

28935  
SEC

SERVICE DATE - FEBRUARY 18, 1998

SURFACE TRANSPORTATION BOARD

DECISION<sup>1</sup>

No. 41497

INTERNATIONAL ENVIRONMENTAL CORPORATION  
--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41498

CLIMATE MASTER--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41499

HART INDUSTRIAL--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41555

ARNESON PRODUCTS, INC., ATCO RUBBER PRODUCTS, INC., BRAINERD  
MANUFACTURING COMPANY, INC., DISCOVERY PLASTICS, INC., DOMINION  
ELECTRIC SUPPLY, INTER-CITY PRODUCTS CORPORATION (USA) fka HEIL-QUAKER  
CORPORATION, JET EQUIPMENT & TOOLS, INC., KEYSTONE AUTOMOTIVE  
INDUSTRIES, INC., AND LITTLE GIANT PUMP COMPANY  
--PETITION FOR DECLARATORY ORDER--CERTAIN RATES AND PRACTICES OF  
TRANSCON LINES

No. 41560

UNION PACIFIC RAILROAD COMPANY--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41595

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<sup>1</sup> These proceedings are not consolidated. A single decision is being issued for administrative convenience.

No. 41497, *et al.*

KRAFT GENERAL FOODS GROUP, METRO INDUSTRIES, INC., MOLDAN CORP.,  
NATIONAL BEAUTY, INC., JAMES RIVER PAPER COMPANY fka PACIFIC  
PAPERBOARD PRODUCTS, STONE HEAVY VEHICLE SPECIALISTS, INC., AND WORD,  
INC.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41596

AMERICAN DESK MANUFACTURING COMPANY, ANEMOSTAT PRODUCTS DIVISION  
OF DYNAMICS CORPORATION OF AMERICA, БЕЛОIT CORPORATION, BOB BARKER  
COMPANY, CHERNE INDUSTRIES INCORPORATED, GREENWALD INDUSTRIES, INC.,  
HANDI-KUP, A DIVISION OF JAMES RIVER CORPORATION OF VIRGINIA, AND  
INDUSTRIAL FABRICS CORPORATION--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41597

IRON MOUNTAIN FORGE CORP., MAPLE CHASE CO., PEYTON'S  
SOUTHWESTERN, A DIVISION OF THE KROGER COMPANY, R. J. REYNOLDS  
TOBACCO COMPANY, AND WICKES FURNITURE CO.--PETITION FOR DECLARATORY  
ORDER--CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41598

THOMAS & BETTS HOLDINGS, INC. FKA FL INDUSTRIES, INC.--PETITION FOR  
DECLARATORY ORDER--CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41599

RALSTON PURINA COMPANY--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41600

CURTICE BURNS FOODS, INC., SMITH & NEPHEW DONJOY, INC.,  
SANYO FISHER USA CORP. AND SANYO MANUFACTURING CORP.,  
SMITH AND NEPHEW ROLYAN, INC., WELLA CORPORATION, AND WOLVERINE  
TUBE, INC.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41629

MINE SAFETY APPLIANCES COMPANY, O'SULLIVAN CORPORATION,

No. 41497, *et al.*

AND WHITE CONSOLIDATED INDUSTRIES, INC.  
--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41659

TOBACCO EXPORTERS INTERNATIONAL (USA) LIMITED  
--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

No. 41672

TANDY CORPORATION--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF TRANSCON LINES

Decided: February 12, 1998

These proceedings arise out of the efforts of the trustee in bankruptcy of Transcon Lines (respondent), to collect undercharges for certain transportation services performed on behalf of the above named shippers (collectively referred to as petitioners). These matter are before the Board on referral from the United States Bankruptcy Court for the Central District of California.

The Board established procedural schedules in these proceedings. By decision served January 20, 1998, the Board directed the parties to show cause by February 9, 1998, why these proceedings should not be dismissed.

By letters filed February 5, 1998, petitioners in Nos. 41555, 41560, 41595, 41596, 41597, 41589, 41599, 41600, 41629, and 41672 submitted copies of stipulations of dismissal with prejudice and orders thereon issued by the referring court on December 29, 1997, and requested dismissal of their proceedings. Their requests will be granted.

In Nos. 41497, 41498, 41499 and 41659 none of the parties submitted a response to the January 20 show cause order or otherwise attempted to show cause. As no party has shown cause why those proceedings should not be dismissed, those proceedings will also be dismissed.

It is ordered:

1. These proceedings are dismissed.
2. This decision is effective on its service date.
3. A copy of this decision will be mailed to:

No. 41497, *et al.*

The Honorable David N. Naugle  
United States Bankruptcy Court,  
Central District of California  
200 Federal Building  
699 North Arrowhead Avenue  
San Bernardino, CA 92401

Re: Case No. SB 93-22207 DN, Chapter 7, Adv. No. SB 93-2851 DN, Adv. No. SB 93-2735 DN, Adv. No. SB 93-1234 DN, Adv. No. SB 93-02607 DN; Adv. No. SB 94-02213 DN; Adv. No. SB 94-01593 DN; Adv. No. SB 94-02218 DN; Adv. No. SB 94-02027 DN; Adv. No. SB 94-01518 DN; Adv. No. SB 94-01181 DN; Adv. No. SB 93-02340 DN; Adv. No. SB 94-01094 DN; Adv. No. SB 93-01692 DN; Adv. No. SB 93-02460 DN; Adv. No. SB 94-01572 DN; Adv. No. SB 93-02429 DN; Adv. No. SB-94-01376 DN; Adv. No. SB-93-02225 DN; Adv. No. SB-93-02241 DN; Adv. No. SB-94-01480 DN; Adv. No. SB-93-02345 DN; Adv. No. 94-01503-DN; Adv. No. SB-94-01505-DN; Adv. No. SB-93-02304-DN; Adv. No. SB 93-02500 DN; Adv. No. SB 93-02171 DN; Adv. No. SB 93-02504 DN; Adv. No. SB 93-02199 DN; Adv. No. SB 93-02511 DN; Adv. No. SB 93-02281 DN; Adv. No. SB 93-02401 DN; Adv. No. SB 94-01062 DN; Adv. No. SB 93-02264 DN; Adv. No. SB 94-01959 DN; Adv. No. SB 93-02364 DN; Adv. No. SB 94-01182 DN; Adv. No. SB 94-02065 DN; Adv. No. SB 94-01249 DN; Adv. No. SB 94-01841 DN; Adv. No. SB 94-01929 DN; Adv. No. 94-1606 DN; and Adv. No. SB 94-2339 DN.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary