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SERVICE DATE - JANUARY 10, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33331]

Respondek Railroad Corporation--Acquisition and Operation
Exemption--Evansville Terminal Company

Respondek Railroad Corporation (Respondek), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire and operate approximately 17.7 miles of line owned by the Evansville Terminal Company (Evansville): (1) between milepost 227.5 at Poseyville, IN, and milepost 244.7 at Evansville, IN; and (2) between milepost B-204.3 and milepost B-205 at Browns, IL.

The transaction was expected to be consummated on or after the December 30, 1996 effective date of the exemption.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to reopen will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33331, must be filed with the

STB Finance Docket No. 33331

Office of the Secretary, Surface Transportation Board, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on Andrew P. Goldstein, Esq., McCarthy, Sweeney & Harkaway, P.C., Suite 1105, 1750 Pennsylvania Avenue, N.W., Washington, DC 20006.

Decided: January 3, 1997.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary