

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33381

APPLICATION OF THE NATIONAL RAILROAD PASSENGER CORP. UNDER
49 U.S.C. 24308(a)--SPRINGFIELD TERMINAL RAILWAY COMPANY, BOSTON AND
MAINE CORPORATION, AND PORTLAND TERMINAL COMPANY

Decided: September 10, 1997

By application filed March 19, 1997, under 49 U.S.C. 24308(a)(2), formerly section 402(a) of the Rail Passenger Service Act, the National Railroad Passenger Corporation (Amtrak) requests that we set reasonable terms and compensation for its access to and use of certain facilities owned by, and for receipt of services to be provided by, the Springfield Terminal Railway Company, the Boston and Maine Corporation (B&M), and the Portland Terminal Company, which are part of the Guilford Rail System (Guilford). In this decision, we continue to refer to the Guilford parties collectively as "B&M."

By motion filed August 26, 1997, B&M requests admission of two tendered supplemental verified statements—a statement by Sydney B. Culliford and a statement by Stephen F. Nevero.

Amtrak filed a reply in opposition to admission of these statements on September 3, 1997.

We will admit the two supplemental statements tendered by B&M, but Amtrak will be given 10 days from the date of service of this decision to reply. Amtrak's reply must be confined to the factual statements, assumptions, and arguments in the two B&M statements and may not contain new studies or responses to points that were not made in those statements. These supplemental pleadings are being accepted as they will not hold up the Board's analysis and consideration of the record, which is continuing.

It is ordered:

1. B&M's motion to admit the supplemental statements is granted.
2. Amtrak's reply is due within 10 days of the date of service of this decision.
3. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary