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SERVICE DATE - DECEMBER 18, 1998

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FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. MC-F-20913]

Peter Pan Bus Lines, Inc.—Pooling—Greyhound Lines, Inc.

AGENCY: Surface Transportation Board

ACTION: Notice tentatively approving an amendment to a pooling agreement.

SUMMARY: The Board tentatively approves an amendment to the previously approved operations pooling agreement between Peter Pan Bus Lines, Inc. (Peter Pan), of Springfield, MA, and Greyhound Lines, Inc. (Greyhound), of Dallas, TX (collectively, applicants), involving their routes between Albany, NY, and Boston, MA. If no opposing comments are timely filed, this notice will be the final Board action. If opposing comments are timely filed, this tentative approval will be deemed vacated, and the Board will consider the comments and any replies and will issue a further decision on the amendments.

DATES: Comments are due by January 7, 1999, and, if comments are filed, applicants' reply is due by January 19, 1999.

ADDRESSES: Send an original and 10 copies of comments referring to STB No.

MC-F-20913 to: Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, send one copy of comments to applicants' representatives: Jeremy Kahn, Suite 810, 1730 Rhode Island Avenue, N.W., Washington, DC 20036; and Fritz R. Kahn, Suite 750 West, 1100 New York Avenue, N.W., Washington, DC 20005-3934.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 565-1600. [TDD for the hearing impaired: (202) 565-1695.]

SUPPLEMENTARY INFORMATION: This pooling agreement was approved, as originally proposed, by decision served July 8, 1998, covering motor passenger and express operations between Albany and Boston. Applicants have filed a petition to modify the terms of the agreement with respect to when authorized service pursuant to this agreement will commence and to specify that Greyhound shall operate those schedules operating between Boston and Albany with intermediate service at Newton and Worcester, MA, while Peter Pan shall operate those schedules operating between Springfield and Albany with intermediate service at Lee, Lenox, and Pittsfield, MA.

We have reviewed the proposed amendment and will approve the requested modifications. While it appears that these modifications will continue to foster improved service and economy of operation, it does not appear that either of the modifications would unreasonably restrain competition in the affected transportation market or within the affected service area to any material extent. Accordingly, we will tentatively approve the amendment pending the filing of comments as discussed above.

Copies of the petition to amend the pooling agreement may be obtained free of charge by contacting applicants' representatives.

Board decisions and notices are available on our website at
“WWW.STB.DOT.GOV.”

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

It is ordered:

1. The proposed amendment to this pooling agreement is approved and authorized, subject to the filing of opposing comments.

2. If timely opposing comments are filed, the findings made in this decision will be deemed as having been vacated.

3. This decision will be effective on January 7, 1999, unless timely opposing comments are filed.

4. A copy of this decision will be served on the Department of Justice, Antitrust Division, 10th Street & Pennsylvania Avenue, N.W., Washington, DC 20530.

Decided: December 9, 1998.

By the Board, Chairman Morgan and Vice Chairman Owen.

Vernon A. Williams

Secretary