

34808  
SEC

SERVICE DATE - LATE RELEASE JUNE 21, 2004

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 41191 (Sub-No. 1)

AEP TEXAS NORTH COMPANY

v.

THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY

Decided: June 21, 2004

On June 16, 2004, AEP Texas North Company (AEP Texas) filed a petition requesting that the due date for filing rebuttal evidence be extended from July 6, 2004, to July 27, 2004. AEP Texas asserts that the extension of time is in the interest of both parties and the Board because it will insure that the record in this proceeding reflects the Board's most recent rate decision in Public Service Company of Colorado d/b/a Xcel Energy v. The Burlington Northern and Santa Fe Railway Company, STB Docket No. 42057 (STB served June 8, 2004), which involved portions of the same route and traffic group as those at issue in this proceeding. Moreover, AEP Texas maintains that additional time is needed to evaluate the information received in its requests for supplemental workpapers supporting The Burlington Northern and Santa Fe Railway Company's (BNSF) reply evidence. According to AEP Texas, BNSF has authorized AEP Texas to state that it has no objection to the extension request. Good cause exists for granting AEP Texas' request. Accordingly, the date for filing rebuttal evidence will be extended to July 27, 2004.

It is ordered:

1. The due date for filing rebuttal evidence is extended from July 6, 2004, to July 27, 2004.
2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary