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SEC

SERVICE DATE: JANUARY 3, 2005

**Surface Transportation Board**  
Washington, DC 20423-0001

December 30, 2004

*STB Finance Docket No. 33388 (Sub-No. 91)*

**CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
— CONTROL AND OPERATING LEASES/AGREEMENTS —  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION**

[GENERAL OVERSIGHT]

DECISION NO. 17

**N O T I C E**

A court action, entitled as shown below,  
was instituted on or about December 17, 2004,  
involving the above-titled proceeding:

No. 04-1426

**Commonwealth of Pennsylvania,  
Department of Community and  
Economic Development**

v.

**Surface Transportation Board and  
United States of America**

*before the  
United States Court of Appeals for the District of Columbia Circuit*

**Vernon Williams  
Secretary**