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SEC

SERVICE DATE - MARCH 1, 1999

SURFACE TRANSPORTATION BOARD

DECISION

STB No. 42039

STATE CHEMICAL MANUFACTURING CO., THE VALSPAR CORP., INTERNATIONAL PAPER COMPANY, INTERNATIONAL PAPER COMPANY d/b/a PAPER SUPPLY CO., KMART CORPORATION--PETITION FOR DECLARATORY ORDER--CERTAIN RATES AND PRACTICES OF LEONARD BROTHERS TRANSPORT CO., INC.

Decided: February 25, 1999

By decision served January 26, 1999, the Board established a procedural schedule in this proceeding. Respondent was required to furnish petitioners with all material called for by Vertex Corp.-Pet. Decl. Order-Rates and Practices, 9 I.C.C.2d 688 (1993) (Vertex II), modified at 10 I.C.C.2d 367 (1994) (Vertex III), by February 16, 1999.

By letter filed February 18, 1999, respondent requests that it be granted an extension of time to March 1, 1999, to furnish petitioners with its Vertex material. Respondent states that it believes that the tariffs and documentation required by Appendix A have already been provided through discovery to the petitioners. The extension request will be granted and the remaining procedural schedule will be adjusted accordingly.

It is ordered:

1. Respondent's extension request is granted.
2. Respondent is directed to furnish petitioners with material called for by Vertex by March 1, 1999.
3. Petitioners' opening statement must be filed by April 15, 1999.
4. Respondent's reply must be filed by May 17, 1999.
5. Petitioners' rebuttal must be filed by June 7, 1999.
6. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary