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SEC

SERVICE DATE LATE RELEASE OCTOBER 31, 2006

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34939

NORTH AMERICA FREIGHT CAR ASSOCIATION—PETITION FOR DECLARATORY
ORDER

Decided: October 31, 2006

On October 11, 2006, North America Freight Car Association (NAFCA) filed a Petition for Declaratory Order, asking the Board to consider issues arising from Union Pacific Railroad Company's (UP) alleged: (a) discriminatory treatment of private cars; (b) failure to properly apply Board standards for private car registration; and (c) failure to apply the Interchange Rules of the Association of American Railroads as intended.

On October 23, 2006, UP filed a request for an extension of time, until November 14, 2006, to file a response to the petition for declaratory order, due to the involvement of UP attorneys in several ongoing Board proceedings. By facsimile received on October 26, 2006, NAFCA has indicated that it does not object to the extension request.

The request is reasonable. Accordingly, UP's request to extend its time to file a reply to NAFCA's petition will be granted.

It is ordered:

1. UP's request for an extension of time for filing a response to the petition for declaratory order is granted.
2. UP's response is due by November 14, 2006.
3. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary