

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34672

UNION PACIFIC RAILROAD COMPANY—ACQUISITION AND OPERATION  
EXEMPTION—LINE OF BNSF RAILWAY COMPANY

Decided: September 6, 2006

By petition filed on March 14, 2005, Union Pacific Railroad Company (UP) sought an exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 11323-25 to acquire and operate approximately 23.7 miles of rail line of BNSF Railway Company (BNSF), extending from BNSF milepost 141.8 at Rockview, MO, to BNSF milepost 165.5 at Sikeston, MO. UP stated that the purpose of the transaction was to increase its shipping capacity between Rockview and Dexter, MO, along its St. Louis-Houston corridor. On June 8, 2005, the Board instituted a proceeding and stated that it would issue a decision on UP's petition following completion of the necessary environmental review.

On August 14, 2006, the City of Sikeston, MO (City of Sikeston), filed a motion to dismiss UP's petition, or, in the alternative, to reclassify the scope of the Board's environmental review.

By motion filed on September 1, 2006, UP has sought leave to withdraw its petition for exemption. UP's motion to withdraw its petition for exemption is granted, and the proceeding is discontinued. Accordingly, City of Sikeston's motion to dismiss is moot.

It is ordered:

1. UP's motion to withdraw its petition for exemption is granted, and this proceeding is discontinued.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary