

UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

333 Constitution Avenue, NW
Washington, DC 20001-2866
Phone: 202-216-7000 | Facsimile: 202-219-8530

AGENCY DOCKETING STATEMENT

Administrative Agency Review Proceedings (To be completed by appellant/petitioner)

- 1. CASE NO. 13-1247 2. DATE DOCKETED: 9/06/2013
- 3. CASE NAME (lead parties only) Julio Pabon v. Postal Regulatory Commission
- 4. TYPE OF CASE: Review Appeal Enforcement Complaint Tax Court
- 5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? Yes No
If YES, cite statute _____
- 6. CASE INFORMATION:
 - a. Identify agency whose order is to be reviewed: Postal Regulatory Commission
 - b. Give agency docket or order number(s): Order No. 1802 Docket No. A2013-6
 - c. Give date(s) of order(s): 8/08/2013
 - d. Has a request for rehearing or reconsideration been filed at the agency? Yes No
If so, when was it filled? _____ By whom? _____
Has the agency acted? Yes No If so, when? _____
 - e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2): Because petitioners were adversely affected by a final order of the Postal Regulatory Commission, they have standing to seek judicial review in this Court. See 39 U.S.C. sec. 3663.
 - f. Are any other cases involving the same underlying agency order pending in this Court or any other? Yes No If YES, identify case name(s), docket number(s), and court(s) _____
 - g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents? Yes No If YES, give case name(s) and number(s) of these cases and identify court/agency: Mittleman v. PRC Nos. 12-1095, 12-1110, 12-1157 D.C. Circuit
 - h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? Yes No If YES, provide program name and participation dates. _____

Signature /s/ Elaine J. Mittleman Date 10/08/2013
Name of Counsel for Appellant/Petitioner Elaine J. Mittleman
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ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

CERTIFICATE OF SERVICE

I hereby certify that on October 8, 2013, I electronically filed the foregoing with the Court's CM/ECF system. All participants in this case are registered CM/ECF users and will be served via the CM/ECF system.

Respectfully submitted,

/s/ Elaine J. Mittleman
Elaine J. Mittleman