

**POSTAL REGULATORY COMMISSION****39 CFR Part 3030****[Docket No. RM2021–2; Order No. 6537]****Market Dominant Products****AGENCY:** Postal Regulatory Commission.**ACTION:** Order reactivating docket.

**SUMMARY:** The Commission established a review seeking input from the public regarding any additional regulations that may be necessary to achieve the objectives of the Postal Accountability and Enhancement Act (PAEA) over the longer-term, particularly for issues related to maximizing incentives to increase efficiency and reduce costs, maintaining high-quality service standards, and assuring financial stability (including retained earnings). This Order reactivating docket informs the public of the docket's reactivation, invites public comment, and takes other administrative steps.

**DATES:** *Comments are due:* September 15, 2023. *Reply comments are due:* October 16, 2023.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <https://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.

**SUPPLEMENTARY INFORMATION:** On January 15, 2021, the Commission established this proceeding to seek public input regarding any additional regulations that may be necessary to achieve the objectives of the Postal Accountability and Enhancement Act (PAEA)<sup>1</sup> over the longer-term, particularly for issues such as “maximizing incentives to increase efficiency and reduce costs, maintaining high-quality service standards, and assuring financial stability (including retained earnings).”<sup>2</sup> The Commission invited comments (*see* Order No. 5816 at 15) and subsequently extended the deadlines for filing comments (*see* Order No. 5862 at 3).

On June 24, 2021, the Postal Service filed a motion requesting that the

Commission hold this proceeding in abeyance pending resolution of a consolidated appeal from a separate Commission docket then before the United States Court of Appeals for the District of Columbia Circuit.<sup>3</sup> The Commission granted the Motion and held the instant proceeding in abeyance until further notice.<sup>4</sup>

The appeal in question concerned Docket No. RM2017–3, a docket in which the Commission adopted final rules pursuant to 39 U.S.C. 3622(d)(3) implementing a modified ratemaking system. *See, e.g.,* Order No. 5928 at 1. This appeal has been resolved.<sup>5</sup> Consequently, the Commission will reactivate the instant proceeding.

The Commission invites comments on the topics identified in Order No. 5816. Initial comments are due by September 15, 2023. Reply comments are due by October 16, 2023. Because the previously designated public representative is unavailable, pursuant to 39 U.S.C. 505, the Commission will designate Katalin K. Clendenin as an officer of the Commission (Public Representative) to represent the interests of the general public.

*It is ordered:*

1. Docket No. RM2021–2 is reactivated.
2. Interested persons may submit Initial comments no later than September 15, 2023.
3. Interested persons may submit Reply comments no later than October 16, 2023.
4. Pursuant to 39 U.S.C. 505, Katalin K. Clendenin shall serve as an officer of the Commission (Public Representative) to represent the interests of the general public in this proceeding.

5. The Secretary shall arrange for publication of this Order in the **Federal Register**.

By the Commission.

**Erica A. Barker,**

*Secretary.*

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**POSTAL REGULATORY COMMISSION****39 CFR Part 3050****[Docket No. RM2023–8; Order No. 6538]****Periodic Reporting****AGENCY:** Postal Regulatory Commission.**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Commission is acknowledging a recent filing requesting the Commission initiate a rulemaking proceeding to consider changes to analytical principles relating to periodic reports (Proposal Three). This document informs the public of the filing, invites public comment, and takes other administrative steps.

**DATES:** *Comments are due:* July 12, 2023.

**ADDRESSES:** Submit comments electronically via the Commission's Filing Online system at <https://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.

**SUPPLEMENTARY INFORMATION:****Table of Contents**

- I. Introduction
- II. Proposal Three
- III. Notice and Comment
- IV. Ordering Paragraphs

**I. Introduction**

On June 7, 2023, the Postal Service filed a petition pursuant to 39 CFR 3050.11 requesting that the Commission initiate a rulemaking proceeding to consider changes to analytical principles relating to periodic reports.<sup>1</sup> The Petition identifies the proposed analytical changes filed in this docket as Proposal Three.

**II. Proposal Three**

*Background.* The International Cost and Revenue Analysis (ICRA) model develops estimated settlement and international transportation costs for the various categories of outbound international Negotiated Service Agreement (NSA) mail by using NSA

<sup>1</sup> Public Law 109–435, 201, 120 Stat. 3198, 3204 (2006).

<sup>2</sup> Advance Notice of Proposed Rulemaking Regarding Performance Incentive Mechanism, January 15, 2021, at 1 (Order No. 5816); *see* Order Extending Time to File Comments and Reply Comments, April 7, 2021, at 1 (Order No. 5862).

<sup>3</sup> *See* Motion of the United States Postal Service to Hold Proceeding in Abeyance, June 24, 2021 (Motion).

<sup>4</sup> Order Granting Motion to Hold Proceeding in Abeyance, July 2, 2021, at 3 (Order No. 5928).

<sup>5</sup> *See Nat'l Postal Policy Council v. Postal Regul. Comm'n*, 17 F.4th 1184 (D.C. Cir. 2021), *cert. denied*, 142 S.Ct. 2868 (2022).

<sup>1</sup> Petition of the United States Postal Service for the Initiation of a Proceeding to Consider Proposed Changes in Analytical Principles (Proposal Three), June 7, 2023 (Petition). Proposal Three is attached to the Petition. The Postal Service also filed a notice of filing of non-public material relating to Proposal Three. Notice of Filing of USPS–RM2023–8–NP1 and Application for Nonpublic Treatment, June 7, 2023.