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SEC

SERVICE DATE - LATE RELEASE FEBRUARY 17, 2004

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34415

OHIO DEPARTMENT OF TRANSPORTATION — PETITION FOR DECLARATORY ORDER  
— STATUS OF TRACK AT FINDLAY, HANCOCK COUNTY, OH

Decided: February 17, 2004

In a petition filed on November 7, 2003, the Ohio Department of Transportation (ODOT) requests a declaratory order to terminate a controversy between it and Norfolk Southern Railway Company (NS) concerning the status of approximately 807 feet of track in Findlay, Hancock County, OH.

In a letter filed on February 11, 2004, ODOT asks that the proceeding be held in abeyance until March 31, 2004, because the parties are making progress toward resolving their dispute. ODOT asserts that it is authorized to state that NS joins in this request.

The request to hold the proceeding in abeyance is reasonable and will be granted.

It is ordered:

1. This proceeding is held in abeyance until March 31, 2004.
2. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary