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SERVICE DATE – DECEMBER 23, 2008

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-491 (Sub-No. 2X)

R.J. CORMAN RAILROAD COMPANY/PENNSYLVANIA LINES, INC.—
ABANDONMENT EXEMPTION—IN CLEARFIELD, JEFFERSON AND INDIANA
COUNTIES, PA

Decided: December 22, 2008

In a petition filed on October 13, 2008, P&N Coal Company Inc. (P&N) challenged the notice of exemption in this proceeding as misleading due to statements in the Environmental/Historic Report (Report).¹ By decision served on December 11, 2008, P&N's October 13 petition was denied.

The Section of Environmental Analysis has evaluated the content of the Report and has not identified any issues of concern. Moreover, the Board did not find those raised by P&N's October 13 petition to be significant. No other environmental or historic preservation issues have been raised by any party. Accordingly, a Finding of No Significant Impact under 49 CFR 1105.10(g) will be made pursuant to 49 CFR 1011.7(b)(9).

It is ordered:

1. Abandonment of the involved rail line will have no significant effect on the quality of the human environment and conservation of energy resources or on historic resources.
2. This decision is effective on its service date.

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

Anne K. Quinlan
Acting Secretary

¹ P&N argued that the proposed abandonment would increase P&N's costs for shipping coal and, thus, the Report's contention that the proposed abandonment would not have any effect on the transportation of energy resources was misleading.