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SERVICE DATE - LATE RELEASE JUNE 8, 1998

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,
NORFOLK SOUTHERN CORPORATION AND
NORFOLK SOUTHERN RAILWAY COMPANY
--CONTROL AND OPERATING LEASES/AGREEMENTS--
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 86

Decided: June 8, 1998

By petition filed June 3, 1998,¹ the Brotherhood of Maintenance of Way Employes, Transport Workers Union of America, and Brotherhood of Locomotive Engineers, American Train Dispatchers Department (jointly petitioners), request the Board to postpone its June 8, 1998 voting conference in this proceeding.² Petitioners raise questions about the constitution of the Board and request reopening of the evidentiary phase of the proceeding and postponement until issues they raise are resolved to their satisfaction.

The petition presents no good cause or basis for postponement. Accordingly, the petition for postponement will be denied.

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

It is ordered:

1. The petition for postponement is denied.

¹ By pleading filed June 4, 1998 (designated TCU-17), Transportation Communications International Union joins in the petition for postponement.

² In this proceeding, CSX Corporation and CSX Transportation, Inc. (collectively CSX), Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively NS), and Conrail Inc., and Consolidated Rail Corporation (collectively Conrail) seek approval and authorization under 49 U.S.C. 11323-25 for: (1) the acquisition of control of Conrail by CSX and NS; and (2) the division of Conrail's assets by and between CSX and NS. CSX, NS and Conrail are collectively referred to as applicants in this decision.

2. This decision is effective on its service date.

By the Board, Chairman Morgan and Vice Chairman Owen.

Vernon A. Williams
Secretary