

SERVICE DATE - JULY 15, 1997

SURFACE TRANSPORTATION BOARD

DECISION

STB No. 41891

REDCO FOODS, INC.--PETITION FOR DECLARATORY ORDER--CERTAIN  
RATES AND PRACTICES OF ST. JOHNSBURY TRUCKING COMPANY, INC.

STB No. 41899

UNITED PIPE AND STEEL CORP.--PETITION FOR  
DECLARATORY ORDER--CERTAIN RATES AND PRACTICES  
OF ST. JOHNSBURY TRUCKING COMPANY, INC.

Decided: July 10, 1997

These proceedings arise out of the efforts of St. Johnsbury Trucking Company, Inc. (respondent) to collect undercharges on certain shipments from Redco Foods, Inc., and United Pipe and Steel Corp (petitioners). The matters are before the Board on referral from the United States District Court for the Southern District of New York.

By decisions served July 18, 1996, procedural schedules were established in these proceedings. Petitioners' opening statements were due on March 17, 1997. Board records, however, indicate that petitioners have not filed their statements. Accordingly, petitioners are directed to file their opening statements by August 4, 1997, or show cause why these proceedings should not be dismissed.

*It is ordered:*

1. Petitioners are directed to file their opening statements on or before August 4, 1997, or show cause why these proceedings should not be dismissed.
2. If petitioners file their opening statements, respondent's reply statements will be due on September 3, 1997, and petitioners' rebuttal statements will be due on September 23, 1997.
3. This decision is effective on the service date.
4. A copy of this decision will be mailed to:

The Honorable Sonia Sotomayor  
United States District Court for  
the Southern District of New York  
500 Pearl Street, Room 1340  
New York, NY 10038

Re: Civil Case No. 95 CIV 4925 (SS), Adv. No. 95/9426A and  
Civil Case No. 96 CIV 0004(SS), Adv. No. 95/1609A

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary