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SEC

SERVICE DATE – MARCH 31, 2006

Surface Transportation Board
Washington, DC 20423-0001

March 29, 2006

STB Docket No. 42071

OTTER TAIL POWER COMPANY
v.
BNSF RAILWAY COMPANY

NOTICE

A Court action, entitled as shown below,
was instituted on or about March 27, 2006,
involving the above-titled proceeding:

No. 06-1830

Otter Tail Power Company

v.

Surface Transportation Board and United States of America

*before the
United States Court of Appeals for the Eighth Circuit*

Vernon Williams
Secretary