

December 27, 2013, the Postal Service filed the FY 2013 Performance Report and FY 2014 Performance Plan with the Commission along with its FY 2013 Annual Compliance Report. See library reference USPS–FY13–17.<sup>1</sup>

The Commission is required to evaluate whether the Postal Service has met the goals established in its FY 2013 Performance Report and FY 2014 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.* In past years, the Commission’s analysis of Performance Plans and Performance Reports have been included in its Annual Compliance Determination (ACD).<sup>2</sup> Since the Commission’s obligations under section 3653(d) are distinguishable from its annual compliance determination obligations under section 3653(b), the Commission has determined that, beginning with FY 2013, it will issue a separate report on the Postal Service’s Performance Report and Performance Plan. The Commission anticipates issuing that report early in May 2014.

To accommodate that schedule, the Commission is establishing a separate comment period for the FY 2013 Performance Report and FY 2014 Performance Plan. Comments by interested persons are due no later than by March 10, 2014. Reply comments are due no later than March 20, 2014.

Kenneth E. Richardson, previously designated to serve as the Public Representative in this proceeding, will continue in that capacity.

*It is ordered:*

1. Comments on the Postal Service’s FY 2013 Performance Report and FY 2014 Performance Plan are due no later than March 10, 2014.

2. Reply comments are due no later than March 20, 2014.

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

By the Commission.

**Ruth Ann Abrams,**

*Acting Secretary.*

[FR Doc. 2014–01381 Filed 1–23–14; 8:45 am]

**BILLING CODE 7710–FW–P**

<sup>1</sup> The FY 2013 Performance Report and FY 2014 Performance Plan are included in the Postal Service’s 2013 Annual Report to Congress.

<sup>2</sup> See, e.g., Docket No. ACR2012, Annual Compliance Determination Report Fiscal Year 2012 at 35–46.

## POSTAL REGULATORY COMMISSION

[Docket Nos. MC2014–16 and CP2014–25; Order No. 1970]

### New Postal Product

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is noticing a recent Postal Service filing requesting the addition of Priority Mail Contract 75 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:* January 24, 2014.

**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:

Brian Corcoran, Acting General Counsel, at 202–789–6820.

### SUPPLEMENTARY INFORMATION:

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- I. Introduction
- II. Notice of Filings
- III. Ordering Paragraphs

#### I. Introduction

In accordance with 39 U.S.C. 3642 and 39 CFR 3020.30 *et seq.*, the Postal Service filed a request and associated supporting information to add Priority Mail Contract 75 to the competitive product list.<sup>1</sup> The Postal Service asserts that Priority Mail Contract 75 is a competitive product “not of general applicability” within the meaning of 39 U.S.C. 3632(b)(3). Request at 1. The Request has been assigned Docket No. MC2014–16.

The Postal Service contemporaneously filed a redacted contract related to the proposed new product. *Id.* Attachment B. The instant contract has been assigned Docket No. CP2014–25.

*Request.* To support its Request, the Postal Service filed six attachments as follows:

- Attachment A—a redacted copy of Governors’ Decision No. 11–6, authorizing the new product;
- Attachment B—a redacted copy of the contract;

- Attachment C—proposed changes to the Mail Classification Schedule competitive product list with the addition underlined;

- Attachment D—a Statement of Supporting Justification as required by 39 CFR 3020.32;

- Attachment E—a certification of compliance with 39 U.S.C. 3633(a); and
- Attachment F—an application for non-public treatment of materials to maintain redacted portions of the contract and related financial information under seal.

In the Statement of Supporting Justification, Dennis R. Nicoski, Manager, Field Sales Strategy and Contracts, asserts that the contract will cover its attributable costs and increase contribution toward the requisite 5.5 percent of the Postal Service’s total institutional costs. *Id.* Attachment D at 1. Mr. Nicoski contends that there will be no issue of market dominant products subsidizing competitive products as a result of this contract. *Id.*

*Related contract.* The Postal Service included a redacted version of the related contract with the Request. *Id.* Attachment B. The contract is scheduled to become effective one business day following the day on which the Commission issues all necessary regulatory approval. *Id.* at 5. The contract will expire three years from the effective date unless, among other things, either party terminates the agreement upon 30 days’ written notice to the other party or the contract is renewed by mutual written agreement. *Id.* The contract also allows two 90-day extensions of the agreement if the preparation of a successor agreement is active and the Commission is notified within at least seven days of the contract’s expiration date. *Id.* at 6. The Postal Service represents that the contract is consistent with 39 U.S.C. 3633(a).<sup>2</sup>

The Postal Service filed much of the supporting materials, including the related contract, under seal. *Id.* Attachment F. It maintains that the redacted portions of the Governors’ Decision, contract, customer-identifying information, and related financial information should remain confidential. *Id.* at 3. This information includes the price structure, underlying costs and assumptions, pricing formulas, information relevant to the customer’s mailing profile, and cost coverage projections. *Id.* The Postal Service asks

<sup>1</sup> Request of the United States Postal Service to Add Priority Mail Contract 75 to Competitive Product List and Notice of Filing (Under Seal) of Unredacted Governors’ Decision, Contract, and Supporting Data, January 16, 2014 (Request).

