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SEC

SERVICE DATE – DECEMBER 26, 2002

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42071

OTTER TAIL POWER COMPANY

v.

THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY

Decided: December 24, 2002

On December 13, 2002, Otter Tail Power Company and The Burlington Northern and Santa Fe Railway Company filed a joint motion to establish a new procedural schedule.<sup>1</sup> The parties have mutually agreed on a schedule with time frames that are set forth below. The proposed procedural schedule will be adopted.

It is ordered:

1. The procedural schedule in this proceeding is as follows:

April 30, 2003	End of discovery.
June 13, 2003	Opening statements due.
September 8, 2003	Reply statements due.
October 23, 2003	Rebuttal statements due.

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<sup>1</sup> The previous procedural schedule was suspended by a decision served on May 30, 2002, at the request of the parties, pending resolution of outstanding discovery disputes. In a decision served on November 15, 2002, the Board resolved those disputes and directed the parties to expeditiously complete discovery and propose a mutually agreeable procedural schedule.

2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary