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Service Date- December 5, 1996

SEC

SURFACE TRANSPORTATION BOARD <sup>1</sup>

DECISION

No. 41634 <sup>2</sup>

NATIONAL BEEF PACKING CO.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF J.H. WARE TRUCKING INC.

No. 41641

VULPLEX, INC.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF J.H. WAR TRUCKING INC.

Decided: December 2, 1996

By decisions served October 25, 1995, the ICC established procedural schedules in these proceedings. Due dates were extended by subsequent decisions. Petitioners, opening statements were due on November 8, 1996.

By letter filed November 27, 1996, petitioners request a further extension of time to December 9, 1996, to file their opening statements. Petitioners state that respondent does not oppose the extension request.

The request will be granted and the procedural schedule will be adjusted accordingly.

It is ordered:

- 1 Petitioners' extension request is granted.
2. Petitioners, opening statement is due on December 9, 1996.
3. Respondent's reply is due on January 8, 1997.
4. Petitioners' rebuttal is due on January 28, 1997.
5. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary

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<sup>1</sup> On December 29, 1995, the President signed the ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (ICC Termination Act or the Act). Effective January 1, 1996, the Act abolished the Interstate Commerce Commission (ICC) and transferred various ICC functions to a newly created Surface Transportation Board (Board), including the resolution of issues in motor carrier undercharge proceedings, 49 U.S.C. 13709-13711.

<sup>2</sup> These proceedings are not consolidated. A single decision is being issued for administrative convenience.