<sup>2</sup> Although the Request appears to state that the certification only pertains to paragraphs (1) and (3) of 39 U.S.C. 3633(a), the certification itself contains an assertion that the prices are in compliance with 39 U.S.C. 3633(a)(1), (2), and (3). See Request at 2; Attachment E.

the Commission to protect customer-identifying information from public disclosure indefinitely. *Id.* at 7.

## II. Notice of Filings

The Commission establishes Docket Nos. MC2014–16 and CP2014–25 to consider the Request pertaining to the proposed Priority Mail Contract 75 product and the related contract, respectively.

Interested persons may submit 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 3015.5, and 39 CFR part 3020, subpart B. Comments are due no later than January 24, 2014. The public portions of these filings can be accessed via the Commission's Web site (<http://www.prc.gov>).

The Commission appoints Pamela A. Thompson to serve as Public Representative in these dockets.

## III. Ordering Paragraphs

*It is ordered:*

1. The Commission establishes Docket Nos. MC2014–16 and CP2014–25 to consider the matters raised in each docket.

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

3. Comments by interested persons in these proceedings are due no later than January 24, 2014.

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

By the Commission.

**Ruth Ann Abrams,**  
*Acting Secretary.*

[FR Doc. 2014–01378 Filed 1–23–14; 8:45 am]

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## POSTAL REGULATORY COMMISSION

[Docket Nos. MC2014–17 and CP2014–26;  
Order No. 1971]

### New Postal Product

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is noticing a recent Postal Service filing requesting the addition of Priority Mail Contract 76 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:* January 24, 2014.

**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:** Brian Corcoran, Acting General Counsel, at 202–789–6820.

### SUPPLEMENTARY INFORMATION:

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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 request and associated supporting information to add Priority Mail Contract 76 to the competitive product list.<sup>1</sup> The Postal Service asserts that Priority Mail Contract 76 is a competitive product “not of general applicability” within the meaning of 39 U.S.C. 3632(b)(3). Request at 1. The Request has been assigned Docket No. MC2014–17.

The Postal Service contemporaneously filed a redacted contract related to the proposed new product. *Id.* Attachment B. The instant contract has been assigned Docket No. CP2014–26.

*Request.* To support its Request, the Postal Service filed six attachments as follows:

- Attachment A—a redacted copy of Governors' Decision No. 11–6, authorizing the new product;
- Attachment B—a redacted copy of the contract;
- Attachment C—proposed changes to the Mail Classification Schedule competitive product list with the addition underlined;
- Attachment D—a Statement of Supporting Justification as required by 39 CFR 3020.32;
- Attachment E—a certification of compliance with 39 U.S.C. 3633(a); and
- Attachment F—an application for non-public treatment of materials to maintain redacted portions of the contract and related financial information under seal.

In the Statement of Supporting Justification, Dennis R. Nicoski, Manager, Field Sales Strategy and

Contracts, asserts that the contract will cover its attributable costs and increase contribution toward the requisite 5.5 percent of the Postal Service's total institutional costs. *Id.* Attachment D at 1. Mr. Nicoski contends that there will be no issue of market dominant products subsidizing competitive products as a result of this contract. *Id.*

*Related contract.* The Postal Service included a redacted version of the related contract with the Request. *Id.* Attachment B. The contract is scheduled to become effective one business day following the day on which the Commission issues all necessary regulatory approval. *Id.* at 3. The contract will expire three years from the effective date unless, among other things, either party terminates the agreement upon 30 days' written notice to the other party or the contract is renewed by mutual written agreement. *Id.* The contract also allows two 90-day extensions of the agreement if the preparation of a successor agreement is active and the Commission is notified within at least seven days of the contract's expiration date. *Id.* The Postal Service represents that the contract is consistent with 39 U.S.C. 3633(a).<sup>2</sup>

The Postal Service filed much of the supporting materials, including the related contract, under seal. *Id.* Attachment F. It maintains that the redacted portions of the Governors' Decision, contract, customer-identifying information, and related financial information should remain confidential. *Id.* at 3. This information includes the price structure, underlying costs and assumptions, pricing formulas, information relevant to the customer's mailing profile, and cost coverage projections. *Id.* The Postal Service asks the Commission to protect customer-identifying information from public disclosure indefinitely. *Id.* at 7.

## II. Notice of Filings

The Commission establishes Docket Nos. MC2014–17 and CP2014–26 to consider the Request pertaining to the proposed Priority Mail Contract 76 product and the related contract, respectively.

Interested persons may submit 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 3015.5, and 39 CFR part 3020, subpart B. Comments are due no later than

<sup>1</sup> Request of the United States Postal Service to Add Priority Mail Contract 76 to Competitive Product List and Notice of Filing (Under Seal) of Unredacted Governors' Decision, Contract, and Supporting Data, January 16, 2014 (Request).

<sup>2</sup> Although the Request appears to state that the certification only pertains to paragraphs (1) and (3) of 39 U.S.C. 3633(a), the certification itself contains an assertion that the prices are in compliance with 39 U.S.C. 3633(a)(1), (2), and (3). See Request at 2; Attachment E.