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SEC

SERVICE DATE - JUNE 10, 1999

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33732

BRANDYWINE VALLEY RAILROAD COMPANY—
PETITION FOR PRESCRIPTION OF ALTERNATIVE RAIL SERVICE—
LINE OPERATED BY DELAWARE VALLEY RAILWAY COMPANY

Decided: June 9, 1999

On March 23, 1999, Brandywine Valley Railroad Company (Brandywine) filed a petition for prescription of alternative rail service over a 9.8-mile line of track owned by the Wilmington & Northern Railroad Company and operated by the Delaware Valley Railway Company (DV) between milepost 12.7 at the Delaware/Pennsylvania border and milepost 2.9 at Elsmere Jct., DE (the Delaware Line). DV filed a reply on March 29, 1999, and Brandywine submitted a rebuttal on April 1, 1999. DV submitted a letter on April 5, 1999.

By letter filed May 3, 1999, Brandywine withdrew its petition for alternative rail service, indicating that it was seeking authority under a certificate of designated operator being filed in STB D-OP No. 100, Certificate of Designated Operator, Brandywine Valley Railroad Company. In view of the withdrawal, the proceeding will be discontinued.

It is ordered:

1. The request to withdraw the petition for prescription of alternative rail service is granted, and the proceeding in STB Finance Docket No. 33732 is discontinued.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary