Those who cannot submit comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202–789–6820.

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I. Introduction

In accordance with 39 U.S.C. 3642 and 39 CFR 3020.30 *et seq.*, the Postal Service filed a formal request and associated supporting information to add Priority Mail Contract 109 to the competitive product list.¹

The Postal Service contemporaneously filed a redacted contract related to the proposed new product under 39 U.S.C. 3632(b)(3) and 39 CFR 3015.5. *Id.* Attachment B.

To support its Request, the Postal Service filed a copy of the contract, a copy of the Governors' Decision authorizing the product, proposed changes to the Mail Classification Schedule, a Statement of Supporting Justification, a certification of compliance with 39 U.S.C. 3633(a), and an application for non-public treatment of certain materials. It also filed supporting financial workpapers.

¹ Request of the United States Postal Service to Add Priority Mail Contract 109 to Competitive Product List and Notice of Filing (Under Seal) of Unredacted Governors' Decision, Contract, and Supporting Data, January 30, 2015 (Request).

II. Notice of Commission Action

The Commission establishes Docket Nos. MC2015–28 and CP2015–37 to consider the Request pertaining to the proposed Priority Mail Contract 109 product and the related contract, respectively.

The Commission invites comments on whether the Postal Service's filings in the captioned dockets are consistent with the policies of 39 U.S.C. 3632, 3633, or 3642, 39 CFR part 3015, and 39 CFR part 3020, subpart B. Comments are due no later than February 9, 2015. The public portions of these filings can be accessed via the Commission's Web site (<http://www.prc.gov>).

The Commission appoints Curtis E. Kidd to serve as Public Representative in these dockets.

III. Ordering Paragraphs

It is ordered:

1. The Commission establishes Docket Nos. MC2015–28 and CP2015–37 to consider the matters raised in each docket.

2. Pursuant to 39 U.S.C. 505, Curtis E. Kidd is appointed to serve as an officer of the Commission to represent the interests of the general public in these proceedings (Public Representative).

3. Comments are due no later than February 9, 2015.

4. The Secretary shall arrange for publication of this order in the **Federal Register**.

By the Commission.

Shoshana M. Grove,
Secretary.

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POSTAL REGULATORY COMMISSION

[Docket No. ACR2014; Order No. 2342]

Postal Service Performance Report and Performance Plan

AGENCY: Postal Regulatory Commission.

ACTION: Notice.

SUMMARY: On December 29, 2014, the Postal Service filed the FY 2014 Performance Report and FY 2015 Performance Plan with its FY 2014 Annual Compliance Report. This notice informs the public of the filing, invites public comment, and takes other administrative steps.

DATES: *Comments are due:* February 25, 2015. *Reply Comments are due:* March 4, 2015.

ADDRESSES: Submit comments electronically via the Commission's Filing Online system at <http://www.prc.gov>. Those who cannot submit

comments electronically should contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section by telephone for advice on filing alternatives.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202–789–6820.

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I. Introduction

Each fiscal year, the Postal Service prepares an annual performance plan (Performance Plan) and a report on program performance (Performance Report) as required under 39 U.S.C. 2803 and 2804. Pursuant to 39 U.S.C. 3652(g), on December 29, 2014, the Postal Service filed the FY 2014 Performance Report and FY 2015 Performance Plan with the Commission along with its FY 2014 Annual Compliance Report.¹

The Commission is required to evaluate whether the Postal Service has met the goals established in the FY 2014 Performance Report and FY 2015 Performance Plan. See 39 U.S.C. 3653(d). It may also provide recommendations to the Postal Service related to the protection or promotion of public policy objectives set out in title 39. *Id.*

II. Background

In past years, the Commission included its analysis of Performance Reports and Performance Plans in its Annual Compliance Determination (ACD).² In FY 2014, the Commission determined that its obligations under section 3653(d) are distinguishable from its ACD obligations under section 3653(b).³ Thus, in FY 2014, the Commission issued a separate report analyzing the Postal Service's FY 2013 Performance Report and FY 2014 Performance Plan. See *id.* That report provided an in-depth analysis of legal

¹ The FY 2014 Performance Report and FY 2015 Performance Plan are included in the Postal Service's 2014 Annual Report to Congress. United States Postal Service, United States Postal Service 2014 Annual Report to Congress, at 37–45; see Library Reference USPS–FY14–17, December 29, 2014.

² See, e.g., Docket No. ACR2012, Postal Regulatory Commission, Annual Compliance Determination Report Fiscal Year 2012 (Revised May 7, 2013), May 7, 2013, at 35–46.

³ Docket No. ACR2013, Postal Regulatory Commission, Review of Postal Service FY 2013 Performance Report and FY 2014 Performance Plan, July 7, 2014, at 3.