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SERVICE DATE - OCTOBER 2, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-55 (Sub-No. 565X)

CSX TRANSPORTATION, INC.--DISCONTINUANCE EXEMPTION--IN  
FREDERICK COUNTY, MD

Decided: September 29, 1998

On September 3, 1998, CSX Transportation, Inc. (CSXT) filed a verified notice of exemption under 49 CFR 1152 Subpart F--Exempt Abandonments and Discontinuances to discontinue service over a 0.93-mile line of railroad known as the Frederick Secondary Track owned by the Maryland Department of Transportation, State Railroad Administration, between a point 257 feet north of 8th Street (valuation station 3597+88), and a point of junction with CSXT's line, south of Carroll Creek (valuation station 3647+04.6), in Frederick County, MD.

By letter filed September 23, 1998, CSXT requests permission to withdraw its notice of exemption. CSXT states that service on the line at issue is being provided by CSXT pursuant to a modified certificate of public convenience and necessity issued in accordance with the Board's regulations at 49 CFR 1150 Subpart C.<sup>1</sup> Therefore, CSXT does not need to obtain authorization from the Board to discontinue these operations. CSXT has provided notice of its intention to discontinue operations over the line effective November 17, 1998, in compliance with Board regulations at 49 CFR 1150.24. Accordingly, the request to withdraw the notice of exemption will be granted.

This decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. CSXT's request for permission to withdraw its notice of exemption is granted.
2. The proceeding is dismissed.

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<sup>1</sup> The former Baltimore and Ohio Railroad Company, predecessor to CSXT was granted a modified certificate of public convenience and necessity by the Interstate Commerce Commission to operate over the line. See Baltimore and Ohio Railroad Company--Operation--in Frederick County, MD, Finance Docket No. 29920 (ICC served May 13, 1982).

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3. This decision is effective on its service date.

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

Vernon A. Williams  
Secretary