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SERVICE DATE - SEPTEMBER 23, 1999

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33797]

Keystone Railroad, Inc. d/b/a Lake Michigan and Indiana Railroad Company—Lease and  
Operation Exemption—Bethlehem Steel Corporation

Keystone Railroad, Inc. (Keystone) d/b/a Lake Michigan and Indiana Railroad Company (LMIC), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.31 to lease and operate approximately 66 miles of rail line (rail line)<sup>1</sup> in the State of Indiana owned by Bethlehem Steel Corporation (BSC).<sup>2</sup> The rail line is comprised of former yard and switching tracks and does not have assigned mileposts.<sup>3</sup>

The transaction is scheduled to be consummated on or about October 1, 1999.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

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<sup>1</sup> Keystone was formerly known as the Philadelphia, Bethlehem and New England Railroad Company (PBNE). PBNE changed its corporate name to Keystone, but it will continue to operate lines in the State of Pennsylvania under the PBNE name. LMIC, a newly established division of Keystone, will operate the rail line.

<sup>2</sup> BSC is a noncarrier holding company that controls, directly and indirectly, eight subsidiary railroads, including Keystone.

<sup>3</sup> According to Keystone, the rail line has been leased to, and operated by, Norfolk Southern Railway Company, as the successor to Consolidated Rail Corporation. Keystone states its belief that the rail line has been operated as exempt switching and/or yard tracks.

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An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33797, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Eric M. Hockey, Esq., Gollatz, Griffin & Ewing, P.C., 213 West Miner Street, P.O. Box 796, West Chester, PA 19381-0796.

Board decisions and notices are available on our website at “[WWW.STB.DOT.GOV](http://WWW.STB.DOT.GOV).”

Decided: September 15, 1999.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary