

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 35343

SUSQUEHANNA UNION RAILROAD COMPANY—CONTROL EXEMPTION—NORTH SHORE RAILROAD COMPANY, NITTANY & BALD EAGLE RAILROAD COMPANY, SHAMOKIN VALLEY RAILROAD COMPANY, JUNIATA VALLEY RAILROAD COMPANY, LYCOMING VALLEY RAILROAD COMPANY, AND UNION COUNTY INDUSTRIAL RAILROAD COMPANY

Decided: June 1, 2010

On April 12, 2010, Susquehanna Union Railroad Company (SURC), a nonoperating holding company, filed a petition for exemption (petition) from the prior approval requirements of 49 U.S.C. § 11323(a)(4) to acquire 100% stock control of 6 Class III railroads: North Shore Railroad Company, Nittany & Bald Eagle Railroad Company, Shamokin Valley Railroad Company, Juniata Valley Railroad Company, Lycoming Valley Railroad Company, and Union County Industrial Railroad Company.

By a decision served on April 30, 2010, and corrected on May 19, 2010, the deadline for replies to SURC's petition was extended to June 3, 2010, at the request of SEDA-COG Joint Rail Authority (JRA), which notified the Board that SURC and JRA were "actively engaged in negotiations which may lead to constructive resolution of issues."

In a letter dated May 26, 2010, JRA states that it and SURC continue to be actively engaged in negotiations and requests that the Board hold this proceeding in abeyance until July 6, 2010, to facilitate ongoing negotiations. JRA states that it is authorized to represent that counsel for SURC concurs in this request. In the interest of facilitating negotiations between JRA and SURC, this proceeding will be held in abeyance until July 6, 2010. Replies to SURC's petition will be due by July 6, 2010.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This case will be held in abeyance until July 6, 2010.
2. Replies to the petition are due by July 6, 2010.

3. This decision is effective on the service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.